



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-19660-2024 (O&M)
Date of Decision : 21.02.2025

ANSHUL RAJ GARG AND OTHERS

.....Petitioners

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Manish Jain, Advocate and
Mr. Manan Jain, Advocate,
for the petitioners

Mr.Pankaj Mulwani, DAG, Haryana.

Mr. Karan Kapoor, Advocate for
Mr. Manpreet S.Longi, Advocate
for the applicant CM-1777-CWP-2025 (through V.C.)

KULDEEP TIWARI, J.(Oral)

CM-1777-CWP-2025

1. Through the instant application, prayer is made for impleadment of the applicants in the array of respondents, as respondents no.5 to 26, in accompanying petition.
2. For the good and valid reasons, assigned in the application, same is **allowed** as prayed for, and the applicants are ordered to be impleaded as respondents no.5 to 26.
3. Amended memo of parties is ordered to be taken on record.

4. The Registry is directed to tag the same at an appropriate place in the case file.

CWP-19660-2024

5. Through the instant writ petition filed under Article 226/227 of the Constitution of India, for issuance a writ in the nature of *certiorari*, for quashing of the impugned election notice dated 08.08.2024 (Annexure P-11) and to issue a directions to start the entire election process afresh.

6. Today, learned counsel for the petitioners as well as all the respondents, are *ad idem* that they do not have any objection in case the election be held afresh, in accordance with the schedule of the governing body.

7. Since there is a consensus between the parties concerned, therefore, this Court deems it fit and appropriate to dispose of the instant *lis*, with a *mandamus* upon respondent no.3-District Registrar of Societies, to forthwith appoint a new Returning Officer within a period of 15 days from today, for the purpose of conducting the elections of the governing body of 'The Omaxe Forest SPA, Residents Welfare Association, Faridabad.'

8. The Returning Officer, so to be appointed, shall conclude the election process in accordance with the schedule of the governing body, afresh, that too, starting from the publishing of notification regarding elections of the said society, alongwith the list of voters, as per the prevailing law/rules.

9. It is further expected that the Return Officer, so appointed, shall conclude the election process, within two months from the date of his appointment.

10. It is also expected from respondent no.3, that he shall not create any unnecessarily interference/hindrance in the election process, by changing the Returning Officer, or by some other means.

11. **Disposed of** accordingly.

February 21, 2025

dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No