



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

118

CWP No.10883 of 2025DATE OF DECISION : 22nd APRIL, 2025

Indian Medical Association, Haryana Branch & another

.... Petitioners

Versus

State of Haryana & others

.... Respondents

CORAM : HON'BLE MR. JUSTICE KULDEEP TIWARI

* * * *

Present : Mr. Pawan Kumar Mutneja Sr. Advocate with
Mr. Brijesh Kumar, Advocate &
Ms. Suverna Mutneja, Advocate for the petitioners.

Mr. Bhupender Singh, DAG, Haryana.

Mr. Vaibhav Narang, Advocate for respondent No.3.

* * * *

KULDEEP TIWARI, J. (Oral)

1. The Director General of Industries & Commerce-cum-Registrar General of Societies, Haryana by drawing order dated 11.04.2025 (Annexure P-24), accepted the appeal preferred by respondent No.3, and vacated the interim stay granted vide order dated 13.01.2025, by learned State Registrar of Societies, Haryana, and further, directed to decide the appeal No.162 of 2024 within ten days.

2. Fetching the grievance from the order (*supra*), the petitioner has approached this court by invoking the inherent jurisdiction of this court under Article 226 of the Constitution of India for issuance of a writ of *certiorari* to quash the impugned order.

3. Though the learned senior counsel for the petitioner made arguments on the merits of the instant case, however, at this stage, this



court refrains itself to adjudicate the case on merits, as this issue is still pending adjudication before the State Registrar.

4. Mr. Vaibhav Narang, Advocate, who caused appearance on advance notice, submits that the manner in which the interim order has been passed by the State Registrar, rightly vacated by the Registrar General, and therefore, the impugned order does not require any interference by this court.

5. Be that as it may, at this stage, the parties to the *lis* are only concerned with regard to the interim directions passed by the State Registrar. This court is of the considered opinion that the validity of the interim order is not required to be gone into, rather the instant case can be disposed of by passing following *mandamus* upon the State Registrar, so as to give quietus to the dispute once and for all:

- (i) That within next ten days, the State Registrar, Haryana shall dispose the appeal, preferred by the petitioner, and it goes without saying that the said exercise shall be done after giving due opportunity of hearing to the parties concerned.
- (ii) The observation made in the impugned order dated 11.04.2025 (Annexure P-24), is only for the purpose of deciding the issue of interim relief and, therefore, same would not have any bearing upon merits of the case. The learned State Registrar shall independently examine the merits of the appeal, and decide the same in accordance with the provisions of Haryana Registration and Regulation of



Societies Act, 2012, Rules framed therein and byelaws adopted by the Society.

6. In view of the above, the instant petition is disposed of with above directions.

22nd April, 2025
'raj'

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned:

Yes

No

Whether Reportable:

Yes

No