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

DAILY ORDERS

Order of 09.02.2026

Appeal No. 013/2026/DCT

09.02.2026

Present: Sh. S. K.Sharma & J.S. Anand, counsels for the appellant

Fresh appeal filed on 09.02.2026 is received. Be checked and registered.

Heard.

It is noticed that though respondent is sought to be sued through her LRs. However, no LR is mentioned in the memo of parties.

Let amended memo of parties be filed mentioning the names of LRs of respondent Vimla Gupta along with the PF within 10 days from today.

Notice be, thereafter, issued to the LRs of respondent Vimla Gupta, on filing of PF & SP, for 01.04.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Contempt Petition No. 002/2026/DCT

09.02.2026

Present: Sh. S. K.Sharma, counsel for the Contempt Petitioner

Fresh contempt petition filed on 03.02.2026 is received. Be checked and registered.

Sh.Sharma, counsel for the contempt petitioner has placed on record copy of the order dated 14.01.2026 passed by the Hon'ble High Court of Delhi in W.P. (c) No.-465/2026 titled as Dharamvir Singh & Ors. Vs. The Nav Jagriti CGHS Ltd. Same is taken on record.

Heard.

It is noticed that memo of parties is not on record.

Let fresh memo of parties be filed along with the PF within 10 days from today.

Notice be, thereafter, issued to the respondent, on filing of PF & SP, for 01.04.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

09.02.2026

Present: Appellant in person with

Sh. Sunil Kumar, proxy counsel

Sh. Arun Sharma, AR of the R-1/ Society with Sh.Parvinder Sharma, counsel for R-1

R-3 in person for self, as well, as Principal Borrower R-2

R-3 has brought an amount of Rs.86,000/-, which he admits to be the amount due.

Sh. Parvinder Sharma, counsel for the R-1 submits that the amount offered is not sufficient to settle the loan account.

Heard.

Let R-3 visit the office of R-1/ Society on 10.02.2026 at 03:00 PM and try to work out a settlement.

Let the parties explore possibility of settlement. The Respondent /Society should be open to settling the account with permissible concessions. Respondent / Society may also consider waiving off the penal interest and litigation expenses.

AR of the R-1/ Society undertakes that no coercive action shall be taken against the Appellant, Principal Borrower when they visit the Bank for settlement.

To report settlement, list on 09.03.2026.

Copy of this order be given dasti to both the parties.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 149/2025/DCT

09.02.2026

Present: Sh.Raghvendra, counsel for the appellant (through VC)

Sh. Bhavnesh Kumar, AR for R-2 with

Sh. Rajesh Shrivastava, Adv.

Sh. R. K. Bharanai, counsel for R-3 to R-15

Ld. Counsels for the respondents seeks time to file reply to the appeal.

Heard.

Let the same be filed within three weeks from today

Now, to come up on 23.03.2026 for further proceedings.

Interim order to continue.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

09.02.2026

Present: Sh. Durgesh Mishra, Account Officer of the Appellant Society with Ms. Mehek Bhatia, proxy counsel

None for R-2

Ms. Bhatia submits that Sh. Akshay Bhardwaj, ld. Counsel for the appellant is not available on account of illness of his mother. More time is sought for the appellant to comply with the Order dated 03.12.2025.

Heard.

For the reasons submitted, last opportunity is afforded to the appellant to comply with order dated 03.12.2025, failing which it shall be presumed that appellant is withholding the relevant information.

On request, adjourned to 20.05.2026 for arguments.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 185/2022/DCT

09.02.2026

Present: Ms. Anusiya, Proxy Counsel for the Appellant Society appears through VC.

Sh. M.P. Arora, Adv. for R1 appears through VC.

Application has been moved by the ld. Counsel for the appellant seeking to bring on record LRs of deceased R-2.

Sh. M.P. Arora, ld. Counsel for the R-1 submits that he has no objection to the application and to the LRs namely Sh. Sanjeev Ratan & Smt. Sonika Ratan being brought on record.

Heard.

For the reasons submitted, application is allowed. LRs of R-2 U.C. Ratan are taken on record. Amended memo of parties filed by the appellant is also taken on record.

Sh. M. P. Arora, ld. Counsel for the R-1 submits that he has already filed his Vakalatnama on behalf of R-2, as well.

Reply already filed on behalf of R-1 & R-2 shall be read towards the reply of LRs, as well.

Pleadings are, thus, complete. TCR is already on record.

Adjourned to 21.05.2026 for arguments.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 025/2025/DCT

09.02.2026

Present: None for the appellant

Sh. Parvinder Sharma, counsel for the Respondent Society

None has appeared on behalf of the office of RCS, despite issuance of Show Cause notice.

Issue fresh notice to the concerned DR for production of TCR for the next date of hearing.

Sh. Parvinder Sharma has filed reply to the appeal. Same is taken on record.

Adjourned to 08.04.2026 for arguments.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

09.02.2026

Present: Appellant Sh. Rajiv Gupta in person with

Ms. Mehek Bhatia, proxy counsel (through VC)

Sh. Manish Jetty, AR of the Respondent Society with

Sh. B.K. Mishra, Adv.

Sh. Mishra prays for a short adjournment to produce the NOC of the present loan account. It is further submitted by Sh. B.K.Mishra, ld. Counsel for the Respondent/ Society that CD & Share Money of Principal Debtor Girdhari Manjhi & R-3 shall not be adjusted in this loan, as they are defaulters or surety in other pending loan accounts. As regards remaining sureties, there shall be no further recoveries w.e.f. today.

At this stage, it is prayed on behalf of the Respondent/ Society that directions be issued to the office of RCS to waive off the surcharge of 5 %.

Heard. Ordered accordingly.

In view of the law laid down by 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,*** in which it was 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 to 19.02.2026 for submitting the NOC.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

09.02.2026

Present: Sh. Parvesh Kumar – Manager, of the appellant/ Society with Sh. Atul Bhardwaj & Sh. Anil Kumar, Advs.

Sh. Jaiveer, counsel for the R-2

Sh. Jaiveer, ld. Counsel for the R-2 submits that Vakalatnama along with reply shall be filed within three weeks from today.

Heard.

Let the advance copy be supplied to opposite counsel a week before the adjourned date.

Issue notice to the concerned AR of the RCS to present with the Trial Court record on the next date.

Adjourned to 02.04.2026 for arguments.

Interim order to continue.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

09.02.2026

Present: Appellant in person with Sh. Rishipal Singh, Adv.

Sh. Parvindra Sharma, counsel for the respondent/ society

To come up along with the connected case i.e. 049/2023/DCT on 09.03.2026 for arguments.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

09.02.2026

Present: Appellant in person with Sh. Rishipal Singh, Adv.

Sh. Parvindra Sharma, counsel for the respondent/ society

Despite innumerable number of opportunities, appellant has not been able to arrange his share of the settled amount.

Sh. Parvindra Sharma, counsel for the respondent/ society submits that appellant is deliberately delaying disposal of the appeal and submits that the matter be heard on merits.

Heard.

Tribunal is of the opinion that appellant does not want to settle the matter and is only misusing the process. It is noticed that the communication dated 11.12.2025 to the Branch Manager, PNB was not sent by the office of DCT.

Let a copy of order dated 11.12.2025 passed by this Tribunal be sent to Branch Manager, Punjab National Bank, Mukund Vihar, Karawal Nagar, Delhi-94 with directions to transfer the amount of Rs. 1,06,935/- or the amount accrued so far in the account of appellant Sh. Mukesh to the account of Bhajanpura Co-operative (U)T/C Society Ltd., whichever is higher.

Issue fresh notice to the concerned AR for production of TCR for the next date of hearing.

Now, to come up on 09.03.2026 for arguments.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 119/2023/DCT

09.02.2026

Present: Sh.Sandeep Kumar, counsel for appellant (through VC)

Sh. Vijendra Kumar, AR for the respondent with

Sh. B.K.Mishra, counsel for the respondent/ Society

On request, adjourned to 20.05.2026 for arguments.

Interim Order to continue.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 077/2024 /DCT

09.02.2026

Present: Sh. Sandeep Kumar, counsel for appellant (through VC)

Ms. Anusuiya, proxy counsel for the respondent (through VC)

Sh. Sandeep Kumar, ld. Counsel for the appellant submits that fresh elections have taken place in the Society on 08.02.2026. Therefore, the present appeal has become infructuous.

Ms. Anusuiya prays for an adjournment to seek any such instruction from the respondent.

On request, adjourned to 16.03.2026 for further proceedings.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 106/2023/DCT

09.02.2026

Present: Appellant in person with Sh. Binod Kumar Singh, Adv.

None for the respondent/ Society

It is noticed that application u/o 6 Rule 17 CPC seeking to amend the appeal was moved on 09.09.2024. However, the same was not pressed ever.

It is submitted by Sh. Binod Kumar Singh, ld. Counsel for the appellant that inadvertently, the award dated 30.07.2022 has been sought to be challenged by mentioning an incorrect date of 06.10.2022, though, the correct copy of award was on record.

Heard.

Let notice of the application u/o 6 Rule 17 CPC be issued to the respondent/ Society, on filing of PF & SP, to the non-applicant/ Respondent for 02.04.2026.

PF be filed within one week from today.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

09.02.2026

Present: Appellant Sh. Karan Singh along with some other members in person with Sh. R.K.Gupta, Adv.

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

Arguments have been heard in part.

It is argued by Ld. Counsels for the appellant that the first reminder dated 05.09.2014 issued to the appellants cannot be read as a demand notice.

A study of the reminder indicates that e-mail dated 22.07.2014 and letter dated 28.07.2014 had been served prior in time to the appellants. However, neither the email dated 22.07.2014 nor the letter dated 28.07.2014 are on record. It is further noticed that the impugned order specifically records that numerous opportunities were afforded to Sh. M.K. Sharma and Sh. Karan Singh to submit their payment details, which they had failed to submit. To challenge this finding Ld. Counsels for the appellants have relied upon a 'list of valid members as on 30.04.2012', attached as Annexure A1 to the appeal, which records amount received from them.

A study of the impugned order reveals that this list was not referred to or discussed by the Ld. Addl. RCS when the impugned order was passed. Sh. Lokeshwar Sharma, ld. Counsel for the R-2 has objected to the list being filed without the formal application u/o 41 rule 27 CPC.

Let the respondent place on record the email dated 22.07.2014 and letter 28.07.2014 with appropriate application. Payments proof available with the appellants, if any, be also placed on record alongwith appropriate application.

Meanwhile, counsels may inspect the TCR and flag and paginate the same.

Sh. R.K Gupta, ld. counsel has submitted that the Hon'ble High Court of Delhi, vide order dated 30.01.2026, passed in W.P (c) No.-11380/2021 has directed expeditious disposal of the present appeal preferably by 15.05.2026.

Adjourned to 06.03.2026 for the parties to place on record only relevant evidence, with copies to opposite party.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

09.02.2026

Present: Appellant Sh. Karan Singh along with some other members in person with Sh. R.K.Gupta, Adv.

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

Arguments have been heard in part.

It is argued by Ld. Counsels for the appellant that the first reminder dated 05.09.2014 issued to the appellants cannot be read as a demand notice.

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Adjourned to 06.03.2026 for the parties to place on record only relevant evidence, with copies to opposite party.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

09.02.2026

Present: Appellant Sh. Karan Singh along with some other members in person with Sh. S.K. Sharma & Sh. J.S. Anand, Adv.

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

Arguments have been heard in part.

It is argued by Ld. Counsels for the appellant that the first reminder dated 05.09.2014 issued to the appellants cannot be read as a demand notice.

A study of the reminder indicates that e-mail dated 22.07.2014 and letter dated 28.07.2014 had been served prior in time to the appellants. However, neither the email dated 22.07.2014 nor the letter dated 28.07.2014 are on record. It is further noticed that the impugned order specifically records that numerous opportunities were afforded to Sh. M.K. Sharma and Sh. Karan Singh to submit their payment details, which they had failed to submit. To challenge this finding Ld. Counsels for the appellants have relied upon a 'list of valid members as on 30.04.2012', attached as Annexure A1 to the appeal, which records amount received from them.

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Adjourned to 06.03.2026 for the parties to place on record only relevant evidence, with copies to opposite party.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 028/2019/DCT

09.02.2026

Present: Sh.Sandeep Kumar, counsel for appellant (through VC)

Respondent No.-1 (C) in person

Vide separate judgment announced today, present appeal is allowed.

A copy of this order along with the main judgement be sent to the RCS.

TCR, if any, be sent back to the concerned branch of the RCS.

File be consigned to record room.

2nd set be weeded out forthwith.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 09/2026/DCT

09.02.2026

Present: None

Vide separate order announced today, present appeal is dismissed in limine.

A copy of this order along with the main order be sent to the RCS.

TCR, if any, be sent back to the concerned branch of the RCS.

File be consigned to record room.

2nd set be weeded out forthwith.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)