

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

**CWP No.17572 of 2020
Date of Decision: October 27, 2020**

Amaltash Resident Welfare Association

...Petitioner

VERSUS

State of Haryana and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE S.N.SATYANARAYANA
HON'BLE MRS. JUSTICE ARCHANA PURI**

Present: Mr.Chetan Mittal, Senior Advocate with
Mr.Rajeev Anand, Advocate
for the petitioners.

Mr.Sandeep Singh Mann, Addl. Advocate General, Haryana
for respondents No.1 to 4-State.

Mr.Puneet Bali, Senior Advocate with
Mr.Arun Gupta and Mr.Uday Agnihotri, Advocates
for respondent No.5.

S.N.SATYANARAYANA, J.

The matter has been taken up through video conferencing in the
light of COVID-19 pandemic.

The first respondent in appeal No.869 of 2020 on the file of
State Registrar Societies, Government of Haryana, which is 3rd respondent
herein, has come up in this writ petition impugning the order dated
24.09.2020. Admittedly, the said appeal was filed impugning the order
passed by the District Registrar, Firms & Societies, Gurugram dated
22.07.2020, which is at Annexure P-10 to this proceeding. When this matter
is taken up today, after considerable arguments on the side of learned
counsel for the petitioner as well as contesting 5th respondent, it is brought to

our notice that appeal provision is provided under Section 79 of the Haryana Registration & Regulation of Societies Act, 2012. In spite of that, the petitioner without exhausting the same, has come in this petition.

At this juncture, learned counsel for the petitioner would submit that he may be permitted to withdraw the petition to exhaust his remedy to appeal before the competent authority and he seeks indulgence of this Court to direct the appellate authority to decide the appeal, to be filed by the petitioner herein, on time bound basis i.e. within 90 days from the date of filing of the appeal.

Learned counsel appearing for 5th respondent as well as learned State counsel would submit that they would take notice immediately on filing of the appeal and cooperate with the appellate authority to ensure that statutory appeal to be filed by the petitioner herein would be decided on time bound basis, as observed by this Court in this order.

With aforesaid observations, this writ petition is disposed of, reserving liberty to the petitioner herein to challenge the order of 3rd respondent impugned vide Annexure P-15 in an appropriate appeal to be filed under Section 79 of the Haryana Registration & Regulation of Societies Act, 2012, as referred to supra and also the application, if any, which is filed seeking interim stay, should be considered at the earliest.

(S.N.SATYANARAYANA)
JUDGE

(ARCHANA PURI)
JUDGE

October 27, 2020
Vgulati

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No