

**BEFORE DELHI COOPERATIVE TRIBUNAL
GOVT. OF NCT OF DELHI
VIKAS BHAWAN, GROUND FLOOR, DELHI**

DAILY ORDERS

Order of 04.07.2025

Appeal No. 043/2025/DCT

04.07.2025

Present: Appellant in person with Sh. S.N. Bhagat, Adv.

Fresh appeal filed on 28.05.2025. Be checked and registered.

Issue notice in the appeal as well as in the application for condonation of delay and stay, to the Respondents on filing of PF/RC returnable on 20.08.2025.

PF be filed within three days from today.

**(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)**

Appeal No. 045/2025/DCT

04.07.2025

Present: Appellant in person and Sh. Adarsh Ganesh, Adv. appears through VC.

Fresh appeal filed on 29.05.2025. Be checked and registered.

Issue notice in the appeal as well as in the application for condonation of delay and stay, to R1 & R2 on filing of PF/RC returnable on 25.08.2025.

PF be filed within three days from today.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 015/2025/DCT

04.07.2025

Present: Appellant Ms. Vidushi Sharma in person with Sh. S.P. Gairola, Adv.

Sh. Sandeep Kumar, Adv. for R1 Society.

Vide separate order announced in open Court today, the Appeal No. 015/2025 is allowed with liberty to the society to file a fresh petition u/s 70 of the DCS Act against the LRs of the deceased principal borrower and the sureties.

File be consigned to record room.

2nd set be weeded out forthwith.

A copy of this order be sent to RCS, and TCR if any, be sent back to the concerned branch of RCS.

On request, copy of this order be given dasti to both the parties.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

04.07.2025

Present: None for the Appellant.

Sh. Sandeep Kumar, AR of R1 Bank with Sh. Aman Malik, Adv.

R2 in person with Sh. Madhup Kumar, Adv.

Quorum is not complete.

Vide order dated 04.06.2025, R2 had volunteered to visit the office of the society on 24.06.2025 at 12:00PM to work out a settlement. Ld. Counsel for the Bank on instructions of AR submits that R2 did not visit the Bank on the date and time agreed. Ld. Counsel for R2 submits that R2 went to office of the Bank yesterday, i.e. 03.07.2025 and the matter could not be settled.

This Tribunal is of the opinion that in case R2 genuinely wants to settle the matter, he should visit the office of the Bank on the date and time fixed and agreed before the Tribunal, failing which it shall be presumed that R2 is only wasting the time of this Tribunal and is not interested in settling the matter. R2 shall visit the office of the Bank on 16.07.2025 at 02:00PM at Nangloi Branch to work out a settlement. Settlement shall be explored in terms of order dated 04.06.2025.

Meanwhile, R2 shall endeavour to make respectable payment to the society before the adjourned date.

Adjourned for reporting settlement to 21.08.2025.

Interim order to continue.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

At this stage, Sh. Sandeep Kumar, Adv. for the Appellant has appeared. He has been apprised of the order.

NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 104/2015/DCT

04.07.2025

Present: One of the Appellant Sh. Gaurav Parashar in person and Sh. Ramesh Kumar, Adv. appears through VC.

Sh. Chandrabhan Tiwari, AR of the Respondent Society.

Quorum is not complete.

On the last date of hearing dated 07.03.2025, it was directed that responsible person from the society be present before the Tribunal along with the record to explore possibility of settlement. None has appeared from the society. The omission is deliberate and patent.

Last opportunity is afforded to the society to comply with the order dated 07.03.2025 subject to cost of Rs. 10,000/- payable to the appellant.

Adjourned to 29.07.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 105/2015/DCT

04.07.2025

Present: Appellant Sh. Gaurav Parashar in person and Sh. Ramesh Kumar, Adv. appears through VC.

Sh. Chandrabhan Tiwari, AR of the Respondent Society.

Quorum is not complete.

On the last date of hearing dated 07.03.2025, it was directed that responsible person from the society be present before the Tribunal along with the record to explore possibility of settlement. None has appeared from the society. The omission is deliberate and patent.

Last opportunity is afforded to the society to comply with the order dated 07.03.2025 subject to cost of Rs. 10,000/- payable to the appellant.

Adjourned to 29.07.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 106/2015/DCT

04.07.2025

Present: One of the Appellant Sh. Gaurav Parashar in person and Sh. Ramesh Kumar, Adv. appears through VC.

Sh. Chandrabhan Tiwari, AR of the Respondent Society.

Quorum is not complete.

On the last date of hearing dated 07.03.2025, it was directed that responsible person from the society be present before the Tribunal along with the record to explore possibility of settlement. None has appeared from the society. The omission is deliberate and patent.

Last opportunity is afforded to the society to comply with the order dated 07.03.2025 subject to cost of Rs. 10,000/- payable to the appellant.

Adjourned to 29.07.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 117/2023/DCT

04.07.2025

Present: Sh. Rajiv Vig, Adv. for the appellant.

None for the Respondent Society.

Quorum is not complete.

Sh. Vig submits that he has no objection to the appeal being heard and disposed off by the Chairman sitting single, de hors the quorum being incomplete.

It is noticed that none has been appearing from the society probably on account of quorum being not complete.

Let Court notice be issued to Sh. Anil Kumar, Adv. who has filed his Vakalatnama on behalf of the society.

Notice returnable on 05.08.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 118/2024/DCT

04.07.2025

Present: Appellant in person and Sh. Basant Kumar, Adv. appears through VC.

Sh. Sandeep Kumar, Adv. appears as Proxy Counsel for Sh. Arun Lal, Adv. for the Respondent Society.

Quorum is not complete.

It seems that there is no possibility of settlement between the parties. Let the matter be heard on merits.

Issue notice to the concerned AR of the RCS to present with the Trial Court record on the next date.

Adjourned for records to 25.08.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

04.07.2025

Present: A2 Sh. Praveen Kumar Jain in person with Sh. C.S. Gupta, Adv.

None for R1 & R2.

Applicant No. 1 Sh. M.K. Verma and Applicant No. 2 Sh. Sukhanand Jain in person with Sh. Mohit Verma, Adv.

Quorum is not complete.

Ld. Counsel for the Appellants submits that a new Administrator namely Sh. Kewal Singh, Jt. CP (Retd.), has been appointed as an Administrator cum Returning Officer vide order dated 06.05.2025 passed by the O/o RCS. It is further submitted that mandate of 90 days was given to the Administrator vide the aforesaid order for conducting the elections. However, no steps have been taken as yet.

The mandate is going to expire in another about 32 days. Sh. Gupta therefore, prays for short adjournment to move an appropriate application seeking to file additional pleadings or to amend the appeal if so advised.

It is noticed that Ld. Counsel for RCS namely Ms. Vasu Singh had joined the proceedings on the previous date of hearing after the proceedings had been conducted and had sought adjournment to assist this Tribunal. She has however, not joined today. It is pointed out that in order dated 30.04.2025 also, it was recorded that no assistance was forthcoming from R1, i.e. RCS and a Court notice had been then issued to the RCS.

In the aforesaid facts and circumstance, when the RCS or its Counsel choosing not to appear, R1 is proceeded against ex-parte.

Sh. M.K. Verma submits that he will file an independent appeal. He may do so if so permissible under the statute.

Adjourned for appellant to take necessary steps as prayed.
Adjourned to 17.07.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 013/2025/DCT

04.07.2025

Present: Sh. Sandeep Kumar, Adv. for the appellant.

None for R2 Society.

Quorum is not complete.

Reply has not yet been filed by the society despite opportunity.

Issue Court notice to Sh. Pankaj Gupta, Counsel for the society, returnable on 11.08.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 030/2024/DCT

04.07.2025

Present: None for the Appellant.

Sh. Ashwani Kumar Gupta, AR of the Respondent Society
with Sh. Sandeep Kumar, Adv.

Quorum is not complete.

Sh. Sandeep Kumar submits that an amount of Rs. 1,50,000/- has been received by the O/o RCS in the present matter. However, amount has not yet been remitted to the society. It is submitted that on remission of the amount, N.O.C shall be issued to the appellant forthwith.

Adjourned to 11.08.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 027/2025/DCT

04.07.2025

Present: Sh. Dheeraj Kumar, Adv. for the Appellant.

Sh. Nivesh Kumar, AR of R1 Society with Sh. Vipin Dilawari
and Sh. Parvindra Sharma, Advocates.

Quorum is not complete.

Ld. Counsels for the society have filed their Vakalatnama.
Same is taken on record. They seek three weeks' time to file reply
to the appeal. Let the needful be done within three weeks from
today with an advance copy to the other side.

Issue notice to the concerned AR of the RCS to present with
the Trial Court record on the next date.

Adjourned for records and reply to 19.08.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 048/2023/DCT

04.07.2025

Present: Appellant in person with Sh. Rishipal Singh, Adv.

Sh. Nivesh Kumar, AR of R1 Society with Sh. Vipin Dilawari
and Sh. Parvindra Sharma, Advocates.

Quorum is not complete.

Ld. Counsel for the appellant submits that appellant is still ready to settle the matter. However, it is submitted that the society has not credited the entire amount paid by the appellant. Ld. Counsel for the appellant prays for short adjournment to place on record the receipts or proof of the amount paid by the appellant to the society.

Adjourned to 19.08.2025.

Interim order to continue.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 049/2023/DCT

04.07.2025

Present: Appellant in person with Sh. Rishipal Singh, Adv.

Sh. Nivesh Kumar, AR of R1 Society with Sh. Vipin Dilawari
and Sh. Parvindra Sharma, Advocates.

Quorum is not complete.

Ld. Counsel for the appellant submits that appellant is still ready to settle the matter. However, it is submitted that the society has not credited the entire amount paid by the appellant. Ld. Counsel for the appellant prays for short adjournment to place on record the receipts or proof of the amount paid by the appellant to the society.

Adjourned to 19.08.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 121/2015/DCT

04.07.2025

Present: Appellant in person with Sh. Brijesh Kumar, Adv.

Sh. Nivesh Kumar, AR of R1 Society with Sh. Vipin Dilawari
and Sh. Parvindra Sharma, Advocates.

Quorum is not complete.

Ld. Counsels for the parties submits that they have no objection to the appeal being heard and disposed off by the Chairman sitting single, de hors the quorum being incomplete. They have signed and filed the consent form. Same is taken on record.

Adjourned for arguments to 29.08.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

04.07.2025

Present: Sh. Qayamudin and Ms. Unzila Fatima, Advocates for the Applicant Society and Sh. P.S. Singh, Secretary appears through VC.

Respondent Sh. Praveen Kumar Jain appears through VC.

Quorum is not complete.

File taken up on an application filed by the applicant society seeking to recall the order dated 10.03.2025 vide which the appeal was dismissed in default and for non-prosecution. Sh. Qayamudin in his application has explained the reasons for his absence before the Tribunal on the dated fixed, i.e. 10.03.2025. Sh. Jain submits that though he disputes the averments made in the application, however, he does not oppose the application for restoration of the appeal and he also does not press for any costs. Noticing the good gesture of the Respondent Sh. P.K. Jain, the appeal is restored to its original number. Also noticing the good gesture of Sh. Jain, it is desired that the matter be amicably settled between the parties. It is agreed by Sh. P.S. Singh, Secretary of the society, Sh. Jain shall be invited to the O/o society for exploring possibility of settlement. Sh. Jain submitted that in case society settles the matter, he will also reciprocate by withdrawing all complaints that he has filed against the society and its members.

Adjourned for reporting settlement alternatively for working of the settlement before this Tribunal to 22.08.2025 at 02:00PM.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 173/2022/DCT

04.07.2025

Present: Appellant in person.

Sh. Padmanabhan, Adv. along with Ms. Varsha Iyer, Adv.
for the Respondent.

Quorum is not complete.

Appellant and Ld. Counsels for the Respondent submits
that they have no objection to the appeal being heard and disposed
off by the Chairman sitting single, de hors the quorum being
incomplete. They have signed and filed the consent form. Same is
taken on record.

Adjourned for arguments to 06.08.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 192/2022/DCT

04.07.2025

Present: Sh. Kunal Kalra, Adv. for the Appellant appears through VC.

Sh. Sandeep Kumar, Adv. for the Respondent Society.

Quorum is not complete.

Ld. Counsels for the parties submits that they have no objection to the appeal being heard and disposed off by the Chairman sitting single, de hors the quorum being incomplete.

Ld. Counsels submits that they shall submit their written consent for the appeal to be heard on merits within 15 days from today.

Adjourned for arguments to 03.09.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

04.07.2025

Present: A2 in person with Sh. Sandeep Kumar, Adv.

Fresh appeal filed on 04.07.2025. Be checked and registered.

Sh. Sandeep Kumar has made a special mention for taking up the matter urgently as in terms of impugned order dated 30.06.2025, the Administrator Sh. Vinod Kumar Mishra has already approached the office of the society.

It is however, submitted by Sh. Sandeep Kumar that the society was taking its due steps for conducting election. It was only on account of Operation Sindoor that the election could not be conducted on the date fixed, i.e. 18.05.2025 as the Police help had been declined. Referring to law laid down by the Hon'ble High Court of Delhi in Jamia Cooperative Bank Vs. Govt. of NCT of Delhi, WP(C)12817/2019, D/o 05.12.2019. It is submitted that since there was no failure by the outgoing Managing Committee to arrange for the election, there was no occasion for the RCS to appoint an Administrator.

Issue notice in the appeal to the Respondents on filing of PF/RC, dasti returnable on 07.08.2025.

Meanwhile, operation of the impugned order dated 30.06.2025 bearing order no. F No. AR/BKG/RCS/332/2025 passed by the Assistant Registrar, Banking shall remain stayed till further orders.

Notice returnable on 07.08.2025.

Copy of this order be given dasti to the appellant.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)