



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

RSA No.3492 of 2019 (O&M)

Date of Order:29.01.2025

Sanjay Bindal and others

.Appellants

Versus

Vasu Dev Goyal and others

..Respondents

RSA No.2739 of 2019 (O&M)

Mahender Sharma and others

.Appellants

Versus

Vasu Dev Goyal and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

**Present: Mr. Shalender Mohan, Advocate
Ms. Aarti Sharma, Advocate,
for the appellants (in RSA No.3492-2019)**

**Mr. Babbar Bhan, Advocate,
for the appellants(in RSA-2739-2019)**

**Mr. Pawan Kumar, Sr. Advocate, with
Ms. Vidushi Kumar, Advocate
Mrs. Seema Rani, Advocate
for the respondents.**

ANIL KSHETARPAL, JUDGE (Oral)

1. Two separate Regular Second Appeals have been filed by the plaintiffs against the judgment of the First Appellate Court which in turn has reversed the judgment of the trial court.

2. Jointly the plaintiffs filed a common suit for grant of decree of declaration that they are eligible to become life members of defendant-Society-Sanatan Dharam Mahila Mahavidyalaya Society (Regd.), which was decreed by the trial court. The First Appellate Court has held that the



jurisdiction of the civil court is barred under Section 89 of the Haryana Registration and Regulation of Societies, Act, 2012 (hereinafter referred to as 'the 2012 Act'). During the pendency of the suit, on three different occasions the elections have been held.

3. The learned counsel representing the appellants does not dispute that the jurisdiction of the civil court is excluded and the plaintiffs have a remedy under the 2012 Act. He submits that he may be permitted to avail the remedy under the 2012 Act.

4. Ordered accordingly.

5. All the pending miscellaneous applications, if any, are also disposed of.

(ANIL KSHETARPAL)
JUDGE

January 29, 2025
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No