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

DAILY ORDERS

Order of 18.08.2026

Appeal No. 125/2026/DCT

In the matter of:
Sh. Rajesh Surety of Sh. Sanjay Kumar Vs Haritash Coop. T/C Society Ltd. & Ors.

18.08.2026

Present: Sh. Mayank Ahuja & Ms. Varsha Singh, Advocates for the Appellant appears through VC.

Fresh appeal filed on 13.08.2026. Be checked and registered.

Sh. Ahuja submits that the Principal Borrower Sh. Sanjay Kumar had passed away on 28.02.2021 whereas the award has been passed by the Ld. Arbitrator on 09.09.2023. It is submitted that the award is nonest as the same is against a dead person.

He further submits that the execution proceedings have commenced and prays that the same be stayed.

Heard.

Though, there is a delay in filing the appeal, however, Tribunal is of the opinion that since the award against a dead person is void ab-initio, therefore, no recoveries can be effected against the said award. Recoveries in arbitration case no. 1486/AR/ARB/2022-23 proceedings are stayed till further orders.

Issue notice in the main appeal as well as in the application for stay to R1 only on filing of PF/SP returnable on 27.10.2026.

PF be filed within one week from today.

Copy of this order be given dasti to appellant.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 071/2026/DCT

In the matter of:
Sh. Hari Om Garg & Anr. Vs Surender Kumar Agarwal

18.08.2026

Present: Sh. G.L. Verma, Adv. for the Appellant.

Respondent in person.

Respondent has filed reply to the appeal. Copy supplied to Sh. Verma. It is however, noticed that only one set of reply has been filed. Respondent undertakes to place on record the 2nd set within one week from today.

Rejoinder, if any, be filed by the adjourned dated.

Adjourned to 28.10.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 001/2023/DCT

In the matter of:
Sh. Ashish Saxena & Ors. Vs Gopal Ganatra & Ors.

18.08.2026

Present: Appellant in person with Sh. Bhomik, Adv. and Sh. N.K. Agarwal, Adv. appears through VC.

Sh. Pankaj Kapoor, Adv. for R1.

Sh. Rajiv Vig, Adv. for R4 Society appears through VC.

On strength of order dated 17.04.2026 passed by the Hon'ble High Court of Delhi, Ld. Counsel for appellant submits that the appeal be heard after enquiry proceedings are concluded by the Ld. RCS.

Heard.

Adjourned to await the conclusion of enquiry on 04.11.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 020/2021/DCT

In the matter of:
Arihant Siddharth CGHS Ltd. Vs Sh. Anil Chopra

18.08.2026

Present: Sh. Ravi Swami, Adv. for the Appellant Society appears through VC and Ms. Manvi Singh, Proxy Counsel in person.

Respondent and Sh. Sameer Diwan, Adv., both appears through VC.

Sh. Swami submits that the election of MC has been deferred with the directions of the Administrator passed on 31.07.2026. He therefore, submits that he does not have instructions to withdraw the present appeal. He therefore, prays for adjournment. However, Ld. Counsel for respondent has strongly opposed the adjournment.

It is pointed out that this Tribunal vide order dated 12.01.2026 had afforded last opportunity to appellant society subject to costs of Rs. 20,000/- payable to respondent. However, the costs have so far not been paid and the counsel for appellant has been seeking adjournment on the pretext of withdrawing the present appeal.

Heard.

We have seen the proceedings and are of the opinion that since the order of payment of costs has not been complied with; present appeal is dismissed for non-prosecution.

File be consigned to record room.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 131/2023/DCT

In the matter of:
Sh. Hira Lal Vs RCS & Ors.

18.08.2026

Present: Sh. Bhola Singh, Adv. for the Appellant.

Sh. Tehzibur Rehman, Adv. for the Respondent Society along with Sh. Rahul, Employer of the Society.

Sh. Rehman has placed on record index set of documents running into 102 pages towards reconstruction of the records. Copy has been made available to Sh. Bhola Singh, Adv.

Sh. Rehman further points out that receipt at page no. 40 & 41 relied upon by the appellant for the amount of Rs. 77,765.07/- has not been credited to the account of the Respondent Society. It is submitted that the aforesaid recovery from the appellant is for the benefit of Jain Cooperative Bank. However, Sh. Bhola Singh, Adv. disputes the same.

Heard.

Let respondent society place on record a recovery certificate from the Recovery Officer i.e. RCS certifying that the aforesaid receipt is in favour of Jain Cooperative Bank and not the Respondent Society.

It is noticed that documents sought to be filed by Sh. Rehman are not indexed and page numbered. The same is returned to Sh. Rehman to paginate the same and file afresh along with the index.

Meanwhile, society shall also bring the up-to-date statement of accounts with simple interest without compounding and without penal interest, arbitration & litigation expense.

Adjourned to 12.10.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

At this stage, Sh. Rehman has filed indexed and paginated single set of documents. Same is taken on record.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 026/2025/DCT

In the matter of:
Lt. Col. Balraj Anand Vs RCS & Ors.

18.08.2026

Present: Appellant in person with Dr. A.K. Bakshi, Adv.

Ms. Astha Joshi, Adv. for the Respondent Society.

Arguments heard.

Both parties may file brief written submissions before three days from the date of orders with copies exchanged.

Reserved for orders on 07.09.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 128/2022/DCT

In the matter of:
Lt. Col. Balraj Anand Vs Guru CGHS Ltd.

18.08.2026

Present: Appellant in person with Dr. A.K. Bakshi, Adv.

Ms. Astha Joshi, Adv. for the Respondent Society.

Arguments heard.

Both parties may file brief written submissions before three days from the date of orders with copies exchanged.

Reserved for orders on 07.09.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 036/2025/DCT

In the matter of:
Sh. Vijay Shandilya Vs Keshav Sehkari Bank Ltd. & Ors.

18.08.2026

Present: Ms. Pooja Gupta, Proxy Counsel for the Appellant appears through VC.

None for R1 Bank.

Record of appeal no. 109/2022 be retained along with the present appeal.

Adjourned for arguments on 03.11.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 099/2021/DCT

In the matter of:
Nav Nirman CGHS Ltd. Vs Mrs. Vijay Laxmi & Ors.

18.08.2026

Present: Sh. Hari Dutt, Secretary of the Appellant Society in person and Sh. Rahat Bansal, Adv. appears through VC.

R1 in person.

R2 in person and Sh. Vipin Kumar, Adv. appears through VC.

Both the parties in person and their counsels through VC are simultaneously speaking and disturbing the decorum of this Tribunal.

Tribunal therefore, desires that counsels be present physically on the adjourned date to address arguments.

Adjourned for arguments on 06.11.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 121/2024/DCT

In the matter of:
Shri Jeet Pal Vs The Ganesh Coop. U/T/C Society Ltd. & Ors.

18.08.2026

Present: Appellant in person with Sh. Ankur Aggarwal, Adv.

None for R1 Society.

Matter is listed for arguments. However, none has appeared for R1 society.

Sh. Aggarwal submits that he shall rely upon the Hand Writing Expert report and shall not refer to the TCR. He submits that the admitted signatures of the appellant have been got compared with records made available by the society in reply to the present appeal.

Heard.

Tribunal is thus, of the opinion that the documents placed on record by the Respondent Society shall be deemed to be admitted documents by the society. Therefore, it can be read against the society. The prayer of Sh. Aggarwal to dispense with the requisition of TCR is allowed.

Adjourned for arguments on 13.10.2026.

Interim order to continue.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 164/2018/DCT

In the matter of:
The Dabas CGHS Ltd. Vs Sh. Naveen Goel & Anr.

18.08.2026

Present: Sh. D.D. Sharma, Secretary of the Appellant/Applicant Society in person and Sh. Ayush Tiwari, Adv. appears through VC.

R1 in person with Sh. Sandeep Kumar, Adv.

Matter is listed for arguments on the application for restoration of the present appeal as well as for arguments in the main appeal.

Ld. Counsel for the appellant submits that he has been engaged recently and prays for adjournment to file his Vakalatnama. However, Sh. Sandeep Kumar has strongly opposed the prayer of yet another adjournment. He submits that the dispute spans over a period of two decades and respondent despite having deposited the entire amount due, has been deprived of the flat.

Heard.

Considering the fact that the appeal was dismissed for non-appearance of the previous counsel Sh. R.K. Gupta and since, appellant society has engaged a new counsel, Tribunal is of the view that appellant society should be afforded an opportunity to contest the impugned award on merits.

The appeal is restored to its original no. bearing no. 164/2018 subject to costs of Rs. 20,000/- payable by the appellant society to respondent within two weeks from today. Matter be thereafter listed for arguments.

In case, costs are not paid before the adjourned date, appeal shall be dismissed for non-prosecution.

Adjourned for arguments on 05.10.2026 subject to costs of Rs. 20,000/- payable by the appellant society to respondent.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 122/2015/DCT

In the matter of:
Sh. Bimal Kumar Jana Vs Delhi EPDP CGHS Ltd. & Ors.

18.08.2026

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

Sh. Pankaj Kumar, Employee of R1 Society in person and Sh. Ankur Arora, Adv. appears through VC.

Sh. Sandeep Kumar has filed written submission. Same is taken on record. He undertakes to mail the same to counsel for R1 Society within two weeks from today.

Sh. Sandeep Kumar seeks another opportunity to paginate the record.

Heard.

Adjourned for arguments on 17.11.2026 at 12 Noon.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)