



MES BUILDERS ASSOCIATION OF INDIA (REGD.)

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2023-2025

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(Agra)

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Hony. General Secretary
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(Lucknow)

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2023-2025

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E-mail anil@tws.co

Ref No MBAI/HQ/ P/ 10

Date: 14th June 2025

To,

Hony General Secretary,
Head Quarter
MES Builders Association of India (Regd.)
New Delhi -110019

Subject: Reply to Your Letter Dated 13th June 2025 Regarding Nomination for Mediation Proceedings

Reference: Your letter bearing No. MBAI/2023-25/HGS/08/2025 dated 13.06.2025

Respected Sir,

1. This may be please be understood at your end that though I am not answerable to you, but to clarify my stands which I had taken is & was in the Best Interest of the Association and strictly following the provisions of Memorandum and Articles of Association of M E S BUILDERS ASSOCIATION OF INDIA (REGD) {here in after will be referred as MOA} which was in accordance with the Constitution of Association in the form of MOA which is a legal document for running an Association. You had overpowered beyond your duties as Hony General Secretary of Association as entrusted upon you by the under Article No 13(b) MOA which are reproduced below for your perusal if not familiar to it:

13. Duties (b) Hony. General Secretary:

The Hony. General Secretary shall have an overall supervision of the office and will hold responsibility of all office records, correspondence, notices and minutes of all meetings and conferences, etc. The staff of the HQrs. office will work directly under the Hony. General Secretary.

2. By countermand your letter which was floated by you without my consent and approval not only a serious irresponsible working but it was clearly attracting violation of MOA. The undersigned never undermine your statutory position as Hony. General Secretary but as a matter of fact you had deliberately devoid the merit, both factually and legally by issuing the such sensitive letter without my consent and approval to do so. As such your all allegations stands rejected.

BRANCHES

AGRA AHMEDABAD ALLAHABAD AMBALA AMRITSAR ANDAMANNICOBAR BABINA BANGALORE BARAMULLA BAREILLY BARMER BARODA BARRACKPORE BATHINDA BELGAUM BHOPAL BHUJ BIKANER
BENNAGURI CHANDIGARH CHANDIMANDIR CHANDIPUR CHENNAI COCHIN COIMBATORE DEHRADUN DELHI DENJAN-CHABUA EZHIMALA FERROZPUR GURDASPUR GUWAHATI GWALIOR GREATER HYDERABAD
HISAR HASIMARA JABALPUR JAIPUR JAISALMER JALANDHAR JAMMU JAMNAGAR JHANSI JODHPUR JORHAT KANPUR KARGIL KARWAR KOLKATA KOTA LEH LKABALI LUCKNOW MATHURA MEERUT MHOW
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Imm. Past President
ANIL KAPOOR
 (Delhi)
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 E-mail anil@tws.co

3. Authority Derived from MOA & Societies Registration Act, 1860 :

As per the registered Memorandum And Articles of Association of M.E.S. Builders' association of India (Regd) {here in after will be referred as MOA} (MOA) which are Rules & Regulations of MES Builders Association of India (Regd.). The Duties of Hony. General Secretary shall have an overall supervision of the office and will hold responsibility of all office records, correspondence, notices and minutes of all meetings and conferences, etc. The staff of the HQrs. office will work directly under the Hony. General Secretary. Beyond other whatever you had communicated is not relevant to the Constitution of Association i.e. MOA and the Societies registration Act, 1980 not attracted when the Societies Approved Constitution in place and whatever you had communicated is based on your own analysis. The MOA which is a Constitutional document will prevail upon all other provisions as stated by you. As such your all allegations stands rejected.

4. Valid Exercise of Official Duty: -

Your submission citing the Societies Registration Act, 1960 is not operative when the MOA Association clearly mention the Power of the President of Association as defined in Duties of President in Article No 13(a), relevant Extract of Article 13(a) here under: -

He shall perform such other duties as may be incidental to his / her office and shall also have power to countermand any order instructions and notices issued by the Hony. General Secretary or any other office bearer of the association which he deems prejudicial to the interest of the Association. As such your all allegations stands rejected.

5. Misplaced and Unfounded Allegations of Misconduct

You had overpowered beyond your duties as Hony General Secretary of Association as enthurasted upon you by the under Article No 13(b) MOA.

The allegation of "serious misconduct" made against you is & was totally correct and within the MOA which is a Constitutional document which is a Constitutional document. As such your all allegations stands rejected.

BRANCHES

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ANIL KAPOOR
(Delhi)
Cell 9810044862
E-mail anil@tws.co

6. Principle of Collective Governance

Your allegation of violation of Principle of collective Governance is totally incorrect and denied in toto. Before taking any Important Decision, I undersigned in the capacity of President of Association take advice from all HQ office Bearers and before Nomination of Two HQ representatives for Mediation, same was exercised. But you had your own directly made correspondences with the Learned mediator Justice Vipin Sanghi (Retd) without taking consent with me and acted in illegal capacity. Than only the undersigned by Exercising my duty as President of Association under Article 13(a) of MOA countermand your letter which is well within my Executive powers conferred to me as President of Association and does not warrants to take any permission from the Governing Body. . As such your all allegations stands rejected.

7. Protection of Association's Legal and Institutional Interest

Your submission is totally disagreed which is beyond the facts. Rather your action was prejudice and inflate further Disputes. The undersigned acted within time line and Appointed Two representatives of HQ after discussion and keeping all guiding factors in consideration. No delay was made in the Authorization of HQ Representatives takes place for mediation proceedings. As such your all allegations stands rejected.

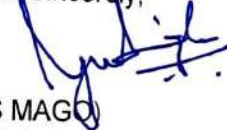
In view of the fact and legal status, your letter under reference is taken on record with the observation that the undersigned acted correctly to countermand the letter which I deems prejudicial to the interest of the Association and stands valid.

You are further advised to refrain from such unwarranted communications in near future so that my precious time vested to reply your illogical letters can be utilized in welfare of Members of Association.

Please Acknowledge

Thanks.

Yours Sincerely,


(G S MAGO)

President

Head Quarter MES Builders Association of India (Regd.)

BRANCHES

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