

13 CS DJ ADJ 304/25
AASHIRWAD RESIDENTS
WELFARE ASSOCIATION REGD. Vs.
NISHCHAY RESIDENT WELFARE
ASSOCIATION AND ORS.

15.07.2026

Present: Ms. Shipra, Id. Proxy Counsel for plaintiff.
Sh. Ashish Sharma, Id. Counsel for D-5.
Remaining defendants are absent.

Matter is listed today for filing of proposed issues.

Ld. Counsel for plaintiff has filed the proposed issues
on record.

Pleadings of both parties in this case are complete.

From the pleadings of both parties, following issues
are framed :-

1. Whether the plaintiff is entitled for decree declaring the registration, formation of D-1 society as illegal, null and void ab-initio? O.P.P.

2. Whether the plaintiff is entitled for direction as prayed for in prayer clause (B) of plaint? O.P.P.

3. Whether the plaintiff is entitled for direction to D-5 (Registrar of Societies) for cancellation of registration of D-1 society and rectify the records in acknowledgment of plaintiff association's pre-existing and lawful governance over the residential locality? O.P.P.

4. Whether the plaintiff is entitled for direction against the defendants as prayed for, in prayer clause (d) of the plaint? O.P.P.

5. Whether the plaintiff is entitled for direction to all defendants to refrain from engaging in nuisance acts, unlawful gatherings, abusive language, unauthorized events or any other conduct that threaten the safety, security and peaceful co-existence of the residents? O.P.P.

6. Whether the plaintiff is entitled for permanent injunction against D-1, its members, associates and agents, as prayed for in prayer clause (F) of the plaint? O.P.P.

7. Whether the suit of plaintiff is liable to be dismissed on the ground that D-1 has been registered lawfully and after due compliance of all statutory requirements? O.PD-1 to 4.

8. Whether the suit of the plaintiff is liable to be dismissed as plaintiff has miserably failed in August 2024 to ensure the welfare and secure the interest of residence by not furnishing memorandum, bye-laws, audit reports and financial statements? O.P.D1 to D4.

9. Whether the suit of the plaintiff is liable to be dismissed as per Clause 19 of bye-laws, only 9 members were to be there in the Managing Committee, however, 12 members were there in the plaintiff no. 1? O.P.D1 to D4.

10. Whether the suit of the plaintiff is liable to be dismissed as per the provision of Section 1 of the Societies Registration Act, 1860, any seven or more persons associated for any literary, scientific or charitable purpose, as described in Section 20 of this Act, by subscribing their names, memorandum of association, can form an association and Registrar of Society has no jurisdiction over the internal affairs of the Registered Society? O.P.D-5.

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11. Relief.

No other issue arises or is pressed for.

List the matter for PE on **14.12.2026**.

Plaintiff is directed to file the list of witnesses mentioning their relevance, with advance copy of the same as well as advance copy of the affidavit be supplied to the opposite side, at least one week prior to the next date of hearing.

(ASHOK KUMAR)
District Judge-04
South West, Dwarka Courts
New Delhi/15.07.2026