



MES BUILDERS ASSOCIATION OF INDIA (REGD.)

Head Office : 807-808, Sahyog 58, Nehru Place, New Delhi - 110019

Telephones : 011-49537644, 26418776 E-mail : mesbai75@yahoo.com

Website : www.mesbai.co.in



Office Bearers
2023-2025

President
G. S. MAGO
(Agra)

Mob. : 9837014222, 9758801354
E-mail : gurucharan.mago@gmail.com

Hony. General Secretary
SANDEEP SRIVASTAVA
(Lucknow)

Mob. : 9415024121
E-mail : lumosinfra.pl@gmail.com

Office Bearers
2023-2025

Sr. Vice President :

KUMAR ASHOK (Delhi)

Mob: 9971678883, 9350988830

E-mail: flintindia4@gmail.com

Vice President

C. BALASATISH (Visakhapatnam)

Mob. : 9849166099, 7382926699

Email: balasatishc@gmail.com
diamantovericals@gmail.com

Hony. Joint General Secretary

PRASANTA MAHANTA (Guwahati)

Mob. : 8638125126

E-mail: msprasantamahanta@gmail.com

Hony. Treasurer

SHIV KUMAR GUPTA (Delhi)

Mob. : 9810071265

E-mail: volina@rediffmail.com

Vice President Central Region-A
GURVINDER SINGH OBEROI
(Jabalpur)

Mob. : 09425150900

E-mail: modembuilders27@gmail.com

Vice President Central Region-B
SUNIL PANWAR
(Roorkee)

Mob. : 9319924205, 7007745237

E-mail: panwarconstruction1971@gmail.com

Vice President Eastern Region-A
PANKAJ KR. PRAHLADKA
(Kolkata)

Mob. : 9433003385

E-mail : sursales8@gmail.com

Vice President Eastern Region-B
ASHOK KANDOI
(Shillong)

Mob. : 9485175781, 7005849781

E-mail: ashokkandoi49@gmail.com

Vice President Northern Region
VINOD BEHL
(Jammu)

Mob. : 9070066622

E-mail: mesbuilder@gmail.com

Vice President Southern (N) Region
DEEPAK M. BALKAWADE
(Nashik)

Mob. : 9822596371, 9028596371

E-mail : deepakbalkawade67@gmail.com

Vice President Southern (S) Region
M. SUNDARARAJAN
(Wellington)

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E-mail : msrajan66@gmail.com

Vice President South Western Region
ARVIND MITTAL
(Jodhpur)

Mob. : 9587028845

Email : arvind@manglaamitbuilders.com

Vice President Western Region
MAHESH JAIN
(Delhi)

Mob. : 9810022431

E-mail: maheshjain30@yahoo.co.in

Imm. Past President

ANIL KAPOOR

(Delhi)

Mob. : 9810044862

E-mail: anil@tws.co

By Email/ WhatsApp/ Uploaded on MES Web Site

Ref No MBAI/PP/21/2025

Date: 13 Aug 2025

To,
Sh Praveen Mahana
(CEC Dissolved Election Commission)
Sh Amit Kumar Bhaduri
(EC Dissolved Election Commission)
Sh Naveen Kumar Yadav
(EC Dissolved Election Commission)

Subject : Reply on your un-ethical Letter Bearing Election Circular No : Aug/05 dated 12 Aug 2025 in response to HQ MES BAI Letter No MBAI/HGS/11/2025 dated 09 Aug 2025

Dear Sir (s),

1. I have taken serious note of the intent and implications hidden in your letter No. Election Circular Aug/05 dated 12.08.2025. The hidden agenda communicated through your letter is neither appreciated nor acceptable.
2. It is regrettable that you have selectively used the contents of HQ Letter No. MBAI/HGS/11/2025 dated 09.08.2025 issued in the interest of resolving the current stalemate situation to further strengthen your own agenda. The joint letter, signed by all HQ Office Bearers and circulated by HQ, was intended solely to encourage the settlement of disputes by mutual discussion at the table. It was never intended to serve as an authority for pursuing or supporting any ongoing disputes neither for the interpretations given by your selective reading. The said HQ letter proposed mediation with the aim of resolving matters amicably, in the best interest of the Association. Unfortunately, your actions indicate the opposite side instead of working towards reconciliation, you have attempted to exploit certain proposals for personal advantage, thereby defying the best interest of the Association and its members.
3. Your actions in misusing the contents of HQ Letter No. MBAI/HGS/11/2025 amount to a gross violation of both the spirit of the letter under reference and the Association's constitutional norms. By twisting and selectively reproducing portions of the HQ communication, you have attempted to create a

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misleading impression of legitimacy for acts that are otherwise without authority. Such conduct is not only unethical but also illegal, as it involves the deliberate misrepresentation of an official document to justify actions that have neither the approval of the Headquarters nor the mandate of the competent authority. This misinterpretation of an official communication undermines the trust and confidence and shows that you have no intention to resolve the issue.

- Now, therefore, after perusal of your said circular/ letter dated 12.08.2025 and upon reading the contents of the same it appears that in order to defy the resolution dated 02.06.2025 passed in the special council meeting you are relying on misleading facts and your own selective interpretation. I am hereby issuing parawise comments to the averments made in aforesaid circular
- (a) Para(1) and Para(2):-** The reference to HQ Letter No. MBAI/HGS/11/2025 dated 09.08.2025 does not empower you to act upon it as an authority. Article 11(g)(xi) must be read in conjunction with Articles 23(a), 23(e), and 23(f) of the MOA, under which the Dispute Redress & Reconciliation Committee (DRRC) is the final authority to issue clarifications or interpretations of any clause or rule in the MOA, and its recommendations are binding until amended by the AGM or a competent judicial authority. As far as the information of this HQ is concerned, recently the DRRC had given the interpretation on query made for clarification / interpretation on Article No 11(g)(xi) of MOA of Association by Sh. Vinay Saini, member Dehradun Branch which will be final and Binding as per the Article No 23(f) of MOA of Association till Amended by the AGM/ Competent authority.
- Para(3):-** In view of the facts stated in reply to Para (2) as stated above, this office felt that there is no need to consider your submission stated in First Part of Para (3) of your letter under reference. **Moreover** your statement as "Therefore, all action taken by you based on -----as per MOA 2024 what so ever" as stated in next second Part of Para (3) of your letter under reference is totally incorrect and your own Conclusion and interpretations are far away from the Facts. In this Connection your kind attention is drawn to the Minutes of Special Council meeting held on 02 June 2025 at New Delhi

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Mob. : 9810022431
E-mail: maheshjain30@yahoo.co.in

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E-mail: anil@tws.co

circulated under this HQ Circular No21 dated 06.06.2025(Available on MES BAI Web Site). The relevant Part of the circular is reproduce here under which established that the matter of so called Award as stated by you was never discussed by the Council

"Item 5(ii) of agenda

To Examine the Award pronounced by the DRRC dated 16 May2025 regarding dissolving the Election Commission elected at Bhopal Council meeting on 09th April 2025: Sh. G.S. Mago President inform to the House that Since the matter is presently sub-judice, it is not appropriate to discuss on this agenda point/matter in this Special Council meeting to which the entire House gave its unanimous consent."

- From this, it is clear that your submission is baseless and incorrect, and is therefore rejected in toto. Your further comment regarding the dissolution of the Election Commission is also without merit. The dissolution was carried out strictly in accordance with the MOA, after following all procedural requirements, due to your illegal actions, biased conduct of elections, and unauthorized alterations to the Articles of Association. Your reference to a "parallel Election Commission" is also highly objectionable, false, and condemned. The new Election Commission was constituted lawfully by the Council after adopting the resolution, as per the provisions of the MOA of the association. The contents of the present paragraph clearly show your intent to disregard the council meeting dated 02.06.2025 which has taken up the issue of illegality being committed by you and deliberated upon the same to democratically decided upon your dissolution and you three were removed from the same process you were elected.
- Para(4):-** : Your submission is based on incorrect assumptions and is irrelevant to the actual facts. As already clarified, the joint letter from HQ was for dispute resolution through dialogue, not for authorizing any party to act in ongoing disputes. Your observation is therefore rejected as the same has been made with ill intentions to give approval to illegalities committed by you through wrong interpretation.

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9. **Para(5):-** In view of the facts stated above your demand for cancellation of all directives issued by the undersigned issued post 09 April 2025 till date before the scheduled meeting of 20Aug 2025 is irrelevant and not acceptable, hence rejected.
10. Your demand for the cancellation of all directives issued by the undersigned between 09.04.2025 and the scheduled meeting of 20.08.2025 is irrelevant and unacceptable, and is therefore rejected. Furthermore, regarding your precondition for such cancellation, you are hereby advised to immediately cease the issuance of any further circulars and to withdraw your unethical and illegal acts of issuing circulars for the Delhi Branch elections after 09.08.2025 including all Circulars issued by you after 31st July 2025. Failure to provide a positive response will compel the cancellation of the proposed meeting scheduled for 20.08.2025, due to your non-cooperation.
11. The manner in which you have misappropriated and distorted the contents of HQ Letter No. MBAI/HGS/11/2025 dated 09.08.2025 is not only wholly unjustified but also strikes at the very foundation of propriety and legality expected from any responsible office bearer or member of the Association. This letter, issued in good faith and jointly signed by the Headquarters' office bearers, was conceived purely as an instrument to promote mediation, conciliation, and the restoration of unity within the Association. Instead, by extracting selective portions out of context and presenting them in your communication of 12.08.2025 as if they constituted an endorsement or authorization of your disputed actions, you have willfully engaged in the misrepresentation of an official HQ position. Such deliberate manipulation of an official document is not a mere lapse in judgment it constitutes a serious breach of trust, an abuse of organizational process, and a misuse of the Association's official correspondence for ends contrary to the democratic and constitutional norms of MES BAI.
12. Your act not only undermines the authority of the Headquarters but also creates confusion and mistrust amongst members, thereby aggravating the very disputes which the original HQ letter sought to heal. The Association cannot, and will not, permit any individual or group to misinterpret, misuse, or selectively exploit Headquarters' communications for personal or factional advantage.

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13. It has been my firm intention from the very beginning to resolve the disputes solely through dialogue and mutual understanding. However, the adamant and inflexible stance adopted by certain members has led to the present unfortunate situation. It is disheartening that even a simple communication issued with the aim of fostering resolution has been deliberately misconstrued by some members as a justification for actions that are in complete defiance of the Association's rules and the resolution duly passed in the Special Council Meeting.
14. I wish to reiterate that it is still not too late for all concerned members to step back from their current course of action and work towards a constructive and positive resolution. Rather than issuing a series of unnecessary and ineffectual letters that hold no binding authority, efforts should be directed towards dialogue, reconciliation, and the protection of the unity and integrity of the Association principles to which I remain firmly committed.


(G S MAGO)
President
HQ, MES BAI

Copy To:-

(i) All the respected office Bearers attended in the VC held on 08 Aug 2025 and signatory of resolution thereof

(ii) ALL Members,
MES Builders Association of India (Regd.)

For Information Please

BRANCHES

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