

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

114

CWP-3257-2024

Date of decision: 14.02.2024

MALIBU TWIN TOWERS RESIDENT WELFARE ASSOCIATION

.....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

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

Present:- Mr. Nikhil Sabharwal, Advocate
for the petitioner.

VINOD S. BHARDWAJ, J. (Oral)

Challenge in the present writ petition is to the recommendation dated 19.01.2024 made by the District Registrar, Firms and Societies whereby a recommendation has been made to initiate process of cancellation of registration of the Malibu Twin Towers Resident Welfare Association under Section 59 (i), 59 (iii) and 59 (iv) of the Haryana Registration and Regulation of Societies Act, 2012 alleging that the above said Association has been functioning in violation of Section 6 (x) of the above said Act of 2012 and the bye-laws of respondent No.4- Malibu Condominium Resident Welfare Association which prohibit registration of a parallel Resident Welfare Association.

Various allegations had been levelled with respect to violation of principles of natural justice and also the jurisdictional competence of the District Registrar to make such recommendations.

It is, however fairly considered by the learned counsel that the above said pleas including other pleas can also be agitated before the Statutory Appellate Authority.

Since an efficacious alternative remedy is already prescribed for seeking redressal of the grievances under the Haryana Registration and Regulation of Societies Act, 2012, counsel for the petitioner does not wish to press the instant writ petition so as to exhaust his remedies under the said Act.

Taking into consideration the above-mentioned statement of learned counsel for the petitioner, the instant matter is disposed of as withdrawn to take recourse to efficacious alternative remedy as available to the petitioner in accordance with law.

Needless to mention that in the event of the petitioner preferring a statutory appeal against the proceedings that have been recommended/initiated by the authorities, an expeditious adjudication thereof shall be undertaken by the appellate/revisional authorities after granting of an opportunity of hearing to the respective parties.

(VINOD S. BHARDWAJ)
JUDGE

FEBRUARY 14, 2024
Vishal sharma

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