

HIGH COURT OF MADHYA PRADESH : JABALPUR

FULL BENCH - I (Time 10:30 AM)

Daily Cause List dated : 21-12-2020

BEFORE: HON'BLE THE ACTING CHIEF JUSTICE & HON'BLE SHRI JUSTICE SUJOY PAUL &
HON'BLE SHRI JUSTICE VIJAY KUMAR SHUKLA

Hearing through Video Conferencing

MOTION HEARING

[DIRECTION MATTERS]

SN	Case No	Petitioner / Respondent	Petitioner/Respondent Advocate
1	IA No. 3390/2020 - APPL. FOR ALTERATION OF DATE OF HEARING in WP 04021/2019	BHOPAL COOPERATIVE CENTRAL BANK MARYADIT BHOPAL	RAHUL CHOUBEY

Versus

THE STATE OF MADHYA
PRADESH

ADVOCATE GENERAL, AJAY GUPTA[CAVEAT],
RAJEEV MISHRA[CAVEAT][R-1][AG][R-2][AG]
[R-3][AG][R-4][AG][R-5][AG], RAVI KANT
PATIDAR[R-1][AG][R-2][AG][R-3][AG][R-4][AG]
[R-5][AG], ANKIT SAXENA[R-6], ARPIT
SAXENA[R-6], ATIN VISHWAKARMA[R-6],
DEEPESH MAHAWAR[R-6], NEELAM KUMAR
SHAH[R-6]

ELECTION-12800 - Co-oprative Societies-12822 - Co-oprative Societies-12822
Relief - FOR QUASHING THE ORDER DT. 15-02-2019 P-12,26-07-2018 P-7 and 10-08-2018
P-8

{FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **AS PER HON'BLE
COURT ORDER DATED 25/04/2019 FOR ORDERS ON THE
CONSIDERATION OF THE FOLLOWING QUESTIONS OF
LAW:-"1.WHETHER THE ORDER PASSED BY THE DIVISION BENCH OF
THIS COURT IN WP NO.6913/2017 ON 15.05.2017 LAYS DOWN THE
CORRECT LAW IN REGARD TO SECTION 48-AA AND SECTION 50-A OF
THE ACT OF 1960 OR THE ORDER PASSED IN WRIT APPEAL
NO.551/2019 AFFIRMING THE ORDER PASSED BY THE SINGLE BENCH
OF THIS COURT IN WP NO.551/2019 ?2.WHETHER THE PROVISIONS OF
SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OPERATES IN
A DIFFERENT SPHERE I.E. PRE AND POST ELECTION O HE DIRECTOR?
3.WHETHER SECTION 50-A OF THE ACT OF 1960 IS A DEEMING
PROVISION FOR HOLDING A DIRECTOR OF A SOCIETY AS
DISQUALIFIED OR AN OPPORTUNITY OF HEARING IS STILL REQUIRED
TO BE GIVEN AS HELD BY THIS COURT IN WP NO.6913 OF 2017?"(AS
PER HON'BLE THE ACTING CHIEF JUSTICE ADMINISTRATIVE ORDER
DATED 07/12/2020, LAY W.P.NO.4021/2019 AND OTHER CONNECTED
WRIT PETITIONS BEFORE A LARGER BENCH ON 21/12/2020).
01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION**

Connected (12)
1.1 IA No. 2402/2019 -
DOCUMENT TAKEN ON
RECORD,3589/2019 -
EXTENSION OF
TIME,3684/2019 - AD-
INTERIM WRIT in
WP 04057/2019

BOARD OF DIRECTOR (SUPERSEDED) BHOPAL CO OPERATIVE CENTRAL BANK BHOPAL	PUSHPENDRA YADAV, SURBHI AGRAWAL, DHARMENDRA KUMAR KAURAB, RAHUL DESHMUKH
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WP/04021/2019 (M)

Versus

THE STATE OF MADHYA
PRADESH

ADVOCATE GENERAL, AJAY GUPTA[R-1][AG]
[R-2][AG][R-3][AG]

ELECTION-12800 - Co-oprative Societies-12822 - Co-oprative Societies-12822
Relief - TO SET ASIDE THE IMPUGNED ORDER DT. 14/02/2019 ANN P/1

{FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **AS PER HON'BLE
COURT ORDER DATED 25/04/2019 FOR ORDERS ON THE
CONSIDERATION OF THE FOLLOWING QUESTIONS OF LAW:-
"1.WHETHER THE ORDER PASSED BY THE DIVISION BENCH OF THIS
COURT IN WP NO.6913/2017 ON 15.05.2017 LAYS DOWN THE CORRECT
LAW IN REGARD TO SECTION 48-AA AND SECTION 50-A OF THE ACT OF
1960 OR THE ORDER PASSED IN WRIT APPEAL NO.551/2019
AFFIRMING THE ORDER PASSED BY THE SINGLE BENCH OF THIS
COURT IN WP NO.551/2019 ? 2.WHETHER THE PROVISIONS OF**

Daily Cause List dated : 21-12-2020

BEFORE: HON'BLE THE ACTING CHIEF JUSTICE & HON'BLE SHRI JUSTICE SUJOY PAUL & HON'BLE SHRI JUSTICE VIJAY KUMAR SHUKLA

SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OPERATES IN A DIFFERENT SPHERE I.E. PRE AND POST ELECTION OF THE DIRECTOR ? 3. WHETHER SECTION 50-A OF THE ACT OF 1960 IS A DEEMING PROVISION FOR HOLDING A DIRECTOR OF A SOCIETY AS DISQUALIFIED OR AN OPPORTUNITY OF HEARING IS STILL REQUIRED TO BE GIVEN AS HELD BY THIS COURT IN WP NO.6913 OF 2017?" (FOR ADMISSION AND I.R.) FOR ADMISSION AND IA NO.2402/2019- DOCUMENT TAKEN ON RECORD AND IA NO.3589/2019-EXTENSION OF TIME AND IA NO.3684/2019-AD-INTERIM WRIT. 01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION

1.2 Connected (12)
IA No. 2885/2019 - INTERVENTION APPLN.,3683/2019 - AD-INTERIM WRIT in WP 04339/2019

BOARD OF DIRECTOR DIST. PUSHPENDRA YADAV, DHARMENDRA KUMAR
CO OPERATIVE CENTRAL KAURAB, RAHUL DESHMUKH, ADITYA SINGH
BANK RAISEN YADAV

WP/04021/2019 (M)

Versus

THE STATE OF MADHYA ADVOCATE GENERAL, AJAY GUPTA[CAVEAT],
PRADESH RAJEEV MISHRA[CAVEAT], AJAY KUMAR
MISHRA[R-1][AG]

SOCIETIES-18300 - Co-operative Societies Act, 1912-18301 - Co-operative Societies Act, 1912-18301

Relief - QUASH AND SET ASIDE THE ORDER DT.13/02/2019 (ANN.P-1)

{FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **AS PER HON'BLE COURT ORDER DATED 25/04/2019 FOR ORDERS ON THE CONSIDERATION OF THE FOLLOWING QUESTIONS OF LAW:-**

"1.WHETHER THE ORDER PASSED BY THE DIVISION BENCH OF THIS COURT IN WP NO.6913/2017 ON 15.05.2017 LAYS DOWN THE CORRECT LAW IN REGARD TO SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OR THE ORDER PASSED IN WRIT APPEAL NO.551/2019 AFFIRMING THE ORDER PASSED BY THE SINGLE BENCH OF THIS COURT IN WP NO.551/2019 ? 2.WHETHER THE PROVISIONS OF SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OPERATES IN A DIFFERENT SPHERE I.E. PRE AND POST ELECTION OF THE DIRECTOR ? 3. WHETHER SECTION 50-A OF THE ACT OF 1960 IS A DEEMING PROVISION FOR HOLDING A DIRECTOR OF A SOCIETY AS DISQUALIFIED OR AN OPPORTUNITY OF HEARING IS STILL REQUIRED TO BE GIVEN AS HELD BY THIS COURT IN WP NO.6913 OF 2017?" (FOR ADMISSION AND I.R.) FOR ADMISSION AND I.R. AND IA NO.2885/2019- INTERVENTION APPLN. AND IA NO.3683/2019-AD-INTERIM WRIT 01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION

1.3 Connected (12)
IA No. 3370/2019 - STAY APPLICATION,3570/2019 - EXTENSION OF TIME,3773/2019 - INTERIM RELIEF,4228/2019 - INTERVENTION APPLN. in WP 04915/2019

RAMCHANDRA LOWANSHI SANJAY RAM TAMRAKAR, VINOD MISHRA,
GHANSHYAM BARMAN, DEEPAK SAHU

WP/04021/2019 (M)

Versus

THE STATE OF MADHYA ADVOCATE GENERAL, AJAY GUPTA[CAVEAT],
PRADESH RAJEEV MISHRA[CAVEAT], RAVI KANT
PATIDAR[INT][R-1]

SOCIETIES-18300 - M.P Co-operative Societies Act, 1960-18320 - M.P. Co-operative Societies Act, 1960-18320

Relief - TO QUASH THE IMPUGNED ORDERS DTD. 28/02/19, ANNEX. P/6 and DTD. 01/03/19, ANNEX. P/7.

{FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **AS PER HON'BLE COURT ORDER DATED 25/04/2019 FOR ORDERS ON THE CONSIDERATION OF THE FOLLOWING QUESTIONS OF LAW:-**

"1.WHETHER THE ORDER PASSED BY THE DIVISION BENCH OF THIS COURT IN WP NO.6913/2017 ON 15.05.2017 LAYS DOWN THE CORRECT

Daily Cause List dated : 21-12-2020

BEFORE: HON'BLE THE ACTING CHIEF JUSTICE & HON'BLE SHRI JUSTICE SUJOY PAUL & HON'BLE SHRI JUSTICE VIJAY KUMAR SHUKLA

LAW IN REGARD TO SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OR THE ORDER PASSED IN WRIT APPEAL NO.551/2019 AFFIRMING THE ORDER PASSED BY THE SINGLE BENCH OF THIS COURT IN WP NO.551/2019 ? 2.WHETHER THE PROVISIONS OF SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OPERATES IN A DIFFERENT SPHERE I.E. PRE AND POST ELECTION OF THE DIRECTOR ? 3. WHETHER SECTION 50-A OF THE ACT OF 1960 IS A DEEMING PROVISION FOR HOLDING A DIRECTOR OF A SOCIETY AS DISQUALIFIED OR AN OPPORTUNITY OF HEARING IS STILL REQUIRED TO BE GIVEN AS HELD BY THIS COURT IN WP NO.6913 OF 2017?" (FOR ADMISSION AND I.R.) IA NO.3370/2019-STAY APPLICATION AND FOR RE HEARING AND IA NO.3570/2019-EXTENSION OF TIME AND IA NO.3773/2019-INTERIM RELIEF AND IA NO.4228/2019-INTERVENTION APPLN.

01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION

1.4 Connected (12)
IA No. 3371/2019 - STAY APPLICATION,4222/2019 - INTERVENTION APPLN. in WP 04919/2019

MALAK SINGH PATEL

SANJAY RAM TAMRAKAR, VINOD MISHRA, GHANSHYAM BARMAN, DILEEP KUMAR HARIJAN

WP/04021/2019 (M)

Versus

THE STATE OF MADHYA PRADESH

ADVOCATE GENERAL, AJAY GUPTA[INT], RAJEEV MISHRA[INT], RAVI KANT PATIDAR[INT][R-1]

SOCIETIES-18300 - M.P. Co-operative Societies Act, 1960-18320 - M.P. Co-operative Societies Act, 1960-18320
Relief - TO QUASH THE IMPUGNED ORDERS DTD. 28/02/19, ANNEX. P/6 and DTD. 01/03/19, ANNEX. P/7.

{FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **AS PER HON'BLE COURT ORDER DATED 25/04/2019 FOR ORDERS ON THE CONSIDERATION OF THE FOLLOWING QUESTIONS OF LAW:-**
"1.WHETHER THE ORDER PASSED BY THE DIVISION BENCH OF THIS COURT IN WP NO.6913/2017 ON 15.05.2017 LAYS DOWN THE CORRECT LAW IN REGARD TO SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OR THE ORDER PASSED IN WRIT APPEAL NO.551/2019 AFFIRMING THE ORDER PASSED BY THE SINGLE BENCH OF THIS COURT IN WP NO.551/2019 ? 2.WHETHER THE PROVISIONS OF SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OPERATES IN A DIFFERENT SPHERE I.E. PRE AND POST ELECTION OF THE DIRECTOR ? 3. WHETHER SECTION 50-A OF THE ACT OF 1960 IS A DEEMING PROVISION FOR HOLDING A DIRECTOR OF A SOCIETY AS DISQUALIFIED OR AN OPPORTUNITY OF HEARING IS STILL REQUIRED TO BE GIVEN AS HELD BY THIS COURT IN WP NO.6913 OF 2017?" (FOR ADMISSION AND I.R.) FOR ADMISSION AND I.R. AND IA NO.3371/2019-STAY APPLICATION AND IA NO.4222/2019-INTERVENTION APPLN.
01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION

1.5 Connected (12)
IA No. 3686/2019 - AD-INTERIM WRIT,4231/2019 - INTERVENTION APPLN. in WP 05124/2019

KUNWAR SINGH

PUSHPENDRA YADAV, DHARMENDRA KUMAR KAURAB, ADITYA SINGH YADAV, RAHUL DESHMUKH

WP/04021/2019 (M)

Versus

THE STATE OF MADHYA PRADESH

ADVOCATE GENERAL, AJAY GUPTA[R-1], RAJEEV MISHRA[R-1], RAVI KANT PATIDAR[R-1]

SOCIETIES-18300 - M.P. Co-operative Societies Act, 1960-18320 - M.P. Co-operative Societies Act, 1960-18320

Relief - to quash and set aside the impugned order dt. 28-02-2019 (p-1)

{FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **AS PER HON'BLE COURT ORDER DATED 25/04/2019 FOR ORDERS ON THE CONSIDERATION OF THE FOLLOWING QUESTIONS OF LAW:-**
"1.WHETHER THE ORDER PASSED BY THE DIVISION BENCH OF THIS

Daily Cause List dated : 21-12-2020

BEFORE: HON'BLE THE ACTING CHIEF JUSTICE & HON'BLE SHRI JUSTICE SUJOY PAUL & HON'BLE SHRI JUSTICE VIJAY KUMAR SHUKLA

COURT IN WP NO.6913/2017 ON 15.05.2017 LAYS DOWN THE CORRECT LAW IN REGARD TO SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OR THE ORDER PASSED IN WRIT APPEAL NO.551/2019 AFFIRMING THE ORDER PASSED BY THE SINGLE BENCH OF THIS COURT IN WP NO.551/2019 ? 2.WHETHER THE PROVISIONS OF SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OPERATES IN A DIFFERENT SPHERE I.E. PRE AND POST ELECTION OF THE DIRECTOR ? 3. WHETHER SECTION 50-A OF THE ACT OF 1960 IS A DEEMING PROVISION FOR HOLDING A DIRECTOR OF A SOCIETY AS DISQUALIFIED OR AN OPPORTUNITY OF HEARING IS STILL REQUIRED TO BE GIVEN AS HELD BY THIS COURT IN WP NO.6913 OF 2017?" (FOR ADMISSION AND I.R.) FOR ADMISSION AND I.R. AND IA NO.3686/2019-AD-INTERIM WRIT AND IA NO.4231/2019-INTERVENTION APPLN. 01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION

Connected (12)
1.6 IA No. 3610/2019 -
INTERVENTION APPLN.
in
WP 05535/2019

WP/04021/2019 (M)

VIRENDRA FOUZDAR RAJENDRA KUMAR SHRIVASTAV, HEMANT KUMAR BHANNARWAR

Versus

THE STATE OF MADHYA PRADESH

ADVOCATE GENERAL, AJAY GUPTA[INT], RAJEEV MISHRA[INT], RAVI KANT PATIDAR[INT][R-1][AG][R-2][AG][R-3][AG]

SOCIETIES-18300 - M.P. Co-operative Societies Act, 1960-18320 - M.P. Co-operative Societies Act, 1960-18320

Relief - QUASH THE ORDER DT:02/03/2019 (ANN.P-2)

{FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **AS PER HON'BLE COURT ORDER DATED 25/04/2019 FOR ORDERS ON THE CONSIDERATION OF THE FOLLOWING QUESTIONS OF LAW:-**

"1.WHETHER THE ORDER PASSED BY THE DIVISION BENCH OF THIS COURT IN WP NO.6913/2017 ON 15.05.2017 LAYS DOWN THE CORRECT LAW IN REGARD TO SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OR THE ORDER PASSED IN WRIT APPEAL NO.551/2019 AFFIRMING THE ORDER PASSED BY THE SINGLE BENCH OF THIS COURT IN WP NO.551/2019 ? 2.WHETHER THE PROVISIONS OF SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OPERATES IN A DIFFERENT SPHERE I.E. PRE AND POST ELECTION OF THE DIRECTOR ? 3. WHETHER SECTION 50-A OF THE ACT OF 1960 IS A DEEMING PROVISION FOR HOLDING A DIRECTOR OF A SOCIETY AS DISQUALIFIED OR AN OPPORTUNITY OF HEARING IS STILL REQUIRED TO BE GIVEN AS HELD BY THIS COURT IN WP NO.6913 OF 2017?" (FOR ADMISSION AND I.R.) FOR ADMISSION AND I.R. AND IA NO.3610/2019-INTERVENTION APPLN.

01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION

Connected (12)
1.7 IA No. 4558/2019 -
VACATING STAY in
WP 06038/2019

WP/04021/2019 (M)

HARIRAM YADAV

ANIL LALA, VISHNU CHANDRA DWIVEDI

Versus

THE STATE OF MADHYA PRADESH

ADVOCATE GENERAL, DEEPAK AWASTHI[CAVEAT](Caveat)(Caveat)(Caveat), RAJENDRA KUMAR SEN[CAVEAT](Caveat)(Caveat), RAKESH KUMAR MISHRA[CAVEAT](Caveat)(Caveat)(Caveat), RAVI KANT PATIDAR[R-5], RAJEEV MISHRA[R-5], AJAY GUPTA[R-5][R-1][AG][R-2][AG][R-3][AG][R-4][AG]

SOCIETIES-18300 - M.P. Co-operative Societies Act, 1960-18320 - M.P. Co-operative Societies Act, 1960-18320

Relief - TO QUASH THE ORDER DTD 06-03-2019 (ANNX P/5,6).

{FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **AS PER HON'BLE COURT ORDER DATED 25/04/2019 FOR ORDERS ON THE CONSIDERATION OF THE FOLLOWING QUESTIONS OF LAW:-**

"1.WHETHER THE ORDER PASSED BY THE DIVISION BENCH OF THIS COURT IN WP NO.6913/2017 ON 15.05.2017 LAYS DOWN THE CORRECT

Daily Cause List dated : 21-12-2020

BEFORE: HON'BLE THE ACTING CHIEF JUSTICE & HON'BLE SHRI JUSTICE SUJOY PAUL & HON'BLE SHRI JUSTICE VIJAY KUMAR SHUKLA

**LAW IN REGARD TO SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OR THE ORDER PASSED IN WRIT APPEAL NO.551/2019 AFFIRMING THE ORDER PASSED BY THE SINGLE BENCH OF THIS COURT IN WP NO.551/2019 ? 2.WHETHER THE PROVISIONS OF SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OPERATES IN A DIFFERENT SPHERE I.E. PRE AND POST ELECTION OF THE DIRECTOR ? 3. WHETHER SECTION 50-A OF THE ACT OF 1960 IS A DEEMING PROVISION FOR HOLDING A DIRECTOR OF A SOCIETY AS DISQUALIFIED OR AN OPPORTUNITY OF HEARING IS STILL REQUIRED TO BE GIVEN AS HELD BY THIS COURT IN WP NO.6913 OF 2017?" (FOR ADMISSION AND I.R.) (FOR ADMISSION AND I.R.) (THIS PETITION IS LINK WITH WP 4915/2019 VIDE HON.C.O.DTD.25-3-2019) AND IA NO.4558/2019-VACATING STAY
01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION**

Connected (12)
1.8 WP 06607/2019 (S)
WP/04021/2019 (M)

SHIVAJI PATEL
PUSHPENDRA YADAV, DHARMENDRA KUMAR
KAURAB, RAHUL DESHMUKH, ADITYA SINGH
YADAV

Versus

THE STATE OF MADHYA PRADESH
ADVOCATE GENERAL, AJAY GUPTA[R-1]

SOCIETIES-18300 - M.P. Co-operative Societies Act, 1960-18320 - M.P. Co-operative Societies Act, 1960-18320

Relief - TO QUASH THE ORDER DTD 07-02-2019 (NOT SERVED) (ANNX P/2).

{FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **AS PER HON'BLE COURT ORDER DATED 25/04/2019 FOR ORDERS ON THE CONSIDERATION OF THE FOLLOWING QUESTIONS OF LAW:-**

**"1.WHETHER THE ORDER PASSED BY THE DIVISION BENCH OF THIS COURT IN WP NO.6913/2017 ON 15.05.2017 LAYS DOWN THE CORRECT LAW IN REGARD TO SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OR THE ORDER PASSED IN WRIT APPEAL NO.551/2019 AFFIRMING THE ORDER PASSED BY THE SINGLE BENCH OF THIS COURT IN WP NO.551/2019 ? 2.WHETHER THE PROVISIONS OF SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OPERATES IN A DIFFERENT SPHERE I.E. PRE AND POST ELECTION OF THE DIRECTOR ? 3. WHETHER SECTION 50-A OF THE ACT OF 1960 IS A DEEMING PROVISION FOR HOLDING A DIRECTOR OF A SOCIETY AS DISQUALIFIED OR AN OPPORTUNITY OF HEARING IS STILL REQUIRED TO BE GIVEN AS HELD BY THIS COURT IN WP NO.6913 OF 2017?" (FOR ADMISSION AND I.R.) FOR ADMISSION AND I.R.
01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION**

Connected (12)
1.9 WP 07065/2019
WP/04021/2019 (M)

BHARAT SINGH
NAVIN DUBEY, SEEPJA DUBEY, ANKITA
SHARMA

Versus

THE STATE OF MADHYA PRADESH
ADVOCATE GENERAL, AJAY GUPTA[R-5], RAVI
KANT PATIDAR[R-5], RAJEEV MISHRA[R-5]

SOCIETIES-18300 - M.P. Co-operative Societies Act, 1960-18320 - M.P. Co-operative Societies Act, 1960-18320

Relief - FOR QUASHING THE ORDER DT 01-03-2019 P-1

{FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **AS PER HON'BLE COURT ORDER DATED 25/04/2019 FOR ORDERS ON THE CONSIDERATION OF THE FOLLOWING QUESTIONS OF LAW:-**

**"1.WHETHER THE ORDER PASSED BY THE DIVISION BENCH OF THIS COURT IN WP NO.6913/2017 ON 15.05.2017 LAYS DOWN THE CORRECT LAW IN REGARD TO SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OR THE ORDER PASSED IN WRIT APPEAL NO.551/2019 AFFIRMING THE ORDER PASSED BY THE SINGLE BENCH OF THIS COURT IN WP NO.551/2019 ? 2.WHETHER THE PROVISIONS OF SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OPERATES IN A DIFFERENT SPHERE I.E. PRE AND POST ELECTION OF THE DIRECTOR ? 3. WHETHER SECTION 50-A OF THE ACT OF 1960 IS A DEEMING PROVISION FOR HOLDING A DIRECTOR OF A SOCIETY AS DISQUALIFIED OR AN OPPORTUNITY OF HEARING IS STILL REQUIRED TO BE GIVEN AS HELD BY THIS COURT IN WP NO.6913 OF 2017?" (FOR ADMISSION AND I.R.) FOR ADMISSION AND I.R.
01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION**

Daily Cause List dated : 21-12-2020

BEFORE: HON'BLE THE ACTING CHIEF JUSTICE & HON'BLE SHRI JUSTICE SUJOY PAUL & HON'BLE SHRI JUSTICE VIJAY KUMAR SHUKLA

**Connected (12)
1.10 WP 07518/2019**

RAJENDRA KUMAR JAROLIYA ANIL LALA, VISHNU CHANDRA DWIVEDI

WP/04021/2019 (M)

Versus

THE STATE OF MADHYA
PRADESH

ADVOCATE GENERAL, RAVI KANT
PATIDAR[R-1], MAHENDRA PATERIYA[R-5],
BRIJESH CHANDRA CHOUBEY[R-5], SUBHASH
KUMAR CHATURVEDI[R-5], TEEKA RAM
KURMI[R-5], AJAY GUPTA[R-5], RAJEEV
MISHRA[R-5][R-5]

SOCIETIES-18300 - M.P. Co-operative Societies Act, 1960-18320 - M.P. Co-operative Societies Act, 1960-18320

Relief - TO QUASH THE IMPUGNED ORDER DT. 27/02/2019 AN P/2 AND 26/02/2019 ANN P/1

{FIXED DATE (ADMINISTRATIVE ORDER) COVID-19} **AS PER HON'BLE COURT ORDER DATED 25/04/2019 FOR ORDERS ON THE CONSIDERATION OF THE FOLLOWING QUESTIONS OF LAW:-**

"1.WHETHER THE ORDER PASSED BY THE DIVISION BENCH OF THIS COURT IN WP NO.6913/2017 ON 15.05.2017 LAYS DOWN THE CORRECT LAW IN REGARD TO SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OR THE ORDER PASSED IN WRIT APPEAL NO.551/2019 AFFIRMING THE ORDER PASSED BY THE SINGLE BENCH OF THIS COURT IN WP NO.551/2019 ? 2.WHETHER THE PROVISIONS OF SECTION 48-AA AND SECTION 50-A OF THE ACT OF 1960 OPERATES IN A DIFFERENT SPHERE I.E. PRE AND POST ELECTION OF HE DIRECTOR ? 3. WHETHER SECTION 50-A OF THE ACT OF 1960 IS A DEEMING PROVISION FOR HOLDING A DIRECTOR OF A SOCIETY AS DISQUALIFIED OR AN OPPORTUNITY OF HEARING IS STILL REQUIRED TO BE GIVEN AS HELD BY THIS COURT IN WP NO.6913 OF 2017?" (FOR ADMISSION AND I.R.)

01-A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION

TOTAL CASES : 11 (with connected matters)

PR (J) / R (J-I) / R(J-II)