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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 7029/2026, CM APPL. 34511/2026, CM APPL. 34512/2026
& CM APPL. 34513/2026**

ANIL KAILA & ORS.

.....Petitioners

Through: Ms. Kaadambari Singh, Senior
Advocate with Ms. Shraddha Sharma,
Ms. Naimisha Pradhan, Ms. Samkiti
Jain & Ms. Nidha Akhtar,
Advocates._

versus

REGISTRAR OF SOCIETIES & ORS.

.....Respondents

Through: Ms. Urvi Mohan, Advocate for R-1-3.
Mr. Surjendu Sankar Das & Mr.
Vishwajeet Singh Shekhawat,
Advocates for R-4.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

20.05.2026

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1. The present writ petition has been filed seeking the following reliefs:

- a. Issue a writ of mandamus or any other appropriate writ directing the respondents no.1 to 3 for declaring elections of respondent no.4 conducted on 29.03.2026 at the behest of respondent no.5 as null and void; and/or
- b. Issue a writ of mandamus or any other appropriate writ directing respondent no.1 to 3 for appointing an independent election officer to conduct free and fair elections of respondent no.4, more preferably an Advocate or Retired Judicial Officer without any malpractices; and/or



c. Issue a writ of prohibition or any other appropriate writ thereby restraining candidates who are *per se* disqualified from contesting elections of respondent no.4 in consonance with Rules and Regulations/Memorandum of Association; and/or

2. The petitioners are the residents of a colony known as Mandakini Enclave, which is maintained and managed by the respondent no.4, *i.e.* Mandakini Enclave Resident Welfare Association (hereinafter 'RWA'). It is stated that the petitioners are the members and voters of the said RWA. The challenge in the present writ petition is with respect to the illegalities committed in holding the elections of the said RWA.

3. Counsel for respondent no.4/RWA has cited judgment of a Coordinate Bench of this Court in W.P. (C) 12316/2019, titled ***"Balwant Singh and Ors. v. The Registrar of Societies and Ors."***, wherein a similar challenge was made in respect of elections to a general body of RWA. It was held that such a challenge cannot be made in a writ petition filed under article 226 of the Constitution of India.

4. In view thereof, senior counsel appearing on behalf of the petitioners, on instructions from the petitioners who are present in Court, seeks to withdraw the present writ petition with liberty to invoke remedies that may be available in law.

5. Accordingly, the writ petition is dismissed as withdrawn with the aforesaid liberty.

AMIT BANSAL, J

MAY 20, 2026
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