

Court No. - 4

Case :- WRIT - C No. - 40471 of 2024

Petitioner :- Committee Of Management Adarsh Sanskrit Vidyalaya Samiti
Siwan Kala And Another

Respondent :- Assistant Registrar Firms Societies And Chits Azamgarh
Region And 3 Others

Counsel for Petitioner :- Arvind Kumar Upadhyay, Indra Raj Singh

Counsel for Respondent :- C.S.C., Jitendra Shanker Pandey

Hon'ble Ajit Kumar, J.

1. The submission advanced by the learned counsel for the petitioner is that the Deputy Registrar, Societies has manifestly erred in annulling the earlier election held in the year 2021 in which present petitioner had been elected as President-cum-Manager of the Society. It is argued that the issue before the Deputy Registrar, Societies was as to whether the annual list of office bearers submitted by the contesting respondent of the year 2022-23 and 2023-24 was registered or not and the Deputy Registrar now has come to conclude that the list submitted was under the forged signature of the present petitioner, so the committee of management earlier continuing pursuant to the registration of the list in the year 2021-22 ought to have been made to continue and at least the case was not falling within the parameters for exercising power under Section 25(2) of the Societies Act, 1860.

2. Matter requires consideration.

3. Sri Sanjeev Singh, learned Advocate holding brief of Sri Jitendra Shanker Pandey, learned counsel has put in appearance on behalf of the respondent No.4. He prays for and is granted four weeks' time to file counter affidavit. Learned Standing Counsel representing State respondents may file response within four weeks. Rejoinder affidavit may be filed within two weeks thereafter.

4. List on 31.01.2025.

5. In the meanwhile and until further orders of this Court it is hereby directed that there will be single hand operation of accounts of the institution by the District Inspector of Schools concerned. Further, parties are directed to maintain *status quo* with regard to management and administration of the Society as on date.

Order Date :- 5.12.2024/P Kesari