

WP(C) 3892/2011

BEFORE

THE HON'BLE MR. JUSTICE B.P. KATAKEY

Heard Mr. S. Islam, learned counsel for the petitioner and Mr. P. Roy, learned State Counsel appearing for the respondent Nos.1 to 6.

The writ petition is taken up for disposal without issuing notice on the respondent Nos.7 and 8, as it is proposed to be disposed of with the direction to the Registrar of Cooperative Societies to decide the complain filed by the petitioner on 3rd February, 2011 upon hearing all concerned parties including the petitioner and the respondent Nos.7 and 8.

It appears from the materials made available on the records of the writ petition that the petitioner and others lodged the complain with the Registrar of Cooperatives, Assam on 3rd February, 2011 relating to the functioning of the respondent No.7 Society as well as against the Secretary of the said Society, the respondent No.8. It also appears that a report dated 28th February, 2011 has been submitted by the Assistant Registrar of Cooperative Societies, Hatsingimari to the Registrar. According to the petitioner, despite receipt of the said report, the Registrar of Cooperative Societies has not taken any final decision in the matter.

Though this Court vide order dated 3rd August, 2011 allowed time to Mr. P. Roy, learned State Counsel to obtain necessary instruction relating to the aforesaid contention of the petitioner, Mr. Roy, learned State Counsel submits that the instructions have not been furnished to him till date.

Keeping in view the aforesaid position, the writ petition is disposed of directing the Registrar of Cooperative Societies to pass necessary order in the complain filed by the petitioner and others on 3rd February, 2011 within 1 (one) month from the date of receipt of the certified copy of the order passed today along with the copy of the writ petition with annexures appended thereto to be submitted by the petitioner before the said authority. It is needless to say that while disposing of the said complain dated 3rd February, 2011, the Registrar shall hear all concerned including the respondent Nos.7 and 8.

The writ petition is accordingly disposed of. No costs.