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

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Date of Decision:02.08.2025

KAALI WELFARE FOUNDATION

...PETITIONER

VERSUS

STATE OF HARYANA AND ORS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Vikram S. Brar, Advocate
for the petitioner.

Mr. Deepak Vashisth, Addl. A.G., Haryana.

SUVIR SEHGAL, J.(ORAL)

1. Instant writ petition has been filed under Articles 226/227 of the Constitution of India *inter alia* for issuance of a writ in the nature of certiorari for setting aside order dated 25.05.2023, Annexure P-3, passed by the learned Civil Judge (Junior Division), Gurugram.

2. A perusal of impugned order shows that it has been passed by the Trial Court on an application filed under Order 39 Rule 1 and 2, CPC, by the District Bar Association in a suit filed against Municipal Corporation, Gurugram, and other parties. Petitioner concededly is not a party to the civil

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suit. On a specific query, counsel submits that petitioner has never moved any application for becoming a party to the proceedings.

3. Instant writ petition under Article 226 of Constitution of India assailing an order passed by the Court under Order 39 Rule 1 and 2, CPC, is not maintainable, more so, when the petitioner has alternate remedies under the law.

4. Dismissed as not maintainable.

5. Liberty is granted to the petitioner to take recourse to the remedies available under the law.

02.08.2025

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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No