

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

DAILY ORDERS

Order of 29.09.2025

Appeal No. 095/2025/DCT

29.09.2025

Present: Sh. Prateek Vaish, Adv. for the Appellant DCHFC in person and Sh. L.G. Bhardwaj, CAE appears through VC.

Fresh appeal filed on 15.09.2025. Be checked and registered.

Issue notice to R1 to R3 on filing of PF/SP or Courier.

In case the Ld. Arbitrator is of the opinion that appellant DCHFC is neither a necessary nor a proper party before it, the Arbitration can proceed and nothing will stop the arbitrator from dropping the appellant from the array of parties.

Passing of final order against the appellant is stayed till further orders.

Notice returnable on 14.11.2025.

Copy of this order be given dasti to appellant

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 101/2025/DCT

29.09.2025

Present: Sh. R.S. Juneja, Adv. for the Appellant.

Fresh appeal filed on 11.09.2025. Be checked and registered.

Issue notice to R1 to R3 in the main appeal as well as in the application for condonation of delay and for stay, on filing of PF/SP or Courier returnable on 18.11.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 103/2025/DCT

29.09.2025

Present: Sh. Akshit Sachdeva, Adv. for the Appellant Bank appears through VC.

Fresh appeal filed on 19.09.2025. Be checked and registered.

Issue notice to R1 to R3 on filing of PF/SP or Courier returnable on 18.11.2025.

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

29.09.2025

Present: Sh. Amit Minocha, Adv. for the Appellant Society.

Sh. Khushhal Mohal, Adv. for R2 & R3.

Quorum is not complete.

Sh. Mohal has filed his memo of appearance. Let reply along with his Vakalatnama be filed by the adjourned date.

Sh. Minocha has placed on record photographs of a function which he claims, has been conducted in the club house, which is subject matter of the present dispute. He has also placed on record a copy of notice for special GBM and minutes thereof dated 07.09.2025 whereby post facto approval was granted to the club house. Copies have also been made available to Sh. Mohal.

Let reply be filed, also responding to the documents placed on record today.

Advance copy of the reply be made available to the appellant society.

Adjourned to 25.11.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 008/2021/DCT

29.09.2025

Present: Sh. Rajesh Dudani, Adv. for A1 & A3.

Respondents are Ex- Parte.

Quorum is not complete.

Further clarifications are required. Sh. Dudani seeks permission to inspect the records and flag necessary documents.

Adjourned for further hearing to 04.11.2025 at 02:00PM.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

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

Appeal No. 074/2024/DCT

In the matter of :

Sh. Ramesh Chand & Ors.	...Appellants
Vs.	
The Jeevan Coop. T/C Society Ltd. & Ors.	...Respondents

29.09.2025

Present: None for the Appellant.

Sh. Manmohan, AR of R1 Society.

It is submitted by AR of the respondent society that Rs. 2,70,000/- was deposited by widow of R2 towards repayment of loan.

Sh. Manmohan submits since the amount was paid directly to the society, he prays that necessary directions be issued to Asst. Collector Grade-I, office of RCS to waive off the surcharge of 5 % in execution & recovery case no. 462/2024-25/14182 titled as The Jeevan Co-operative Thrift & Credit Society Ltd. V/s. Sh. Ramesh Chand

Heard.

The prayer for wavier of 5% Surcharge is allowed. A division Bench of the Hon'ble High Court of Delhi in *W.P.(C) 2836/2018 titled as Kaushalaya Devi & Ors. Vs. Delhi Nagrik Sehkar Bank Ltd., decided on 02.12.2021*, has held that where the judgement debtor makes payment directly to the decree holder, no surcharge is to be paid to the office of RCS. Therefore, the amount, which has been paid out of Court, directly by the appellant to the respondent society is not liable to any surcharge.

It is submitted by AR on behalf of the respondent society that N.O.C qua the loan shall be issued within two weeks from today.

In the aforesaid facts and circumstances, nothing survives in the present appeal and the same is therefore, disposed off as infructuous.

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.

A copy of this order be given dasti to the parties.

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

Appeal No. 143/2024/DCT

29.09.2025

Present: None.

Sh. Rakesh Tyagi, Adv. for R1 Society.

Quorum is not complete.

AR of the society submits that as N.O.C has already been issued, nothing survives in the present appeal and the same has become infructuous. However, on 07.07.2025, counsel for the appellant submitted that appellant intends to contest the appeal on merits and disputes the N.O.C.

None has appeared for the appellant today as well as on the last date of hearing, i.e. 12.09.2025.

Issue Court notice to the appellant through his Counsel returnable on 16.10.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 028/2019/DCT

29.09.2025

Present: Sh. Sandeep Kumar, counsel for appellant Society appears through VC.

Sh. Abhijeet Kumar, Adv. for LR's of R1 appears through VC.

Quorum is not complete.

Adjourned for arguments to 14.01.2026.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 103/2016/DCT

29.09.2025

Present: Daughter of the Applicant in person with Sh. Maneesh Gumber, Adv.

Sh. Sandeep Kumar, Adv. for the Respondent Society appears through VC.

Quorum is not complete.

TCR has been received.

Adjourned for arguments to 10.11.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 094/2025/DCT

29.09.2025

Present: Sh. Rajiv Vig, Adv. for the Applicants/ R2 & R3.

Quorum is not complete.

File taken up on an application u/s 151 CPC by Sh. Vig.

Issue notice in the application to appellant society/non-applicant on filing of PF, WhatsApp, through counsel Sh. Sandeep Kumar returnable on 15.10.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)