

2025:PHHC:036865



**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

**(215)**

**CWP-9306-2018**

**Decided on : 18.03.2025**

Surjit Singh Saini

.....Petitioner

Versus

Financial Commissioner, Cooperation Punjab Chandigarh & others

.....Respondents

**CORAM : HON'BLE MS.JUSTICE LAPITA BANERJI**

Present: Mr.L.S.Sidhu, Advocate, for the petitioner.

Mr.Brijesh, AAG, Punjab.

Mr.Rahul Aggarwal, Advocate, for  
Mr.Rahul Sharma, Advocate, for respondent No.4.

Mr.G.S.Dhaliwal, Advocate, for respondents No.5 to 7.

Mr.Ajay Mahajan, Advocate, for  
Mr.Abhinav Mahajan, Advocate, for respondent No.8.

Mr.Roshan Lal Labana, Advocate, for respondent No.10.

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**LAPITA BANERJI, J. (Oral)**

1. Under challenge in the present writ petition is an order dated April 27, 2017 (Annexure P-13) passed by the Financial Commissioner, Cooperation, Punjab/respondent No.1.

2. Learned counsel appearing on behalf of the petitioner submits that respondent No.1 erred in not condoning the delay of 27 days in filing the appeal. There were sufficient reasons for condoning the delay.

3. The parties are represented. It is submitted on behalf of the State/respondents and also respondent No.4 that the learned Financial Commissioner had no power to condone the delay under the Punjab Cooperative Societies Act, 1961 (for short, the '1961 Act').

4. This Court has heard learned counsel for the parties and perused the material on record.

5. It appears that the amendment has come into effect w.e.f. April 26, 2021 to Section 68 of the 1961 Act. The Appellate Authority was granted the power to condone the delay by the said amendment.

6. Even though in 2017, there was no power to condone the delay by the respondent No.1 still this Court deems it appropriate to set aside the order dated April 27, 2017 (Annexure P-13) so that substantial justice can be done between the parties. Accordingly, the respondent No.1 is directed to take a fresh decision in the revision petition being Revision Petition No.3 of 2016 filed by the petitioner, on merits, after condoning the delay of 27 days in filing the same.

7. With the direction aforesaid, CWP-9306-2018 is **disposed of**.

8. Pending application(s), if any, are accordingly, disposed of.

March 18, 2025  
*sailesh*

(LAPITA BANERJI)  
JUDGE

Whether speaking/reasoned :	Yes/No
Whether Reportable :	Yes/No