

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-9615-2019 (O&M)
Date of Decision: 10.04.2019

Mrs. Ritu Bhariok

--Petitioner

Versus

State of Haryana & others

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Harsh Manocha, Advocate for the petitioner.

TEJINDER SINGH DHINDSA.J (Oral)

Vide order dated 6.2.2019 (Annexure P-14) passed by the District Registrar, Firms and Societies, Gurugram, Dr. S.K. Aggarwal, Director, Technical Education, U.T., Chandigarh was appointed as an Administrator to manage the affairs of Westend Heights Condominium Association, DLF Phase-V, Gurugram and for conducting elections of the Association within a period of three months as per provisions contained in the by-laws/the Haryana Registration and Regulations of Societies Act, 2012 (herein after to be referred to as the 2012 Act)/Rules.

Apparently, one Priti Anand, Secretary of the Westend Heights Condominium Association filed an appeal under Section 79 of the 2012 Act against the order dated 6.2.2019 passed by the District Registrar, Firms and Societies, Gurugram and in pursuance to which an interim order dated 14.3.2019 (Annexure P-15) has been passed.

The instant writ petition is directed against the interim order dated 14.3.2019 passed by the State Registrar of Societies, Haryana.

Counsel for the petitioner has been heard at length.

It has gone uncontroverted that the appeal filed under Section 79 of the 2012 Act is still pending adjudication before the State Registrar of

Societies, Haryana.

One of the grounds raised in the instant petition is that the interim order dated 14.3.2019 has been passed behind the back of the petitioner as she was not even impleaded as a party/respondent. In the considered view of this Court, the petitioner ought to agitate her grievance before the State Registrar of Societies, Haryana where the appeal is still pending consideration and is now fixed for 16.4.2019.

While declining to interfere in the instant petition, liberty is granted to the petitioner to avail of her remedies under the provisions of the 2012 Act as also rules framed thereunder and as may be permissible in accordance with law.

It is clarified that this Court has not opined on the merits of the case.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

10.04.2019

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