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

+ CS(OS) 148/2018, I.A. 165/2026, I.A. 166/2026, I.A. 209/2026, I.A. 210/2026 & I.A. 4616/2026

**THE YOUNG MENS CHRISTIAN ASSOCIATION OF
ERNAKULAM & ORS.**

.....Plaintiffs

Through: Mr. Jai Sahai Endlaw, Adv. with Ms. Sagarika Kaul, Adv. for P-6
M: 9582079503
Mr. Kuriakose Varghese and Ms. Isha Ghai, Adv. for P-2
Mr. Vivek Chib, Sr. Adv. with Mr. Akshat Gogna and Ms. Cathy Ruby Thoman, Adv. for P-1 & 8

versus

NATIONAL COUNCIL YMCAS OF INDIA & ORS.Defendants

Through: Mr. Manish Sharma, Sr. Adv. with Mr. Puneet Jaiswal, Adv. for D-1
Mr. Pragyan Pradeep Sharma, Sr. Adv. with Mr. Shubham Srivastava, Ms. Purva Kohli and Mr. Rachit Sharma, Adv. for applicant
Mr. Akhil Sibal, Sr. Adv. with Mr. Nakul Chaudhary, Ms. Sugandh Shahi and Mr. Krishnesh Bhatpat, Adv. for D-13
Mr. Kirtiman Singh, Sr. Adv. with Ms. Aditi Todaria, Adv. for National General Secretary

**CORAM:
HON'BLE MS. JUSTICE MINI PUSHKARNA**

ORDER
18.02.2026

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I.A. 4616/2026

1. The present application has been filed on behalf of the plaintiff no. 6, under Order XXXIX Rule 2A of the Code of Civil Procedure, 1908 (“CPC”).
2. By way of the present application, directions are sought against the defendant no.1, thereby, seeking attachment of the Lucknow property, i.e., *freehold plot of about 65716 Sq. Yards at 13, Rana Pratap Marg Lucknow (main city)*, and restraining the defendant no.1 or any other person from creating any kind of right, title or interest in the said property.
3. Issue notice. Notice is accepted by learned counsels appearing for the non-applicants.
4. Let reply be filed, within a period of four weeks, from today.
5. Rejoinder thereto, if any, be filed within two weeks, thereafter.

I.A. 165/2026, I.A. 166/2026, I.A. 209/2026, I.A. 210/2026

6. The present applications have been filed on behalf of the YMCA Kazhakkuttom, affiliated member of defendant no.1, seeking setting aside or staying the operation of the order dated 29th December, 2025 passed by the learned Observer. There is further prayer for seeking directions to the learned Observer to decide the application of the applicant with respect to the rejection of the candidature of Mr. T. Suman Thyaharaj and Mr. Joshua Rajesh Lakhande.
7. Learned Senior Counsel for the applicants submits that prayers in the aforesaid applications are substantively the same. In the first instance, learned Senior Counsel presses *prayer (ii)*, which in *I.A. No. 165/2026*, reads as under:



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“ii. Pass necessary orders and directions thereby direct the Ld. Observer to decide the applications of Applicants with respect to the rejection of candidature of Mr. T. Suman Thyaharaj and Joshua Rajesh Lakhande, who was on the face of it illegally considered by the Nomination Committee, in the interest of justice.”

8. Learned Senior Counsel appearing for the applicant submits that the candidature of the aforesaid two candidates is illegal and improper. He submits that objections with regard thereto have already been placed on record by the applicant before the learned Observer.

9. He submits that though arguments have been heard and the objections of the applicant have been considered by the learned Observer, however, no final order with regard thereto has been passed.

10. He further submits that since the objections of the applicant are yet to be considered by the learned Observer, therefore, the decision of the Nomination Committee dated 03rd December, 2025, ought to be declared as illegal and without any authority.

11. In response, learned Senior Counsel appearing for the plaintiff no.1 and 8 submits that the learned Observer is already hearing the various objections raised by respective parties.

12. Having heard learned counsels for the parties, this Court requests the learned Observer to consider the objections of the applicant with regard to the candidature of Mr. T. Suman Thyaharaj and Mr. Joshua Rajesh Lakhande, before 25th February, 2026, i.e., the last date of filing of the counter nominations, and appropriate decision be taken with regard thereto.

13. This Court also takes note of the order dated 11th November, 2025 passed by this Court, wherein, it has been noted as follows:



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“xxx xxx xxx

6. Accordingly, Justice Vikramajit Sen, former Judge of Supreme Court of India, is appointed as an Observer to oversee the forthcoming elections of office bearers of National Council of YMCAs of India, with the following directions:-

- a. Review the list of member organisations, who have been either suspended or not allowed to participate in the elections and afford them an opportunity to rectify the shortcomings and enable their participation in the elections, as per the Rules;
- b. Verify the lists of delegates being nominated by the various YMCAs organisations;
- c. Call for any information that may be required to establish their genuineness as members of the said local organisations;
- d. Draw up a final list of voters who would be entitled to vote on behalf of their various member organisations.
- e. Scrutinise the eligibility of the persons nominated by the Nomination Committee in terms of the constitution of National Council of YMCAs of India/defendant no.1;
- f. Scrutinise the counter nominations that may be filed in consultation with the Nomination Committee;
- g. Interact with the member organisations in respect of the venue for the elections and if required, change the venue;
- h. Conduct the elections in a free and fair manner and if required, by secret ballot;
- i. Announce the final results.

xxx xxx xxx”

14. Reading of the aforesaid order clearly shows that the Observer has full discretion to take appropriate decisions with regard to holding of the election of the National Council of YMCAs of India.

15. Needless to state that once an Observer has been appointed by this Court, the Observer shall ensure that the elections are held as per the Bye-Laws, and in case the learned Observer comes to a conclusion that the candidature of Mr. T. Suman Thyaharaj and Mr. Joshua Rajesh Lakhande is



improper, the natural corollary would be to pass appropriate orders in that regard, including, considering the decision of the Nomination Committee.

16. As regards *prayer (i)*, in I.A. 165/2026, the same reads as under:

“i. Pass necessary orders and directions thereby setting aside the order dated 29.12.2025 of Ld. Observer and declaring that meeting and decision of the Nomination Committee dated 03.12.2025 as illegal, without any authority and contrary to the order dated 11.11.2025 of this Hon’ble Court and pass fresh orders considering the Constitution of Defendant No.1, for the reason mentioned above, in the interest of justice.”

17. Learned Senior Counsel for the applicant has advanced certain arguments in support of aforesaid *prayer (i)*.

18. For further arguments, re-notify on 20th February, 2026.

MINI PUSHKARNA, J

FEBRUARY 18, 2026/KR