

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

CWP- 15885-2020 (O&M)

Date of Decision: September 30, 2020

Mohinder Singh Tanwar

... Petitioner

Versus

State Registrar, Firm and Societies Haryana and others

... Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Vivek Goyal, Advocate
for the petitioner.

JAISHREE THAKUR, J. (Oral)

The petitioner herein is seeking a direction to respondent No. 1 to hear and decide the appeal and stay application (Annexures P-7 and P-8 respectively) pending for setting aside order dated 18.09.2020 (Annexure P-6) passed by District Registrar, Firm and Societies, Kurukshetra, respondent No. 2 since respondent No. 1 is not holding the Court because of pandemic COVID-19 situation.

Learned counsel for the petitioner would contend that the petitioner is the founder member of the Society and without due process, he is sought to be removed vide resolution dated 12.02.2020. He had challenged the said resolution before the District Registrar, Firm and Societies Kurukshetra, however, the same has been dismissed, inter-alia, on the ground that the matter is already under challenge before the Civil Court which is factually incorrect. It is further contended that the appeal though

has been preferred yet it has not been listed by the office of State Registrar, Firm and Societies Haryana. He prays that his limited prayer in the instant appeal is seeking a direction to respondent No. 1 to list the statutory appeal filed and hear the stay application expeditiously.

Notice of motion to respondent No.1 only.

Mr. S. S. Pannu, DAG, Haryana accepts notice on behalf of the respondent No.1 and submits that the concerned authority will look into the matter expeditiously. Let a complete copy of the paper book be served upon the State counsel during course of the day on Whatsapp number or through e-mail.

I have heard learned counsel for the parties and deem it appropriate to dispose of the instant writ petition by directing respondent No. 1 to list the appeal and the stay application and decide the stay application by passing a speaking order within a period of six weeks from the date of receipt of certified copy of this order, in accordance with law.

Needless to say that impugned order dated 18.09.2020 and resolution dated 12.02.2020 shall be kept in abeyance till the decision of the stay application.

September 30, 2020

seema

Whether speaking/reasoned
Whether reportable

(JAISHREE THAKUR)
JUDGE

Yes/No
Yes/No