

CWP No. 9719 of 2015

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

CWP No. 9719 of 2015

Date of Decision: May 15, 2015

Bassi Mubarakpur Truck Operators Union, Dera Bassi

...Petitioner

Versus

The Deputy Commissioner & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASI

Present: Mr. Gulshan Sharma, Advocate
for the petitioner.

AUGUSTINE GEORGE MASI, J. (Oral):

Petitioner has approached this Court alleging that the elections to the Management of Bassi Mubarakpur Truck Operators Union, Dera Bassi, be not conducted till the expire of the term of the present Management. The apprehension of the petitioner is that the elections to the petitioner-Union would be held against the bye-laws of the petitioner-Union, according to which, the term of the Management is for three years which is to expire on 15.06.2016 as the elections were last held on 15.06.2013. This apprehension of the petitioner is based upon the communication dated 02.03.2015 (Annexure P-4) addressed to Baldev Singh, the President of the petitioner-Union.

Perusal of the same would indicate that some letter dated 06.02.2015 has been received for amending the constitution of the Truck Union of Bassi Mubarakpur Truck Operators Union, Zirakpur,

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alongwith the documents of the members of the Union from Sh. Kulbir Singh and others for placing the same on record. Petitioner has been called upon to respond to the same and submit the claim to the Registrar, Firms & Societies, Punjab, within a period of 7 days. In response to the said communication, reply has been submitted by the petitioner dated 06.03.2015 (Annexure P-5). Till date, no order on the communication/letter dated 06.02.2015 received by the Registrar, Firms & Societies, Punjab, from Sh. Kulbir Singh and others, has been taken. Petitioner, therefore, as of now, has no cause of action till a decision is taken by the Registrar, Firms & Societies, Punjab.

The present writ petition being premature at this stage cannot be entertained and is dismissed especially when there is nothing on record to suggest that the elections to the petitioner-Union is being contemplated or the election programme has been circulated/finalized.

May 15, 2015

Harish

**(AUGUSTINE GEORGE MASIH)
JUDGE**