

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

DAILY ORDERS

Order of 22.07.2025

22.07.2025

Present: Sh. Amit Minocha, Adv. for the Appellant Society in person and Sh. Nikhil Grover, Vice-President of the society appears through VC.

Fresh appeal filed on 15.07.2025. Be checked and registered.

Ld. Counsel for the appellant submits that the impugned order dated 12.06.2025 passed by the Additional RCS, is bad in law as the petition u/s 70 of the DCS Act does not contain any specific prayer for setting aside any elections.

With the assistance of Sh. Minocha, I have gone through the prayer clause. Each of the three prayer clauses are vague and general. There does not seem to be any specific prayer.

In the absence of any specific prayer, it is not understandable as what is the dispute which has been referred for arbitration.

In view of the above, the operation of the impugned order dated 12.06.2025 is stayed till further orders.

Issue notice in the appeal to R2 to R5. Sh. Akshay Bhardwaj, Adv. who is appearing in another matter, accepts notice on behalf of R2 to R5. Sh. Minocha undertakes to supply complete copy of the appeal to Sh. Bhardwaj within one week from today.

TCR is not required as all relevant documents has been placed on record by the appellant. Reply to the appeal be filed within four weeks from today with an advance copy to the other side.

Ld. Counsels for the parties submits that they have no objection to the appeal being heard and disposed off by the Chairman sitting single, dehors the quorum. Sh. Amit Minocha, Counsel for the society has signed the consent form. Same is taken on record. Sh. Akshay Bhardwaj, Counsel for R2 to R5 submits that he will give his consent on or before the adjourned date.

Adjourned for consent and for arguments to 17.09.2025.

Copy of this order be given dasti to the appellant.

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

22.07.2025

Present: Sh. Amit Minocha, Adv. for the Appellant Society in person and Sh. Nikhil Grover, Vice-President of the society appears through VC.

Fresh appeal filed on 15.07.2025. Be checked and registered.

Ld. Counsel for the appellant submits that the impugned order dated 12.06.2025 passed by the Additional RCS, is bad in law as the petition u/s 70 of the DCS Act does not contain any specific prayer for setting aside any elections.

With the assistance of Sh. Minocha, I have gone through the prayer clause. Each of the three prayer clauses are vague and general. There does not seem to be any specific prayer.

In the absence of any specific prayer, it is not understandable as what is the dispute which has been referred for arbitration.

In view of the above, the operation of the impugned order dated 12.06.2025 is stayed till further orders.

Issue notice in the appeal to R1 to R5. Sh. Akshay Bhardwaj, Adv. who is appearing in another matter, accepts notice on behalf of R2 to R5. Sh. Minocha undertakes to supply complete copy of the appeal to Sh. Bhardwaj within one week from today.

TCR is not required as all relevant documents has been placed on record by the appellant. Reply to the appeal be filed within four weeks from today with an advance copy to the other side.

Ld. Counsels for the parties submits that they have no objection to the appeal being heard and disposed off by the Chairman sitting single, dehors the quorum. Sh. Amit Minocha, Counsel for the society has signed the consent form. Same is taken on record. Sh. Akshay Bhardwaj, Counsel for R2 to R5 submits that he will give his consent on or before the adjourned date.

Issue notice to R1 on filing of PF/RC returnable on 17.09.2025.

Adjourned for consent and for arguments to 17.09.2025.

Copy of this order be given dasti to the appellant.

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

22.07.2025

Present: Sh. Jitender Singh, AR for the Appellant Bank with
Sh. Rajesh Shrivastav, Adv.

None has appeared despite service on R1. It is pointed out by the Ld. Counsel for the Bank that address of R2, i.e. petitioner before the RCS is incorrect/vague. The address mentions Jharoda as well as Burari, which are evidently too distinct two localities. It is further submitted by the Ld. Counsel that attempt to serve the R2 is dasti failed as the address could not be located. In the aforesaid facts and circumstances, when none of the contesting respondents has appeared, operation of the impugned order be stayed till further orders.

Ordered accordingly.

R1 is proceeded against ex-parte. The appellant bank in the meantime, attempt to locate the correct address of R2.

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

Adjourned to 09.09.2025.

Copy of this order be given dasti to the appellant.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 015/2020/DCT

22.07.2025

Present: Sh. Apurv Rastogi, Adv. for the Appellant.

Sh. Masood Hussian, AR of the Respondent Society with Sh. S.K. Sharma & J.S. Anand, Advocates.

Quorum is not complete.

An application u/s 151 CPC has been moved on behalf of the appellant seeking directions to the society to provide a copy of Bye-Laws of the society. Notice of the application is issued to the Society. Notice is accepted by Sh. S.K. Sharma, on behalf of the society. Sh. Rastogi undertakes to supply copy of application to Sh. Sharma within one week from today. Reply, if any, be filed within two weeks from today with an advance copy to the other side.

Adjourned for arguments in the application to 01.09.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal Nos. 111/2021 & 112/2021/DCT

22.07.2025

Present: None for the Appellant.

Sh. Akshay Bhardwaj, Adv. for the Respondent Society appears through VC.

Quorum is not complete.

Sh. Rohit Kumar, ASO from the O/o RCS had appeared on the last date of hearing and sought time for reconstruction of the records. However, he has not appeared today.

Let Show-Cause Notice be issued to Sh. Rohit Kumar, Section Officer, O/o RCS as to why bailable warrant be not issue against him for not being present and for not making available the Trial Court Record returnable on 10.09.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 111/2024/DCT

22.07.2025

Present: Appellant in person.

None for the Respondents.

Quorum is not complete.

Notice was issued to concerned AR of RCS to produce the TCR. Despite service, none has appeared with the record.

Let Show-Cause Notice be issued to the concerned AR as to why bailable warrant be not issue against him for not being present and for not making available the Trial Court Record returnable on 02.09.2025.

Interim order to continue.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 086/2021/DCT

22.07.2025

Present: Sh. Amrish Kumar Dwivedi, Clerk of the Appellant Bank.

R1 in person.

Sh. Madhup Kumar, Adv. for R2.

Quorum is not complete.

Clerk of the appellant bank submits that copy of reply has not been served upon the bank. Ld. Counsel for R2 undertakes to supply complete PDF file to the counsel for the appellant bank within two days from today.

Adjourned for arguments to 14.11.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 009/2025/DCT

22.07.2025

Present: Shri Bhagwan, President of the Appellant Society in person and Sh. Sandeep Kumar, Adv. appears through VC.

Sh. Sanjay Chiripal, Adv. for R2.

Quorum is not complete.

Sh. Chiripal submits that his computer system is corrupted and could not able to recover the date. He seeks more time to file reply.

Heard.

Reply be filed within two weeks from today with an advance copy to the other side.

TCR has been received.

Adjourned for reply to 25.08.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

22.07.2025

Present: Sh. Agam Jain, Adv. for the Appellant appears through VC.

Sh. Jitender Singh, AR for the Respondent Bank with Sh. Akshit Sachdeva, Adv.

Quorum is not complete.

Notice issued to R4 at the Delhi address, has come back unserved with the report that insufficient address. Notice dispatched at his employer's address, has come back with the report that he was released from service in the year 2019. The communication also mentions an address of R4 which is of the District Kangra, Himachal Pradesh.

Let fresh notice be issued to R4 on the aforesaid address on filing of PF/RC returnable on 19.09.2025. PF be filed within three days from today.

Ld. Counsel for the appellant submits that his prayer for vacation of stay shall be considered on the adjourned date.

Interim order to continue.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

**Contempt Petition No. 002/2025/DCT
In Appeal No. 053/2021/DCT**

22.07.2025

Present: None for the Contempt Petitioner.

Sh. Narender Kumar, Proxy Counsel for the Respondent Bank appears through VC.

Quorum is not complete.

Ms. Sushma Bisht, ASO from the O/o RCS has appeared. Notice was issued to Sh. Surender Narang, the Contemner. However, he has chosen not to appear in person and has rather sent a subordinate official. The same is not acceptable.

Issue bailable warrants int eh sum of Rs. 20,000 for Sh. Surender Narang who has time and again avoided the notice. Bailable warrants be executed through RCS, returnable on 19.08.2025.

Ms. Bisht is directed to communicate the order to the alleged Contemner.

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

Appeal No. 024/2022/DCT

22.07.2025

Present: Sh. Narender Kumar, Proxy Counsel for Appellant
appears through VC.

Sh. Amrish Kumar Dwivedi, Clerk of R2 Bank.

Quorum is not complete.

Show Cause Notice was issued to AR concerned O/o RCS to
produce the TCR. However, none has appeared from the O/o RCS
despite service of Show Cause Notice.

Issue bailable warrants in the sum of Rs. 20,000/- for the
AR concerned to be executed through RCS, on 28.08.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 084/2021/DCT

22.07.2025

Present: Sh. Amrish Kumar Dwivedi, Clerk of the Appellant Bank.

R3 in person and Sh. Madhup Kumar, Adv.

Quorum is not complete.

Adjourned for the consent, if any, of the parties/counsels for arguments before the Chairman sitting single, de hors the quorum.

Adjourned to 26.08.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 136/2024/DCT

22.07.2025

Present: Appellant in person with Sh. Sandeep Kumar, Adv.
Sh. Harish Kumar Mehra, Adv. for the Respondent Society.

Arguments partly heard.

Adjourned for remaining arguments on 24.07.2025 at 12:00
Noon.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 147/2024/DCT

22.07.2025

Present: Appellant in person and Md. Azhar, Adv. appears through VC.

Sh. Harish Kumar Mehra, Adv. for the Respondent Society.

Arguments partly heard.

Written submissions have been filed by the appellant. Same is taken on record. Copy supplied to Sh. Mehra.

Adjourned for remaining arguments on 24.07.2025 at 12:00 Noon.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)