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

DAILY ORDERS

Order of 29.07.2025

Appeal No. 058/2025/DCT

29.07.2025

Present: Appellant in person with Sh. Sanjeev Kumar and Ms. Deepshikha, Advocates.

Fresh appeal filed on 18.07.2025. Be checked and registered.

Issue notice in the appeal as well as in the application for condonation of delay and for stay to the Respondent Society on filing of PF, dasti returnable on 07.08.2025.

PF be filed within two days from today.

Appeal No. 033/2025/DCT

29.07.2025

Present: None.

Quorum is not complete

Notices issued to R2, R4 & R5 have been returned back unserved with the report that addresses are insufficient.

Let fresh memo of parties be filed with correct addresses.

Adjourned to 18.08.2025.

Appeal No. 034/2025/DCT

29.07.2025

Present: None.

Quorum is not complete

Notices issued to R2, R4 & R5 have been returned back unserved with the report that addresses are insufficient.

Let fresh memo of parties be filed with correct addresses. Adjourned to 18.08.2025.

Appeal No. 035/2025/DCT

29.07.2025

Present: None.

Quorum is not complete

Notices issued to R2, R4 & R5 have been returned back unserved with the report that addresses are insufficient.

Let fresh memo of parties be filed with correct addresses. Adjourned to 18.08.2025.

Appeal No. 038/2025/DCT

29.07.2025

Present: Sh. Ajeet Sharma, Proxy Counsel for the Appellant appears through VC.

Quorum is not complete.

Sh. Sharma seeks more time to comply with the order dated 30.05.2025.

Heard.

Adjourned to 22.08.2025.

Appeal No. 149/2024/DCT

29.07.2025

Present: Appellant in person.

Sh. Avinash Sahu, AR of the Respondent Society.

Quorum is not complete.

The appellant seeks three months' time to pay the settled amount of Rs. 6,10,000/- with effect from today. AR of the Respondent Society submits that though the instructions of the society were to settle in two months, but in case the appellant pays up the settled amount within three months from today, the loan account can be settled.

In view of the aforesaid facts and circumstances, the appellant pays up the settled amount on or before 01.11.2025.

Adjourned to 12.09.2025 for reporting progress.

Interim order to continue.

Appeal No. 016/2024/DCT

29.07.2025

Present: None for the Appellant.

Sh. Parvindra Sharma, Adv. for R1 Society appears through VC.

Quorum is not complete.

Adjourned for reporting service to 22.08.2025.

Interim order to continue.

Appeal No. 018/2025/DCT

29.07.2025

Present: Appellant in person with Md. Imran, Adv.

Sh. Dinesh Kumar Gupta, AR of the Respondent Society in person and Sh. Akshay Bhardwaj, Adv. appears through VC.

Quorum is not complete.

Sh. Bhardwaj seeks time to file reply to the appeal as well as to the application along with his Vakalatnama.

Heard.

Let the needful be done within four weeks with an advance copy to the other side.

Adjourned to 19.09.2025.

Appeal No. 071/2023/DCT

29.07.2025

Present: A1 appears through VC.

Sh. Rishipal, AR of the Respondent Society in person and Sh. Parvindra Sharma, Adv. appears through VC.

Quorum is not complete.

Adjourned to 20.11.2025 to await the quorum.

Interim order to continue.

Appeal No. 014/2023/DCT

29.07.2025

Present: Sh. Balkishan, AR of the Appellant Society in person and Sh. Anuj Dhir, Adv. appears through VC.

Sh. Amit Bhatnagar, Adv. for the Respondent Bank appears through VC.

Quorum is not complete.

Ld. Counsels for the parties prays for short adjournment to seek instructions from their respective clients for giving consent to the appeal being heard and disposed off by the Chairman sitting single, dehors the quorum.

Adjourned to 22.08.2025 for consent.

29.07.2025

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

Sh. Chandrabhan Tiwari, AR and Sh. Tarun Kumar Garg, Secretary of the Respondent Society in person and Sh. Ganesh Chand Sharma, Adv. appears through VC.

Quorum is not complete.

Sh. Ganesh Chand submits that he has been engaged recently and will file his Vakalatnama on the adjourned date. An application has been moved on behalf of the society for waivers/recall of the costs imposed vide order dated 04.07.2025. it is submitted that on 04.07.2025, the responsible person, i.e. the Secretary of the society could not appear before the Tribunal as he has fall sick because of the rainfall on the previous date. Two prescription slips dated 03.07.2025 & 06.07.2025 of Sh. Tarun Kumar Garg have been placed on record. However, there is no certificate.

This Tribunal is not satisfied with the prescriptions or the advice of the Doctor.

The application is therefore is dismissed.

One last opportunity is afforded to the Respondent Society to deposit the costs failing which the defence may be struck off.

Let the costs be disposed off within 10 days from today.

Adjourned for further proceedings to 11.08.2025.

29.07.2025

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

Sh. Chandrabhan Tiwari, AR and Sh. Tarun Kumar Garg, Secretary of the Respondent Society in person and Sh. Ganesh Chand Sharma, Adv. appears through VC.

Quorum is not complete.

Sh. Ganesh Chand submits that he has been engaged recently and will file his Vakalatnama on the adjourned date. An application has been moved on behalf of the society for waivers/recall of the costs imposed vide order dated 04.07.2025. it is submitted that on 04.07.2025, the responsible person, i.e. the Secretary of the society could not appear before the Tribunal as he has fall sick because of the rainfall on the previous date. Two prescription slips dated 03.07.2025 & 06.07.2025 of Sh. Tarun Kumar Garg have been placed on record. However, there is no certificate.

This Tribunal is not satisfied with the prescriptions or the advice of the Doctor.

The application is therefore is dismissed.

One last opportunity is afforded to the Respondent Society to deposit the costs failing which the defence may be struck off.

Let the costs be disposed off within 10 days from today.

Adjourned for further proceedings to 11.08.2025.

29.07.2025

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

Sh. Chandrabhan Tiwari, AR and Sh. Tarun Kumar Garg, Secretary of the Respondent Society in person and Sh. Ganesh Chand Sharma, Adv. appears through VC.

Quorum is not complete.

Sh. Ganesh Chand submits that he has been engaged recently and will file his Vakalatnama on the adjourned date. An application has been moved on behalf of the society for waivers/recall of the costs imposed vide order dated 04.07.2025. it is submitted that on 04.07.2025, the responsible person, i.e. the Secretary of the society could not appear before the Tribunal as he has fall sick because of the rainfall on the previous date. Two prescription slips dated 03.07.2025 & 06.07.2025 of Sh. Tarun Kumar Garg have been placed on record. However, there is no certificate.

This Tribunal is not satisfied with the prescriptions or the advice of the Doctor.

The application is therefore is dismissed.

One last opportunity is afforded to the Respondent Society to deposit the costs failing which the defence may be struck off.

Let the costs be disposed off within 10 days from today.

Adjourned for further proceedings to 11.08.2025.

Appeal Nos. 026/2021 & 027/2021/DCT

29.07.2025

Present: Sh. Rajiv Vig, Adv. for the Appellant Society appears through VC.

Sh. Rajeev Bhalla, Attorney of the Respondent Sh. Umesh Rawal.

Sh. Vipin Verma, Attorney of the Respondent Sh. Mahavir Prasad.

Quorum is not complete.

Adjourned to 21.11.2025 to await the quorum.

Appeal No. 87/2024, 88/2024 & 89/2024/DCT

29.07.2025

Present: One of the Appellant Sh. Amit Joshi in person with

Sh.Ankur Singhal, Adv. (through VC)

Sh.Masood Hussain, AR for the Respondent/ Society

Vide separate common judgment announced in open Court today, present appeals bearing Appeal No.-87/2024, 88/2024 & 89/2024/DCT are allowed & accordingly disposed off.

The matters are remanded back to the RCS, who shall pass a fresh award in each of the loan accounts, alternatively refer them to arbitrator/(s).

Parties shall appear before the RCS on 19.08.2025 at 02:00 PM.

A copy of this order and judgment be sent to the RCS and a copy to The Principal Secretary (Cooperation/Services), Services Department, Govt. of NCT of Delhi for his attention to para no.-13.

Original copy of the judgment be placed in appeal no.-87/2024/DCT and copies of the same be placed in remaining two appeals.

At this stage, it is submitted by the AR of the respondent/ Society that appellants be directed to maintain status-quo on their properties till disposal of the Arbitration proceedings.

Ordered accordingly.

Second set be weeded out forth-with.

File be consigned to record room.