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

DAILY ORDERS

Order of 23.04.2026

Appeal No. 057/2026/DCT

23.04.2026

Present: Ms. Madhuri Sharma, Adv. for the Appellant.

Fresh appeal filed on 13.04.2026. Be checked and registered.

Issue notice to R1 only at this stage on filing of PF/SP returnable on 28.05.2026.

PF be filed within one week from today.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 058/2026/DCT

23.04.2026

Present: Sh. Neeraj Sharma, Adv. for the Appellant.

Fresh appeal filed on 15.04.2026. Be checked and registered.

It is noticed that challenge in the present appeal is to award in arbitration case no. 3853/AR/ARB/2024-25 whereas copy of award placed on record is in case no. 3852/AR/ARB/2024-25.

Appeal is not maintainable in the present forum. Sh. Sharma prays for a short adjournment to place on record copy of award in arbitration case no. 3853/AR/ARB/2024-25.

Adjourned to 20.05.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 048/2026/DCT

23.04.2026

Present: Sh. Rajesh Ranjan & Sh. Kiran Kumar, Advocates for the Appellant.

Sh. Ranjan submits that appeal is maintainable u/s 40(4) of the DCS Act read with Section 112 before the Tribunal.

Issue notice in the appeal as well as in the application for condonation of delay to R2 on filing of PF/SP returnable on 21.05.2026.

PF be filed within one week from today.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 037/2023/DCT

23.04.2026

Present: Appellant in person with Sh. Sandeep Sharma, Adv.

Sh. Manish Jetty, AR for the Respondent Society.

With the good offices of the Tribunal, the matter stand settled between the parties. It has been agreed that appellant shall pay Rs. 1,50,000/- towards full and final settlement of the loan account no. 3054. The amount shall be paid in two installments of Rs 75,000/- each. First installment of Rs. 75,000/- shall be paid on or before 07.05.2026 and balance amount of Rs. 75,000/- on or before 04.06.2026.

It is further agreed between the parties that on payment of the settled amount, appellant shall not be entitled to get refund of share money and CD money or interest accrued thereon.

AR of the society prays that necessary directions be issued to Asst. Collector Grade-I, office of RCS to waive off the surcharge of 5 % in arbitration case no. 2722/AR/ARB/2016-17 titled as The Bestway Co-operative Urban Thrift & Credit Society Ltd. V/s. Sh. B.K. Jha & Ors.

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 judgment 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.

Respondent society shall bring an N.O.C on the adjourned date.

Adjourned to 05.06.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 069/2024/DCT

23.04.2026

Present: A1 Sh. Vijay Kumar Kashyap in person and Sh. Bharat Bhushan Bhatia, Adv. appears through VC.

Sh. Abhishek Kaushik, Secretary alongwith President of R1 society in person and Sh. S.S. Dalal, Adv. appears through VC.

R2 in person and Sh. Sandeep Chandela, Adv. appears through VC.

It is submitted by the Ld. Counsels that the term of impugned Managing Committee is likely to conclude shortly and election of the next managing Committee is scheduled for which Returning Officer has already been appointed by the O/o RCS.

Adjourned for further proceedings to 22.07.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 133/2023/DCT

23.04.2026

Present: A2 Sh. Sunil Kumar for self as well as Husband of A1 in person.

A3 in person.

Sh. Rajat Gupta, Adv. R1 Society appears through VC.

This Tribunal vide order dated 04.02.2026 had observed that parties may bring Demand Draft of Rs 25,000/- in favour of the respondent society to show their Bonafide to enter into a settlement. The same directions were repeated in the proceedings of 13.03.2026. Appellants have today brought a DD of Rs. 10,000/-. It is further submitted that the copies of statement of account available with the appellants are not legible.

Ld. Counsel for R1 society submits that legible copies have been served time and again to the appellants. He submits that appellants do not seem to be interested in settlement as they have not complied with the directions passed by this Tribunal on two occasions to show their Bonafede.

Tribunal is, therefore, of the opinion that let the matter be heard on merits. Appellants who have brought the DD of Rs. 10,000/- are at liberty to use the same for their own purposes and the same has not been taken on record.

TCR has already received.

Adjourned to 17.07.2026 for arguments.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 170/2023/DCT

23.04.2026

Present: A1 Sh. Sunil Kumar in person.

Sh. Rajat Gupta, Adv. R1 Society appears through VC.

To come up along with connected case bearing no. 133/2023 on 17.07.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 016/2026/DCT

23.04.2026

Present: Sh. Sushant Dahiya, Adv. for the Appellant Society appears through VC.

R1 in person.

Sh. Manoj Mehra, Brother of R2 in person.

R1 has filed reply. Same is taken on record. R1 undertakes to supply copy of reply to appellant at the office of society itself. Adjournment is sought on behalf of R2 to file reply as R2 who is a handicap person, has sought a counsel from DLSA. It is submitted by Sh. Dahiya that the Status Quo order directed by this Tribunal on 12.02.2026 be clarified to say that the same is regards the findings in para 5.12 of the award dated 30.11.2025.

It is submitted that on account of the Status Quo order, R1 is interfering in the repairs being carried out by the society in the backyard of the flats.

Heard.

This Tribunal has not passed any order of status quo for the repairs being carried out by the society in any part of the society. The Status-Quo is only with regard to the findings recorded by Arbitrator in para 5.12 of the impugned award. It is, therefore, clarified that society shall be within its right to carry out any repairs which are approved by any MC/GBM. However, exit and entry Status-Quo shall be maintained.

Copy of order be given dasti to Appellant.

Adjourned to 10.06.2026 for reply by R2.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 045/2026/DCT

23.04.2026

Present: Appellant in person with Sh. Manish Sharma & Sh. Chetan Anand Yadav, Counsels.

True typed copy of orders dated 10.11.2025 & 14.01.2026 passed by the RCS, have been placed on record. It is noticed that though allegations in the complaint and the petition are against the Ex Managing Committee. However, only two person, i.e. Sh. Ram Babu Verma and Sh. Rajdev Narayan Sinha have been made a party.

Tribunal is of the opinion that two persons cannot represent the entire Managing Committee. Sh. Sharma prays for a short adjournment to file amended memo of parties impleading all members of the Ex Managing Committee.

Adjourned to 08.06.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 004/2025/DCT

23.04.2026

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

R1 in person with Sh. Tarun Gumbar, Adv.

Sh. Vig seeks another opportunity to file amended memo of parties.

Since R3 already stands proceeded against ex-parte vide proceedings dated 28.04.2025, reply on behalf of the contesting respondents, i.e. R1 & R3 is already on record.

Adjourned for argument on 09.06.2026

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 026/2026/DCT

23.04.2026

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

Sh. Amit Minocha and Sh. Krishan Kumar, Advocates for the Respondent Society.

Sh. Minocha has filed reply. Same is taken on record. Copy supplied to Sh. Vig.

Both the Ld. Counsels submit that they are ready for arguments.

Arguments heard in the main appeal as well as in the application for condonation of delay.

Put up for orders on 08.05.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 027/2026/DCT

23.04.2026

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

Sh. Amit Minocha and Sh. Krishan Kumar, Advocates for the Respondent Society.

Sh. Minocha has filed reply. Same is taken on record. Copy supplied to Sh. Vig.

Both the Ld. Counsels submit that they are ready for arguments.

Arguments heard in the main appeal as well as in the application for condonation of delay.

Put up for orders on 08.05.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 028/2026/DCT

23.04.2026

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

Sh. Amit Minocha and Sh. Krishan Kumar, Advocates for the Respondent Society.

Sh. Minocha has filed reply. Same is taken on record. Copy supplied to Sh. Vig.

Both the Ld. Counsels submit that they are ready for arguments.

Arguments heard in the main appeal as well as in the application for condonation of delay.

Put up for orders on 08.05.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 029/2026/DCT

23.04.2026

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

Sh. Amit Minocha and Sh. Krishan Kumar, Advocates for the Respondent Society.

Sh. Minocha has filed reply. Same is taken on record. Copy supplied to Sh. Vig.

Both the Ld. Counsels submit that they are ready for arguments.

Arguments heard in the main appeal as well as in the application for condonation of delay.

Put up for orders on 08.05.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Review Petition No. 012/2022/DCT

23.04.2026

Present: Sh. Naveen Rathore, AR of the Review Petitioner Bank in person and Sh. Surender Chauhan, Adv. appears through VC.

R1 in person.

Arguments of Sh. Chauhan have been heard.

Written arguments on behalf of the non-applicant are already on records. He submits that the same may be referred to.

Put up for orders on 30.04.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 018/2024/DCT

23.04.2026

Present: None for the Appellant.

Sh. Deepak Mittal, AR of for R1 Society appears through VC.

Sh. Akshay Bhardwaj, Adv. for R3 appears through VC.

Arguing counsel for the appellant is not available today.

Adjourned for arguments on 17.08.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 017/2021/DCT

23.04.2026

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

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

On request of Sh. Vig, adjourned for arguments on 03.07.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)