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

+ CS(OS) 414/2020 & I.A. 12483/2020, 567/2021, 4577/2021, 5934/2021, 7859/2022, I.A. 1823/2023, 13013/2023, 13341/2023, I.A. 3870/2024, 4415/2024 & I.A. 4416/2024

DR. P. V. VIJAYARAGHAVAN & ORS.Plaintiffs

Through: Mr. Manish Kumar and Ms. Aparajita
Jha, Advocates

versus

NITYAM SOFTWARE SOLUTION PVT. LTD.,
& ORS.Defendants

Through: Mr. Siddhant Nath and Mr. Bhavishya
Makhija, Advocates for R-8

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

% **28.08.2024**

1. The Sixth Report filed by the learned Administrator has been placed on record wherein following directions have been sought:-

*A. The Amended Election notification dated 26.08.2024 (**Annexure-G**) be taken on record as approved; and*

*B. The consolidated list of verified members of IOA as on 18-08-2024 (**Annexure-B**) be permitted to cast the vote in IOA 2023 Elections.*

2. Learned counsel appearing on behalf of the plaintiffs submits that plaintiff no. 1 is not opposing the prayer made by the learned Administrator in the Sixth Report, however, a clarification is required.

3. Elaborating his submission, he submits that Code of Conduct which is part of the Sixth Report indicates that any life member can contest for a



particular post only thrice (three times). He submits that as the plaintiff no. 1 for the third time had contested as Vice-President during an Election held in the year 2020, which was subsequently nullified by this Court *vide* judgment dated 20.10.2023, therefore, the contest by the plaintiff no. 1 in such election cannot be counted towards three chances available to him under the Code of Conduct.

4. He submits that third chance needs to be afforded to the plaintiff no. 1 to contest for the post of Vice-President.

5. Learned counsel appearing for the learned Administrator prays for time to seek instructions.

6. Let the needful be done by the next date of hearing.

7. Renotify on 04.09.2024.

VIKAS MAHAJAN, J

AUGUST 28, 2024
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