

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

DAILY ORDERS

Order of 08.08.2025

Appeal No. 064/2025/DCT

08.08.2025

Present: Ms. Anjna Masih, Adv. along with Sh. Nikhil Kataria and Sh. Kunal, Advocates for the Appellants.

Fresh appeal filed on 30.07.2025. Be checked and registered.

Issue notice in the main appeal as well as in the application for condonation of delay and for stay to R1 to R3 on filing of PF, dasti with liberty to the appellant to affix a copy of notice at the main gate/house of R1 to R3 in case of their non-availability at the address mentioned.

PF be filed within two days from today.

Notice returnable on 21.08.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 065/2025/DCT

08.08.2025

Present: Ms. Anjna Masih, Adv. along with Sh. Nikhil Kataria and Sh. Kunal, Advocates for the Appellants.

Fresh appeal filed on 30.07.2025. Be checked and registered.

Issue notice in the main appeal as well as in the application for condonation of delay and for stay to R1 to R3 on filing of PF, dasti with liberty to the appellant to affix a copy of notice at the main gate/house of R1 to R3 in case of their non-availability at the address mentioned.

PF be filed within two days from today.

Notice returnable on 21.08.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 066/2025/DCT

08.08.2025

Present: Ms. Anjna Masih, Adv. along with Sh. Nikhil Kataria and Sh. Kunal, Advocates for the Appellants.

Fresh appeal filed on 30.07.2025. Be checked and registered.

Issue notice in the main appeal as well as in the application for condonation of delay and for stay to R1 to R3 on filing of PF, dasti with liberty to the appellant to affix a copy of notice at the main gate/house of R1 to R3 in case of their non-availability at the address mentioned.

PF be filed within two days from today.

Notice returnable on 21.08.2025.

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

08.08.2025

Present: Appellant in person and Sh. Vineet Sharma, Adv. appears through VC.

Sh. R.K. Rawat, Adv. for R1 Society appears through VC.

None for R2 & R3.

Quorum is not complete.

On request of Sh. Sharma, Sh. Rawat agrees to place on record the up-to-date statement of loan account on the adjourned date. The matter is still at the stage of service of R2 & R3. Sh. Sharma submits that the latest address of R2 may be available by the third week of August. He shall thereafter file amended memo of parties and PF.

Notice be thereafter issue to R2 & R3 on filing of PF/RC returnable on 06.10.2025.

PF be filed within one week after filing of amended memo of parties.

Interim order to continue.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

08.08.2025

Present: Appellant in person and Ms. Shabnam, Adv. appears through VC.

Sh. Nivesh Sharma, AR of R1 society in person and Sh. Rajeshwar Kumar Gupta, Adv. appears through VC.

Quorum is not complete.

Appellant has transferred an amount of Rs. 2,50,000/- in favour of the respondent society and submits that he is open for settlement and shall visit the office of the society within one week from today.

Ld. Counsel for R1 Society submits that amount of Rs. 2,50,000/- deposited previously was towards the settlement and directly deposited to the society. Therefore, he prays for Surcharge of 5% be exempted.

Heard.

The prayer for waiver 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 Sehkari 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.

Adjourned for reporting settlement to 08.09.2025.

Copy of this order be given dasti to the parties.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 122/2023/DCT

08.08.2025

Present: Sh. S.K. Sharma, Adv. for the Appellant.

Sh. Kehar Singh, Accountant of the Respondent Society.

Quorum is not complete.

TCR has been received.

Adjourned to await the quorum for 26.11.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 130/2023/DCT

08.08.2025

Present: Sh. Balram Singh, President and Sh. R.P.S. Dinkar,
Secretary of the Appellant Society in person with Sh. S.K. Sharma, Adv.

R2, R3, R4 & R6 in person.

Sh. Nikhil Kumar, Adv. for R7.

Quorum is not complete.

Ld. Counsels/parties have already given their consent for hearing
and disposal of the appeal by the Chairman, de hors the quorum.

Arguments heard.

Judgment of reliance and short synopsis, if any, be filed by both the
parties within three days from today.

Put up for orders on 19.08.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

08.08.2025

Present: Appellant in person with Ms. Rubina, Adv.

Sh. Gavinder Singh, AR of the Respondent Society with Ms. Arti Bansal, Adv.

Quorum is not complete.

TCR has not been received.

Ms. Rajeshwari, ASO, Banking Branch, from the O/o RCS had appeared on the last date of hearing and sought more time to trace the TCR. However, none has appeared from the O/o RCS.

Issue bailable warrants in the sum of Rs. 10,000/- for Ms. Rajeshwari to be executed through RCS, on 15.10.2025.

Passed over

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

At 12:10PM:

Present: As above.

At this stage, with the good offices of the Ld. Counsels, the matter stands settled again between the parties. As per settlement, appellant shall be liable to pay Rs. 2,50,000/- by 10.10.2025. He shall not be entitled to CD and share money or interest thereon.

Appellant has handed over a demand draft of Rs. 1,00,000/- bearing DD number 164956 dated 29.05.2025 towards part payment of the settlement. Copy of the DD has been placed on record.

It is agreed by the parties that appellant shall pay an amount of Rs. 75,000/- by 10.09.2025 and balance amount of Rs. 75,000/- by 10.10.2025. It is further agreed that appellant shall have no right towards his CD and share money & interest thereon. The same shall be retained by the society.

Ms. Bansal submits that in case the appellant does not pay the balance amount of Rs. 1,50,000/- as agreed above, society shall be within its right to retain the amount already deposited and argue the matter on merits.

Adjourned to 15.10.2025 for issuance of N.O.C, in case, appellant pays up the settlement amount. Alternatively, the appellant shall be liable for a penalty over & above the amount already deposited, for wasting of the Tribunal's time in settlement proceedings.

Copy of this order be given dasti to the parties.

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

Appeal No. 178/2023/DCT

08.08.2025

Present: Sh. Charul Choudhary, Adv. for the Appellant appears through VC.

None for the Respondents.

Quorum is not complete

Ld. Counsel for the appellant submits that appellant has transferred the balance amount of Rs. 30,000/- in the account of the respondent society today itself. He further submits that screenshot of payment has been shared with the society.

Adjourned for presence of the official of the respondent society and for N.O.C to 29.08.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 145/2023/DCT

08.08.2025

Present: Sh. Ravindra Krishan, Employee of the Appellant Bank in person and Sh. Anil Kumar, Adv. appears through VC.

None for the Respondents.

Quorum is not complete.

Adjourned to 01.12.2025 to await the quorum.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 146/2023/DCT

08.08.2025

Present: Sh. Ravindra Krishan, Employee of the Appellant Bank in person and Sh. Anil Kumar, Adv. appears through VC.

None for the Respondents.

Quorum is not complete.

Adjourned to 01.12.2025 to await the quorum.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 148/2023/DCT

08.08.2025

Present: Sh. Ravindra Krishan, Employee of the Appellant Bank in person and Sh. Anil Kumar, Adv. appears through VC.

None for the Respondents.

Quorum is not complete.

Adjourned to 01.12.2025 to await the quorum.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

08.08.2025

Present: Sh. Pranay Sharma, Adv. for the Appellant appear through VC.

Sh. Ravindra Krishan, Employee of the Respondent Bank in person and Sh. Anil Kumar, Adv. appears through VC.

Quorum is not complete.

R3 principal borrower is not traceable. The matter was pending at the stage of procuring her latest address and serving her. At this stage, on behalf of the bank, it is submitted that in case the appellant volunteers to settle. She can be offered all possible concessions considering that she is only a surety.

Let the appellant visit the bank on any day suitable to her at 02:00PM. Before her visit, she will coordinate with Sh. Ravindra Krishan. Sh. Ravindra Krishan will exchange his phone number with Sh. Pranay Sharma.

Adjourned for reporting settlement to 17.10.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

08.08.2025

Present: Appellant appears through VC.

Sh. Ravindra Krishan, Employee of the Respondent Bank in person and Sh. Anil Kumar, Adv. appears through VC.

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. 10,000/- for the AR concerned to be executed through RCS, on 19.09.2025.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 163/2023/DCT

08.08.2025

Present: Sh. S.K. Sharma, Adv. for the Appellant.

Sh. Jatin Chillar, Adv. for the Respondent Society appears through VC.

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, de hors the quorum. Ld. Counsel for the appellant has given his consent. Same is taken on record. However, Ld. Counsel for the society who has joined through VC submits that he will submit the signed consent form on or before the adjourned date.

Adjourned for arguments to 17.10.2025.

Interim order to continue.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 031/2015/DCT

08.08.2025

Present: None for the Appellant.

Sh. Anil Kumar, Adv. for R5, 6 & 7 appears through VC.

Sh. Vishal Lamba, proxy counsel for R8 appears through VC.

Quorum is not complete.

Adjourned to 02.12.2025 to await the quorum.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 032/2015/DCT

08.08.2025

Present: Sh. Anil Kumar, counsel for the Appellant appears through VC.

None for R3.

Sh. Vishal Lamba, Proxy Counsel for R5 appears through VC.

Quorum is not complete.

Adjourned to 02.12.2025 to await the quorum.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 046/2015/DCT

08.08.2025

Present: Sh. Vishal Lamba, Proxy Counsel for Appellant appears through VC.

None for R1.

Sh. Anil Kumar, Counsel for R3, R4 & R5 appears through VC.

Quorum is not complete.

Adjourned to 02.12.2025 to await the quorum.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal Nos. 041/2023 & 149/2022/DCT

08.08.2025

Present: Sh. Pankaj Bhatia, AR of the Appellant.

Sh. Adarsh Tiwari, Adv. for the Respondent Society appears through VC.

Quorum is not complete.

Ld. Counsel for the Respondent Society has instructions from the society not to give consent.

Adjourned to 02.12.2025 to await the quorum.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)