



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CWP-32338-2024 (O&M)

Date of decision: 02.12.2024

Tejveer Singh Bikal

...Petitioner

VERSUS

State of Haryana and others

...Respondents

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

Present :- Mr. Munfaid Khan, Advocate for the petitioner.

VINOD S. BHARDWAJ, J. (Oral)

Prayer in the present petition is for directing respondents No.2 and 3 to postpone the General Board Meeting fixed for 01.12.2024 of the members of Residents Welfare Society, namely, Avenue 71 Apartment Owners Welfare Association in execution of impugned resolution and notice dated 17.11.2024.

It is not in dispute that the petitioner filed a complaint before the District Registrar of Firms and Societies, Gurugram challenging his removal from the post of President which was disposed while observing that the procedure adopted by the Secretary and the governing body for his removal was as per law. Aggrieved thereof, an appeal had been preferred under Section 79 of the Haryana Registration and Regulation of Societies Act, 2012 which was allowed vide order dated 25.10.2024 (Annexure P-6) passed by the State Registrar of Societies, Haryana. However, vide



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resolution dated 17.11.2024, the petitioner and Ms. Nidhie Ahuja, were removed from the post of President and Vice-President respectively and a new General Body Meeting was scheduled for 01.12.2024 regarding appointment of the new President and Vice-President. It is pointed that the petitioner has already filed a petition before the competent authority for setting aside the notice and resolution dated 17.11.2024. He also fairly informs that the meeting was originally scheduled for 01.12.2024 and has now been postponed to 08.12.2024.

Under the given circumstances, it would be appropriate that the petitioner takes recourse to his remedy for pursuing the relief as prayed for in the present petition before the authority wherein petition has already been preferred by the petitioner at the first instance.

Faced with the above, learned counsel for the petitioner seeks withdrawal of the present petition so as to take recourse to his alternative remedies in accordance with law.

Disposed of as withdrawn with the liberty as aforesaid.

(VINOD S. BHARDWAJ)
JUDGE

02.12.2024
Mangal Singh

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