

Form No: HCJD/C-121
ORDER SHEET
IN THE ISLAMABAD HIGH COURT, ISLAMABAD
JUDICIAL DEPARTMENT

Writ Petition No.4462 of 2021

Zahoor Ullah Khan, etc
Versus

Cooperative Housing Society, etc

S. No. of order/ proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
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**03. 01.03.2022. Mr. Ghulam Mohammad Khan, Advocate
for petitioner.
Mr. Shehryar Gondal, State Counsel.
Respondent No.5 in person.**

Pursuant to order dated 21.02.2022 respondent No.5 has appeared in person and states that the venue fixed for purposes of election has been fixed in view of administrative convenience as well as overall security concerns emanating from the experience past elections of cooperative societies.

2. When asked by the learned counsel for the respondents as to whether clause 24 of the bylaws of the society has not been taken into account while determining the venue of the election, the Court has not been given a satisfactory response.

3. Given that respondent No.5 is public servant who has expressed his willingness to reconsider the issue of fixing the venue for the election of the society in accordance with law and the provisions of the bylaws of the society, this Court deems it is appropriate to remit the matter to him for reconsideration

only to the extent of determination of the venue of the election. The learned counsel for the petitioner has stated that he has been mistrusted to press no other prayer in the instant petition, other than determination of venue for the election in accordance with the society's bylaws.

4. Let a copy of this petition alongwith annexures be sent to respondent No.5 who will treat it as a representation and decide the same within a period of seven days in accordance with law and the bylaws of the society after affording the petitioner and other interested parties an opportunity to be heard. The instant petition stands ***disposed off.***

(BÁBAR SATTAR)
JUDGE

***M.A. Raza ***