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

DAILY ORDERS

Order of 15.05.2026

15.05.2026

Present: Sh. Narender Moda, President of the Appellant Society with Sh. Anuj Dhir, Adv.

Ms. Sanchi Chirpal one of the LRs of respondent appears through VC.

Sh. Dhir has filed his Vakalatnama duly supported by a resolution authorizing him to appear to take over the matter from the previous counsel Sh. Rajiv Vig.

Ms. Sanchi Chiripal who has joined through VC submits that her counsel Sh. S.K. Sharma is not available till 19.05.2026 and prays for adjournment.

Heard.

Adjourned for further proceedings on 25.05.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

Appeal No. 131/2022/DCT

15.05.2026

Present: Sh. Narender Moda, President of the Appellant Society with Sh. Anuj Dhir, Adv. appears as proxy counsel.

Ms. Sanchi Chirpal one of the LRs of respondent appears through VC.

Ms. Sanchi Chiripal who has joined through VC submits that her counsel Sh. S.K. Sharma is not available till 19.05.2026 and prays for adjournment.

Heard.

Adjourned for further proceedings on 25.05.2026.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

15.05.2026

Present: Sh. Jatin, Adv. for the Appellant Society.

Sh. Atul Bandhu, Adv. for R1.

Sh. Anil Kumar, Adv. for Respondent/Applicant Pooja Bhatia.

Sh. Virender Chaudhary, Adv. for R4.

Counsel for the appellant society has placed on record certain documents duly indexed purporting to be the TCR. Same are taken on record. Copies have been made available to Sh. Atul Bandhu, Sh. Anil Kumar & Sh. Virender Chaudhary, counsels for the respondents.

Despite directions passed by this Tribunal, O/o RCS has not cooperated in reconstruction of the record file. However, Ld. Counsels for the parties have furnished some record purporting to be TCR, which has been exchanged among them and a copy has been placed on record.

Tribunal shall proceed to dispose off the matter on merits taking the record made available by the parties/counsels to be the correct TCR. However, if and when Tribunal finds that the record provided is not correct or is disputed by other parties; said part of the record shall not be read for disposal of the appeal.

At this stage, Ld. Counsel for R4 has pointed out that R4 has passed away and a formal application has been moved for bringing on record the LRs of R4. Same is taken on record. Copy supplied to Sh. Jatin, Sh. Anil Kumar & Sh. Atul Bandhu, counsels for the parties.

Let a formal reply, if required, be filed by the adjourned date.

It is pointed out that status of wife of Ramesh Chand Sharma to be alive or not is not disclosed in the application. Affidavit or better application with such particulars can be filed.

An application has been moved by Ms. Pooja Bhatia UO1R10CPC to be impleaded as Respondent. Sh. Anil Kumar submits that the flat in dispute is currently in possession of applicant Ms. Pooja Bhatia. She has purchased the same from the previous owner, i.e. Sh. N.K. Karan.

It is not disputed by the parties present that present occupant of the flat in question is Ms. Pooja Bhatia.

Heard.

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Tribunal is therefore, of the opinion that presence of Ms. Pooja Bhatia is necessary for adjudication of the present dispute. The application for impleading her is therefore, allowed.

Let Ms. Pooja Bhatia to be impleaded as R5 and amended memo of parties be filed by the adjourned date. Sh. Anil Kumar reserves his right on behalf of R5 to file written submissions.

Let written submissions be filed within two weeks from today with an advance copy to Sh. Jatin, Sh. Atul Bandhu, Sh. Virender Chaudhary, counsels for the parties.

Sh. Anil Kumar has pointed out to averments made by Sh. Virender Chaudhary before the Hon'ble High Court in para 5 of order dated 15.05.2025 in WP(C)2793/2019, wherein it has been recorded that the Writ Petitioner before the Hon'ble High Court made an averment that membership of his mother Smt. Chameli Devi was approved by RCS and recommendation was sent to DDA. This averment is submitted to be false and incorrect, by Sh. Anil Kumar representing R5.

Sh. Jatin, counsel for the appellant society submits that he is not aware and he is only a proxy counsel and prays for adjournment on the ground that the arguing counsel is busy in Hon'ble High Court.

Part arguments heard.

Tribunal takes strong exception to non-availability of the arguing counsel for the appellant society. An entire day, i.e. today 15.05.2026, was kept by the Tribunal reserved only for hearing of this matter which is a time-bound matter as per directions of Hon'ble High Court vide order dated 15.05.2025.

For non-availability of the main counsel for the appellant society, cost is imposed upon the appellant society @ Rs. 25,000/- payable to DLSA, Tis Hazari. A receipt of deposit of the aforesaid amount be submitted on the adjourned date failing which appellant's right to address arguments shall be deemed to have been closed.

Adjourned for further arguments on 20.05.2026 at 02:00 PM.

Meanwhile, Ld. Counsels may inspect the file and requested to paginate and flag the same.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)

15.05.2026

Present: Sh. O.P. Mishra, Administrator of the Appellant Society.

Sh. Vishwendra Verma, Adv. for the Respondent.

Members of the society logged in through VC namely Sh. S.K. Khanna, Sh. S.K. Verma & Sh. Amit Kumar, are watching the proceedings.

One Sh. Surjit has also logged in through VC and Ld. Counsel for the respondent submits that he is the relative of the respondent.

Part arguments heard.

During arguments, Sh. O.P. Mishra, Administrator of the society has referred to various documents which are not on record before the Tribunal and have not so far been relied upon before any forum. Sh. Verma has also referred to certain documents which have seen the light of the day for the first time.

Both the parties/counsels are within their right to move an appropriate application to bring on record the documents of reliance with advance copy to each other and a formal application for filing additional documents may also be moved if so, advised within one week from today.

Adjourned for further proceedings to 22.05.2026 at 02:00 PM.

(J.P. AGRAWAL)
MEMBER (DCT)

(NAROTTAM KAUSHAL)
CHAIRMAN (DCT)