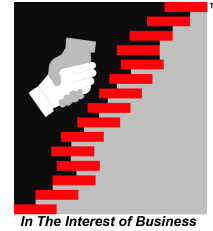


MANISSH ASSARKAR LLB, CFE

Advocate, Corporate Lawyer & Mediator

Mobile 9820549733

Email- manishasarkar9547@gmail.com



Quote of the week: majority time's ego and communication gap is the root cause of a conflict.

WEEKLY LEGAL NEWS FROM 25 OCT- 15 NOV.

1. "It Is Impermissible For Co-operative Societies To Deny Membership To Single Women, Members of Particular Community, People Who Eat Particular Food": Supreme Court

https://www.livelaw.in/pdf_upload/12-punam-cooperative-society-v-alok-agarwal-404014.pdf

The Supreme Court has remarked that it is not legally correct for the Cooperative Societies to deny membership to single women, members of particular community, people who eat particular food. Section 23 of the Maharashtra Cooperative Societies Act speaks of open membership. No society shall, without sufficient cause, refuse admission to membership to any person duly qualified under the provisions of the Act and by-laws.

2. Merely Having An Explicit Clause Not Sufficient To Make Time The Essence Of The Contract: Supreme Court

https://www.livelaw.in/pdf_upload/welspun-specialty-solutions-limited-vs-oil-and-natural-gas-corporation-ltd-ll-2021-sc-645-404049.pdf

The Supreme Court observed that merely having an explicit clause as 'time will be an essence of the contract' may not be sufficient to make time the essence of the contract.

3. Directors cannot be booked just because firm violated law: Supreme Court

Supreme Court said a person cannot be prosecuted and punished merely because of his status or position as director unless offence in question has been committed with his consent or connivance or attributable to any neglect on his part.

4. Employer Can Terminate Service In The Event Of Suppressing Or On Submitting False Information By The Employee: Supreme Court

https://www.livelaw.in/pdf_upload/rajesh-kumar-vs-union-of-india-ll-2021-sc-644-403995.pdf

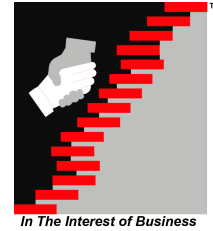
The Supreme Court reiterated that in the event of any suppression or on submitting false information, it is always open for the employer to cancel the candidature or terminate service of the employee/candidate.

MANISSH ASSARKAR LLB, CFE

Advocate, Corporate Lawyer & Mediator

Mobile 9820549733

Email- manishasarkar9547@gmail.com



5. Advocate Losing A Case After Arguing Is Not 'Deficiency Of Service' For Filing Consumer Complaint: Supreme Court

https://www.livelaw.in/pdf_upload/nandlal-lohariya-vs-jagdish-chand-purohit-1l-2021-sc-636-403807.pdf

The court observed that such complaints may lie only in a case where it is found that there was any deficiency in service by the advocate.

6. Comparative Advertising Permissible For Establishing Superiority Of One's Goods, Without Defaming Goods Of Others: Delhi High Court

https://www.livelaw.in/pdf_upload/jan09112021sc3402021133003-403732.pdf

The Court observed that in comparative advertising, the comparing of one's goods with that of the other and establishing the superiority of one's goods over the other is permissible. However, the Court said that one cannot make a statement that a good is bad, inferior or undesirable as that would lead to denigrating or defaming the goods of the other.

Legal updates courtesy: - Live law.

Disclaimer

The contents of this email are for informational purposes only and do not constitute legal advice. The contents are intended, but not guaranteed, to be correct, complete, or up to date. Manish Assarkar disclaims all liability to any person for any loss or damage caused by errors or omissions, whether arising from negligence, accident or any other cause.

Do let me know in case you like to discontinue receiving this Bulletin.

© Manish Assarkar. All rights reserved