

SANDEEP VIHAR (AWHO) WELFARE & MAINT SOCIETY, GHS-79, SEC- 20, PKL

MINUTES OF SPECIAL MEETING OF MANAGING COMMITTEE
HELD ON 27TH APR 2017

Attendance

1. A special meeting of Managing Committee was held on 27th Apr 2017 which was attended by 8 (eight) out of 11 (Eleven) Committee Members to deliberate upon the following agenda points.

Agenda

2. a) Developments in Court Case filed in NCGRC, New Delhi;
- b) Opening of surreptitious website with malafide intentions by unscrupulous elements.
- b) Any other point(s) with the permission of the Chair.

Discussions

3 Sh Subhash C Pathania, General Secretary wished well to all the members of the Managing Committee assembled there for the spl meeting at a short notice. He, with the permission of the Chair, read out the main agenda points and the deliberations followed as under.

4. Court Case Sh Pathania, GS who attended the Court hearing in National Consumers Grievances Redressal Commission at New Delhi on 24th April 2017, apprised the House that the case was heard by the H'ble Judges in a very comprehensive & congenial manner. The H'ble Court was found convinced that prima facie our case meets the requirements/merits of its being suitable to be admitted for hearing under Consumers Protection Act 1960 but advised the learned lawyer of the Respondents to elaborate on 'time barred' limitations as per latter's rejoinder. However, before the case could be further discussed, it was adjourned to 15th May 2017 for elaborate arguments/hearing on the request of both the parties as it clocked 1.30 PM and post-lunch session was not to take place on that day. The General Secretary also apprised the House of the main points of our writ petition and explained that there are different court verdicts on seemingly similar cases and therefore the end result of our case too depends on as to how forcefully/convincingly we put forth our arguments by citing settled cases of similar nature. Since the AWHO does not intend to lose this case as it would have broader repercussions, we too need to win this case as it involves our huge funds worth Rs. 1.60 crores + a building on 445 sq mtrs piece of our land. He, therefore, suggested that we should hire another reputed Advocate-on- Record of Supreme Court to supplement the efforts of our local Advocate and the former would be charging a sum of Rs. 11,000/- per hearing as negotiated by GS and Lt Col Ajmer Singh. Col VR Rampal resented that if hearing is somehow adjourned time and again then Rs. 11,000/- shall go waste each time. Col SK Chauhan, President and Col Rajinder Singh and Hav Ashok Bali, Executive Members opined that whereas the to-be-engaged Advocate has to slice out time from his busy schedule for our Court case hearing (whether adjourned or otherwise) he would certainly charge as per number of hearing dates attended by him. After elaborate discussion by all members of the MC on this issue, it was finally unanimously resolved by the House to engage Sh. Avinash Sharma as an additional advocate for Rs. 11,000/- per hearing in the captioned case in the NCGRC New Delhi.

5. Increase in Advocate's Fee. A letter dt 05.04.2017 received from the Advocate Sh. Aftab Singh Khara was read out to the House by Lt Col Kulwant Singh, Treasurer whereby the Advocate has requested for payment of Rs. 25,000/- (Rupees twenty five thousand only) in addition to what has already been paid/settled earlier due to increase in quantum of information/data added in support of our claims before the NCGR Commission, New Delhi and his regular visits there. After discussing pros & cons of the issue, the House unanimously resolved to agree to increase Advocate Khara's professional charges from Rs. 1.00 lakh to Rs. 1.25 lakh.

6. Controversial website Col SK Chauhan, President informed the House that a surreptitious website named "Sandeepawho@gmail.com/Sandeepans.com with mobile app has been found launched by some member very recently. The intention of the originator seems to be malicious as he has not disclosed his identity. Collecting the personal data/credentials of our Society's members, who are mostly in defence service or retired defence personnel, is fraught with glaring risks and is thus highly objectionable. Col KN Jetly Vice-President and Col Subash Chander Joshi, Joint Secretary opined that this is a very serious matter and must be reported to the crime branch of the local Police for investigation. The General Secretary Sh. SC Pathania and Treasurer Lt Col Kulwant Singh averred that if the originator of the aforesaid website intends to help the Society in improving the transparency/interaction between the members then he must openly come forward and take the Mgt into confidence which we all would like to appreciate. The House therefore unanimously resolved that a suitable reply should go on this site, advising the originator to share the administrative right including his personal identity with the Mgt by 1700 hrs of 28th Apr 2017 lest further action into the matter, as deemed fit to deal with such a cyber crime, should be taken by the Mgt in the public interest.

7, LED Lights The President Col SK Chauhan informed the House that despite of numerous requests to the previous President Brig Sarjit Singh(Retd) to co-op with the present Mgt in settling the clearance/payment of the pending bill, no worthwhile response has emerged rather than irresponsible e-mails of a few spokespersons of the ex-President. Since the Vendor has threatened to approach the Court of Law for non-clearance of his bill of the items received by the previous mgt, the matter shall further be complicated. A supply order for 600 No. of LED lights of 5W @ Rs. 180/- each was issued on 04 Jan 2016 by the then President Brig Sarjit Singh – the invoice recd on 04.04.2017 shows having supplied 375 No. of items only – but on physical verification by a rep of the Vendor and our Electrician only 330 No. of items were found installed. In view of these facts, it was unanimously resolved by the House to issue another letter to Brig Sarjit Singh Ex-President requesting him to certify the actual No. of items recd so that the bill be cleared immediately.

8. There being no other point for discussion, meeting ended with a vote of thanks to the Chair.

File No. 19 SVRWS/GHS-79/MCM
Dated : 28th Apr 2017.

Sd/x x x
(Subhash C. Pathania)
General Secretary

Sd/x x x
(Col S K Chauhan, Retd)
President – the Chairman