



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

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LPA No.573 of 2025

Date of decision: 22.09.2025

MANINDER DEEP SINGH MAHANT Appellant

Versus

STATE OF PUNJAB AND OTHERS Respondents

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI
HON'BLE MR. JUSTICE VIKAS SURI**

Present : Mr. Aayush Gupta, Advocate for the appellant.

Mr. T.P.S. Chawla, Sr. D.A.G, Punjab.

HARSIMRAN SINGH SETHI, J. (oral)

1. The present appeal is challenged to the order passed by learned Single Judge on 07.01.2025 in CWP No.1867 of 2023 by which, the writ petition filed by the petitioner has been held to be non-maintainable on the ground that any application filed by a person for conduct an inquiry into the affairs of society, who is not a member of society, cannot be looked into.

2. Learned counsel appearing on behalf of the appellant argues that respondent No.4 was the member of the society i.e. respondent No.3 and therefore, he has right to raise grievance with regard to mismanagement of the society which fact has not been appreciated by the learned Single Judge, even if, it is assumed that the appellant, who is not a member, cannot raise any grievance.

3. Learned counsel for the appellant further submits that once the society is being mismanaged, it becomes the duty of the Registrar to take action against said mismanagement on *suo moto* basis but, still no action is



being taken qua said aspect despite the fact that a complaint had been filed by the appellant herein before the Registrar of the Cooperative Societies qua the mismanagement of the respondent No.3-society.

3. We have heard learned counsel for the appellant and have gone through the record with his able assistance.

4. It may be noticed that the appellant is not a member of the society which is a conceded fact. Once, the appellant is not a member of society, raising a grievance with regard to the mismanagement of a private society, cannot be allowed. It is pertinent to note here that third-party intervention into the management of a private society cannot be allowed at any cost and the learned Single Judge while appreciating the said fact had rightly declined the relief claimed by appellant herein on the ground that the appellant, who was petitioner before the learned Single Bench, has no *locus standi* to challenge the day-to-day functioning of the society.

5. The argument of the learned counsel for the appellant that Section 53 of the Punjab Self-Supporting Co-operative Societies Act, 2006, shall come into play for the purpose of conducting inquiry. A bare perusal of the same will reveal that same will not give any benefit to the appellant so as to interfere in the affairs of the society of which he is not a member. It is a conceded position that only a member can raise grievance with regard to any grievance qua the management of the society and concededly, the appellant is not the member of respondent No-3-Society which could give him the right to raise any grievance qua working of the society. Further an argument has been raised that the proforma respondent No.4 was a member when he made the application for the



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scrutiny of the record and highlighted the irregularities in the affairs of the society, it may be noticed that the said respondent No.4 had already been removed for the last two years by passing a resolution which resolution has not been challenged by respondent No.4 even up to now.

6. Further, the appeal has not been preferred by respondent No.4 so as to challenge the findings of learned Single Judge and the appellant, who is not the member of the society, cannot file the present appeal by placing reliance upon the shoulders of the respondent No.4. Once respondent No.4 is not aggrieved by the judgment of the learned Single Judge, the appellant who is not even the member, cannot raise any said grievance.

7. Keeping in view the above, as no perversity in the judgment of the learned Single Judge has been pointed out either in the rules or on facts, no ground is made out to allow the present appeal and the same is dismissed.

(HARSIMRAN SINGH SETHI)
JUDGE

(VIKAS SURI)
JUDGE

September 22, 2025

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Whether speaking/reasoned: Yes/No.

Whether reportable : Yes/No