

2024:PHHC:141223



IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH.

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CWP-29318-2024 (O&M).
Date of Decision: 28.10.2024.

SATISH GOEL

... Petitioner(s)

Versus

STATE OF HARYANA AND OTHERS

... Respondent(s)

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

Present: Mr. Adarsh Jain, Advocate,
for the petitioner.
Mr. Vivek Saini, Addl. A.G. Haryana.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer in the instant petition is for seeking issuance of directions to respondent No.2 to take cognizance of the suit/petition dated 24.07.2024 filed by the petitioner along with other members of the Registered Society against the removal of their membership on the basis of the show cause notice dated 05.06.2024 and the subsequent notice dated 15.07.2024 on the ground that the same are illegal, without jurisdiction and against the rules and regulations of the Society as well as the Haryana Registration and Regulation of Societies Act, 2012.

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2 Learned counsel appearing for the respondent-State, who is present in the Court on advance notice, contends that the said suit/petition had been filed by the petitioner for seeking a declaration to the effect that the show cause notice dated 05.06.2024 and the subsequent notice dated 15.07.2024 are against the rules and hence, are liable to be set aside. He contends that there is no provision under the Haryana Registration and Regulation of Societies Act, 2012 for issuing injunction against a show cause notice that had been issued. He further submits that the present petition is pre-mature as no final order or decision has been passed/taken by the competent Authority, and therefore, the said suit/petition does not call for any further directions to the District Registrar of Firms and Societies. He submits that he is in receipt of Memo No.DRF&S/PNP/1031 dated 21.10.2024 communicating about the said decision to the petitioner and also informing that he can file a petition under Section 21 of the Haryana Registration and Regulation of Societies Act, 2012, if the Society terminates the membership of a member. He also undertakes to supply a copy of the above said communication to the learned counsel for the petitioner during the course of the day.

3 In view of the aforesaid, the present petition is disposed of as having been rendered infructuous.

October 28, 2024.**raj arora****(VINOD S. BHARDWAJ)****JUDGE***Whether speaking/reasoned* : Yes/No*Whether reportable* : Yes/No