

CWP No.14124 of 2020 (O&M)

Date of decision : 11.09.2020

Amaltash Resident Welfare Association

..... Petitioner

versus

State of Haryana & ors.

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

HON'BLE MR.JUSTICE JASGURPREET SINGH PURI

Present :- Mr. R.S.Rai, Senior Advocate with
Mr. Rajeev Anand, Advocate
for the petitioner.

AJAY TEWARI, J. (Oral)

1 By this petition the petitioner has primarily raised a grievance against an order dated 22.07.2020 (Annexure P-10) passed by the District Registrar Societies, Gurugram wherein the petitioner-management was directed to trifurcate the common charges into three categories.

2 The contention of the counsel for the petitioner is that despite appeal and application for stay having been filed on 17.08.2020, the same has not been taken up for hearing, resulting in lot of prejudice to the petitioner. He further states that till such time as the stay application is decided the impugned order should be stayed.

3 Notice of motion.

4 On the asking of the Court, Mr. Aman Bahri, Addl. A.G., Haryana, accepts notice on behalf of respondents No.1 to 4. Mr. Puneet Bali, Senior Advocate along with Mr. Arun Gupta, Advocate has entered appearance on behalf of respondent No.5-caveator.

5 Learned State counsel states that he has obtained instructions but the fact of the matter is that the Appellate Authority has many cases between Welfare Associations and Residents but the application for stay would definitely be decided expeditiously.

6 Learned senior counsel for respondent No.5-caveator has argued that in case this Court passes an interim order it would cause great prejudice to the respondent No.5-caveator.

7 In these circumstances, to balance the equities it is directed that the petitioner and respondent No.5-caveator shall appear before respondent No.3 on 24.09.2020 when the application for stay would be heard and considered and he is directed to pass an order on the stay application on or before 01.10.2020. In case the hearing does not take place for any reason the parties are at liberty to approach this Court.

8 Petition stands disposed of in the above terms.

9 Since the main case has been decided, the pending C.M. Application(s), if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

(JASGURPREET SINGH PURI)
JUDGE

11.09.2020

pooja sharma-I

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No