

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

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**CWP-21243-2022 (O&M).
Date of Decision: 16.09.2022.**

Lalit Mittal **...Petitioner**

Versus

**District Registrar, Firms and Societies, Karnal, Haryana and
another** **...Respondents**

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: Mr. Manish Gupta, Advocate with
Ms. Amrita Nagpal, Advocate, for the petitioner.

VINOD S. BHARDWAJ. J.

The present order shall decide a batch of five petitions and
the details of the same are tabulated as under:-

Sr. No.	Writ Petition Number	Title	Pending appeal number
1	CWP-21243-2022	Lalit Mittal Vs. District Registrar, Firms and Societies, Karnal.	Appeal No.1039 of 2021.
2	CWP-21230-2022	Tarun Prakash Vs. District Registrar, Firms and Societies, Karnal.	Appeal No.1037 of 2021.
3	CWP-21240-2022	Pankaj Goel Vs. District	Appeal No.1041 of 2021.

		Registrar, Firms and Societies, Karnal.	
4	CWP-21264-2022	Varun Gupta Vs. District Registrar, Firms and Societies, Karnal.	Appeal No.1038 of 2021.
5	CWP-21267-2022	Sachin Mittal Vs. District Registrar, Firms and Societies, Karnal.	Appeal No.1040 of 2021.

For the facility of reference, facts have been taken from CWP No.21243-2022.

Learned counsel appearing on behalf of the petitioner contends that the petitioner is a founding/life member of the DAV Education Society, Karnal and as per certificate of registration dated 05.03.2015 bearing registration No.01411 of 2015, there were 21 members of the Society including the petitioner herein. He contends that re-registration and the name of the petitioner or any of the 21 members mentioned therein was never a subject matter of dispute. It is contended that elections by the Governing Body of the Society were announced, whereupon a list of members was displayed. One of the members of the Society made a representation to respondent No.1 i.e. District Registrar, Firms and Societies, Karnal, as a result whereof an order was passed on 28.05.2021 nominating a Returning Officer and the membership of five founding/life members including the petitioner was deleted. Consequently, a review petition was preferred before respondent No.1 in terms of Section 79 (5) of the Haryana Registration and Regulation of Societies Act, 2012, which was decided on 18.06.2021. Against the

aforesaid order, an appeal bearing No.996 of 2021 was preferred before the respondent No.2 - State Registrar under Section 79 (1) of the Haryana Registration and Regulation of Societies Act, 2012, which was decided vide order dated 10.08.2021. It was specifically noted in the said order that the petitioner had cast his vote in the elections held in June 2016 as well as in June 2018 and that the name of the petitioner also figured in the rolls of re-registration certificate. The matter was thus remanded to the respondent No.1 - District Registrar to re-verify the membership of the petitioner. Accordingly, a notice dated 07.09.2021, was issued to the petitioner to appear before the District Registrar on 15.09.2021. All relevant documents were handed over to the District Registrar by the petitioner without any delay. However, on the said date i.e. 15.09.2021 itself, respondent No.1 passed an order in derogation of the provisions contained in Section 21 (6) of the Haryana Registration and Regulation of Societies Act, 2012. He contends that appeal was preferred by the petitioner against the order of the District Registrar dated 15.09.2021, however, the said matter has remained pending and no decision has been taken thereupon. He contends that he would be satisfied in case respondent No.2 - State Registrar is directed to look into the pending appeal and to decide the same expeditiously and in a time bound manner.

Notice of motion

Mr. Vivek Chauhan, AAG, Haryana, accepts notice and states that he has no objection against the aforesaid prayer being granted.

He, however, informs the Court that the appeals have already been listed

for hearing on 29.09.2022 and that all necessary steps shall be ensured so that an expeditious and time bound decision in the appeal is taken.

Accordingly, the present set of five petitions are disposed off with a direction to respondent No.2 – State Registrar of Societies, Haryana, to consider the pending appeals tabulated above and to pass a reasoned and speaking order on the said appeals preferably within a period of three months of the receipt of the certified copy of this order. It is pointed out that as the matter is already fixed for 29.09.2022, a time bound decision on an application seeking interim relief shall be considered and a decision on such interim application shall be taken preferably within a period of 10 days from the next date of hearing fixed for hearing of the applications as well as the main appeals.

Petitions are disposed off accordingly.

A photocopy of the order be placed on the file of each connected case.

September 16, 2022
raj arora

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No