

102.

2023:PHHC:071564

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

CWP-17932-2022

Date of Decision: 17.05.2023

ASHA SABHARWAL

.... Petitioner

Versus

STATE OF HARYANA AND OTHERS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Jasdeep Singh, Advocate, for the petitioner.

JAISHREE THAKUR.J (Oral)

1. The petitioner herein seeks a writ in the nature of mandamus directing respondent No.3 to take appropriate action by which respondents No.4, 6 and 7 conduct free and fair election of the Executive Committee of respondent No.5-Society after preparing and publishing the genuine voter list, with a further direction to appoint new Administrator of the Society.
2. At the very outset, counsel appearing on behalf of the petitioner would submit that at this stage, the petitioner would be satisfied in case her representations dated 22.02.2022 and 28.02.2022 Annexures P-9 and P-10, ventilating her grievance, whereupon no decision has been taken as yet, are decided in a time bound manner, in accordance with law.
3. Notice of motion to the official respondents only.
4. At this stage, Mr. Anant Kataria, DAG, Haryana, who is present in Court, accepts notice on behalf of respondents No.1 to 4.

5. Let adequate number of copies of the writ petition be furnished to the counsel appearing on behalf of the respondents during the course of the day.

6. Without commenting on merits of the case and keeping in view the limited prayer made by counsel for the petitioner, the present petition is disposed of with a direction to respondent No.4 to decide representations dated 22.02.2022 and 28.02.2022 Annexures P-9 and P-10 of the petitioner within a period of two months from the date of receipt of certified copy of this order, in accordance with law and convey the decision to the petitioner. In case of failure to do so, the officer responsible for the lapse would be liable to costs of Rs.20,000/- from his personal pocket, to be deposited with the Punjab and Haryana High Court Advocates Welfare Fund.

(JAISHREE THAKUR)
JUDGE

17.05.2023

sanjeev

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No