



# INDIAN INSTITUTE OF INSURANCE SURVEYORS AND LOSS ASSESSORS

(Promoted by IRDA, Govt. of India)

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Date: 19/10/2020

Dear Members,

The Hon High Court of Delhi in its order dt:-15/10/2020, has allowed IIISLA members to pay their dues to the Institute on or before 22/10/2020 6:00 PM. All our members are requested to adhere to the said court order and utilize the opportunity to be eligible for casting vote in the coming IIISLA Chapter & Zone elections.

The copy of the order is hereby attached below.

Regards

IIISLA

ADMIN

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

+ W.P.(C) 11462/2019

JAWAHAR LAL TIKU & ORS ..... Petitioner  
Through Mr.Ashish Mohan and Mr.Kushal  
Kumar, Advs. with Mr. Lalit Gupta, petitioner-in-  
person.  
versus  
INSURANCE REGULATORY & DEVELOPMENT AUTHORITY  
OF INDIA & ORS ..... Respondents  
Through Mr.Ashish Dholakia and Mr.Ankit  
Mangla, Advs. for R-4

**CORAM:**  
**HON'BLE MR. JUSTICE JAYANT NATH**

**ORDER**

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**15.10.2020**

This hearing is conducted through Video-Conferencing.

**CM No. 26064/2020**

1. This application is filed petitioner No. 3 seeking an order to stay the impugned notification dated 03.10.2020 for the Zonal and Chapter Elections 2020 till the pendency of the captioned writ petition.
2. The case of the applicant/petitioner No. 3 is that the applicant is aggrieved by the acts of the Central Council Members of respondent No. 4 who have appointed the Election Officer to conduct elections in Chapters and Zones of respondent No. 4 Body. It is stated that the Council members are acting in a mala fide manner and are attempting to conduct the said elections without proper authority and in gross abuse of the process of law. It is also stated that the impugned notification dated 03.10.2020 is contrary

to the rules and regulations of respondent No. 4. It is further stated that the elections of the members of the Central Council of respondent No. 4 Body have been challenged in the present writ petition and hence, the decision of the said Central Council to hold the elections for the Chapters and the Zones is illegal.

3. Learned counsel for the petitioner has raised two further submissions to support his contentions. Firstly, it has been pleaded that as per the impugned notification dated 03.10.2020, the last date for making payment of dues and to be eligible to vote was 30.09.2020. It is stated that the elections are announced on 03.10.2020 but the last date for making payment was given for a back date, namely, 30.09.2020 which would make a large number of members ineligible for voting. It is secondly submitted that the impugned notification also states that any member against whom disciplinary action is pending cannot vote. It is stated that the Central Council has issued show cause notices to various members with a view to make them ineligible to vote.

4. After some arguments, learned counsel for respondent No.4 on the suggestion of the court agrees that the time period for making payment of dues shall be extended to 22.10.2020. Hence, members who clear their dues by 22.10.2020 would also be eligible to vote. It is clarified that the proposed elections shall be subject to further orders of the court.

5. List on the date already fixed i.e. 03.11.2020.

**JAYANT NATH, J**

**OCTOBER 15, 2020**

**rb**