

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

261

CWP-13312-2022 (O&M)  
Date of Decision: 16.03.2023

**SURENDER SINGH PARMAR AND ANR**

... Petitioners

**VERSUS**

**REGISTRAR GENERAL OF SOCIETIES AND ORS**

... Respondents

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

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Present: Mr. Brijender Kaushik, Advocate  
for the petitioner.

Mr. Vivek Chauhan, Addl. A.G., Haryana.

Mr. Amandeep Vashisth, Advocate  
for respondent No.4.

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**VINOD S. BHARDWAJ, J. (ORAL)**

**CM-20361-CWP-2022**

This is an application for placing on record the Annexure R-1 to  
Annexure R-8.

For the reasons mentioned in the application, the same is allowed  
subject to all just exceptions.

The Annexures R-1 to R-8 are ordered to be taken on record.

Registry is directed to tag the same at appropriate place of the  
paper book and page mark the same.

**MAIN CASE**

The present petition has been filed for seeking setting aside of  
order dated 07.09.2021 (Annexure P-5) whereby the Appeal No.36 of 2014  
preferred by the petitioner herein was dismissed for non-prosecution.

Learned counsel for the petitioner contends that the aforesaid date  
was not known to the petitioner. There is nothing on record to suggest that

whether the petitioner was ever served or not. He further contends that the right of the petitioner to be heard on merits and for adjudication of the appeal on merits has thus been prejudiced.

Per contra, learned counsel for the respondents contends that the submissions advanced by the petitioner are misconceived and that they were duly apprised of pendency of the proceedings and the date of hearing. He contends that the petitioner chose not to participate in the proceedings deliberately so as to delay the adjudication thereof. He, however, does not dispute the fact that the appeal was not decided on merits.

Taking into consideration the fact that the appeal pertains to the year 2014 and was dismissed on account of non-appearance of the petitioner and the same would required expeditious adjudication on merits, the present petition is allowed subject to the petitioner paying a costs of Rs.20,000/- to respondent No.4. The parties shall appear before the Registrar General of Societies, Haryana on 13.04.2023, whereupon the Registrar General of Societies, Haryana shall restore the appeal in question, fix a date of hearing and decide the same on merits in accordance with law within a time bound manner and preferably within a period of three months thereafter.

Petition stands allowed accordingly.

(VINOD S. BHARDWAJ)  
JUDGE

16.03.2023  
*rajender*

*Whether speaking/reasoned* : Yes/No

*Whether reportable* : Yes/No