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

DAILY ORDERS

Order of 06.02.2026

06.02.2026

Present: Appellant in person with Sh. Pramod Srivastava, Adv.

Sh. Rajiv Vig, Adv. for the Respondent Society.

Quorum is not complete as the Ld. Member is on leave.

Sh. Vig has placed on record photocopy of receipt dated 25.01.2026 for an amount of Rs. 1.01cr. Original receipt has already been provided to the appellant. Sh. Vig submits that the share certificate though already signed by the Secretary and Treasurer, is still not complete as President of the society is out of station. He further submits that complete share certificate shall be issued to the appellant on 22.02.2026.

Appellant seeks more time for payment of the balance amount of Rs. 1.45 Cr. Sh. Vig submits that he has is in a position to accede to further extension.

Let appellant visit the office of society and meet office bearers on 22.02.2026 where the further extension shall be discussed between the appellant and the office bearers. Share certificate shall also be handed over to appellant on the said date.

Adjourned for further proceedings to 13.03.2026.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 031/2025/DCT

06.02.2026

Present: Sh. Ankit Malik, SPA/ Son of the Appellant with Sh. Arvind Kumar Singh, Adv.

Sh. Amrish Dwivedi, Clerk of the Respondent Bank with Sh. Ritik, Adv.

Quorum is not complete as the Ld. Member is on leave.

Towards full and final settlement, son of the appellant has brought a demand draft dated 04.02.2026 of Rs. 1,00,000/- bearing no. 351500 and handed over to Sh. Amrish, clerk of the respondent bank. It is submitted that demand draft of Rs. 50,100/- which was lying with the Tribunal, has lost its validity and the same be returned for its renewal. Sh. Ritik, counsel for the respondent bank further submits that he has instructions from the bank to state that at least Rs. 1,60,000/- be paid by the appellant to settle the loan account.

Considering the fact that principal borrower namely Sh. Deshpal Malik is bed-ridden and not in a position to earn and pay off the loan, when his son Sh. Ankit Malik is coming forward to settle, undersigned is of the opinion that respondent bank should consider the settlement at Rs. 1,50,000/- and issue an N.O.C to the appellant Sh. Deshpal Malik. Any security amount or any other amount of the appellant lying deposited with the respondent bank shall be appropriated towards the present loan.

Demand draft of Rs. 50,100/- is returned to Sh. Ankit Malik with direction to get the same renewed and bring it on the adjourned date.

AR of the respondent Bank 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. 2362/AR/ARB/2008-09 titled as The Chairman/Secretary, Jain Cooperative Bank Ltd. V/s. Sh. Deshpal Malik & 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 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 bank is not liable to any surcharge.

Adjourned for further proceedings to 10.02.2026.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

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

Appeal No. 057/2024/DCT

In the matter of :

Sh. Jai Bhagwan ...Appellant
Vs.
The Krishan Coop. U/T/C Society Ltd.
& Ors. ...Respondents

06.02.2026

Present: None for the appellant.

Sh. Sudhir Kumar Sharma, AR of the Respondent Society.

Quorum is not complete as the Ld. Member is on leave.

Sh. Singh submits that the entire settled amount stands paid by the appellant and loan account stands closed. Copy of N.O.C has been brought and placed on record. He further submits that further recoveries from the salary of the appellant shall be stop and N.O.C shall be send to the appellant by post.

In view of the above, when no more recoveries are to be effected from the appellant, nothing survives in the present appeal.

The same is accordingly, disposed off as settled.

File be consigned to record room.

A copy of this order be sent to RCS and TCR, if any, be sent back to concerned branch of RCS.

2nd set be weeded out forthwith.

((NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 142/2025/DCT

06.02.2026

Present: Sh. Rishab Jain, Adv. for the appellant.

Sh. Amrish Kumar Dwivedi, Clerk of R1 Bank with Sh. Ritik, Adv.

Quorum is not complete as the Ld. Member is on leave.

Reply to the main appeal as well as to the application for condonation of delay and to stay has been filed by R1 Bank. Same is taken on record. Sh. Ritik undertakes to supply hard copy of reply to Sh. Rishab within two days from today.

Notice issued to R5 has come back un-served with the report that no such address exists. Notice issued to R4 has not come back served or un-served. Sh. Jain submits that the address of R4 is correct and is deliberately avoiding service.

Let fresh notice be issued to R4 on filing of PF, dasti with liberty to the appellant to affix a copy of notices at the main gate/door of R4.

Service of R5 is dispensed with at this stage.

Steps be taken within 10 days from today.

Let an affidavit of service along with photographs be also filed on the adjourned date.

Notice returnable on 09.04.2026.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 143/2025/DCT

06.02.2026

Present: Sh. Rishab Jain, Adv. for the appellant.

Sh. Amrish Kumar Dwivedi, Clerk of R1 Bank with Sh. Ritik, Adv.

Quorum is not complete as the Ld. Member is on leave.

Reply to the main appeal as well as to the application for condonation of delay and to stay has been filed by R1 Bank. Same is taken on record. Sh. Ritik undertakes to supply hard copy of reply to Sh. Rishab within two days from today.

Notice issued to principal borrower R4 has not come back served or un-served. Notice issued to R5 has come back un-served with the report that no such address exists.

Sh. Jain submits that the address of R4 is correct and is deliberately avoiding service.

Let fresh notice be issued to R4 on filing of PF, dasti with liberty to the appellant to affix a copy of notices at the main gate/door of R4.

Service of R5 is dispensed with at this stage.

Steps be taken within 10 days from today.

Let an affidavit of service along with photographs be also filed on the adjourned date.

Notice returnable on 09.04.2026.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 144/2025/DCT

06.02.2026

Present: Sh. Rishab Jain, Adv. for the appellant.

Sh. Amrish Kumar Dwivedi, Clerk of R1 Bank with Sh. Ritik, Adv.

Quorum is not complete as the Ld. Member is on leave.

Reply to the main appeal as well as to the application for condonation of delay and to stay has been filed by R1 Bank. Same is taken on record. Sh. Ritik undertakes to supply hard copy of reply to Sh. Rishab within two days from today.

Notice issued to principal borrower R4 has come back un-served with the report that address does not exists. Notice issued to R5 has also come back with the report that address is incomplete.

Let service to R5 is dispensed with at this stage.

It is pointed out by Sh. Jain that loan record mentions the address of principal borrower R4 as 626-A, Chirag Delhi-17 which has been reported by the postal authority to be a non-existing address. He further submits that appellant has also verified that the address does not exists.

It is noticed that in the loan application, column for Passport/ration card/ I card number DL/02/008/111537 has been mentioned against the name of Sh. Vinay Kumar Sharma. Sh. Ritik submits that on the next date of hearing, respondent bank will place on record copy of whatever record is available as regards the address of R4. Meanwhile, appellant may also attempt to trace the address of R4 on the basis of Voter I Card number mentioned in the loan form.

In case, correct address gets available to the appellant, he may file amended memo of parties and seek fresh notice be issued at the correct address of R4.

Adjourned to 26.02.2026.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 145/2025/DCT

06.02.2026

Present: Sh. Rishab Jain, Adv. for the appellant.

Sh. Amrish Kumar Dwivedi, Clerk of R1 Bank with Sh. Ritik, Adv.

Quorum is not complete as the Ld. Member is on leave.

Reply to the main appeal as well as to the application for condonation of delay and to stay has been filed by R1 Bank. Same is taken on record. Sh. Ritik undertakes to supply hard copy of reply to Sh. Rishab within two days from today.

Notice issued to principal borrower R4 Sh. Ashok Kumar has come back un-served with the report that no such person resides at the address mentioned. Sh. Jain submits that the report is correct. A study of a loan record reveals that passport/election card bearing no. 695443 is mentioned against the name of Sh. Ashok Kumar. parties may verify from the website of Election Commission or Passport Office regarding the address of R4 Sh. Ashok Kumar against the serial number.

Respondent bank is directed to produce the address proof which they took at the time of executing loan.

Adjourned to 26.02.2026.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 040/2021/DCT

06.02.2026

Present: None for the Appellant.

Sh. Ravindra Krishan, Official of the Respondent Bank.

Quorum is not complete as the Ld. Member is on leave.

Vide order dated 12.12.2025, fresh notice was directed to be issued to R5 on PF, dasti, affixation. However, appellant has not taken steps.

Let the needful be now done within 10 days from today.

Notice be thereafter issue returnable on 06.04.2026.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

06.02.2026

Present: None.

Quorum is not complete as the Ld. Member is on leave.

Adjourned for further proceedings to 18.02.2026.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 068/2019/DCT

06.02.2026

Present: None for the Appellant.

Sh. Ravindra Krishan, Official of the Respondent Bank.

Quorum is not complete as the Ld. Member is on leave.

Vide order dated 12.12.2025, fresh notice was directed to be issued to R5 on PF, dasti, affixation. However, appellant has not taken steps.

Let the needful be now done within 10 days from today.

Notice be thereafter issue returnable on 06.04.2026.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

06.02.2026

Present: Sh. B.S. Sharma, Attorney of the Appellant with Sh. S.P. Sharma, Adv.

Sh. Parvindra Sharma, Adv. for the Respondent Society.

Quorum is not complete as the Ld. Member is on leave.

Adjourned for arguments to 11.05.2026.

Interim order to continue.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 027/2020/DCT

06.02.2026

Present: Sh. B.S. Sharma, Attorney of the Appellant with Sh. S.P. Sharma, Adv.

Sh. Parvindra Sharma, Adv. for the Respondent Society.

Quorum is not complete as the Ld. Member is on leave.

Adjourned for arguments to 11.05.2026.

Interim order to continue.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 028/2020/DCT

06.02.2026

Present: Sh. B.S. Sharma, Attorney of the Appellant with Sh. S.P. Sharma, Adv.

Sh. Parvindra Sharma, Adv. for the Respondent Society.

Quorum is not complete as the Ld. Member is on leave.

Adjourned for arguments to 11.05.2026.

Interim order to continue.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 021/2025/DCT

06.02.2026

Present: Sh. Vidur Bhatia & Ms. Mrinal Gupta, counsels for the Appellants.

Sole Respondent Sh. Anil Mohan Bhatnagar in person with Sh. Praveen Singh and Ms. Durgesh Nandini, Advocates.

Quorum is not complete as the Ld. Member is on leave.

On joint request, adjourned for arguments to 24.03.2026.

Interim order to continue.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 009/2026/DCT

06.02.2026

Present: Appellant in person with Sh. S.P. Gupta, Adv.

Order is ready, but quorum is not complete as the Ld. Member is on leave.

Put up for orders on 09.02.2026.

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)