

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
OFFICE OF THE REGISTRAR CO-OPERATIVE SOCIETIES
OLD COURT'S BUILDING, PARLIAMENT STREET,
NEW DELHI - 110001

F. No.47/ARH/Sec-II/56-GH/RCS/2018/

Dated: -

ORDER U/S 62 of DCS Act, 2003

Whereas, the Eminabad Co-operative Group Housing Society Ltd. is registered vide registration No.56/GH with this department under the provisions of DCS Act & Rules and Bye-laws framed thereunder;

Whereas, an order under section 61 of DCS Act, 2003 was issued vide order No.2956 dated 04.07.2017 appointed Sh. Vijay Bhardwaj as Inspection Officer in Eminabad Co-operative Group Housing Society Ltd. to look into financial irregularities, illegal and malfunctioning of the Managing Committee of the society as raised in representation dated 27.12.2016 and 02.01.2017 of Lt. Col. Rajinder Sharma and others. The complainants raised the following major points in the representations and as such the term of reference of the assigned inspection as mentioned in the above said appointment order: -

1. No annual meeting of the General Body has been held since 2010;
2. The accounts have not been audited since year 2006-07 (nine years) and the audits accounts have not been presented to the General Body since then;
3. It is obvious from the above that the MC has not been functioning as per rules and has been manipulating the misusing the funds of the society;
4. It is public knowledge in the society that the funds have been misappropriated by the cashier of society hence no audit of accounts has taken place since September, 2010;
5. The MC has raised more than twice the maintenance charges without any authorization of General Body and huge unauthorized expenditure have been made.

And whereas, Inspection under section 61 of DCS Act, 2003 has been completed as per Inspection Report dated 15.09.2017 (copy enclosed) of the Inspection Officer Mr. Vijay Bhardwaj (Retd. DRCS) and it has been concluded by the following points: -

1. The Managing Committee elected on 05.09.2010, on its completion of 03 years, did not conduct election of its successor committee and continued to work though it ceased to hold office on the expiry of its term (Violation of Section 35 of DCS Act).
2. Audit of accounts since 2005-2006 have not been done annually in the prescribed manner (Violation of Section 60 of DCS Act).
3. No Annual General Body Meeting held during 2011 to 2016 (Violation of Section 31 of DCS Act).
4. Revised maintenance charges have not the approval of General Body Meeting (Rule 102).

Now therefore, I, Kulvendra Yadav, Assistant Registrar (Sec-II/GH) hereby conveys the approval of Competent Authority to appoint Sh. P.C. Jain, Deputy Director (Women & Child Welfare Department) as Inquiry Officer under Section 62 of DCS Act, 2003. The Inquiry Officer shall fix the responsibility of person /office bearer of the society on the findings given by Mr. Vijay Bhardwaj (Retd. DRCS). Quantum of lapses/misappropriation if any shall also be fixed. Further, the society shall pay Rs. 15,000/- (Rupees Fifteen Thousand Only) as remuneration to I.O. from the fund of the society for conducting the inquiry. The inquiry shall be completed within a period of 60 days of issue of this order.

Encl: -Inspection report
containing 09 pages.

F. No.47/ARH/Sec-II/56-GH/RCS/2018/ 3658,

Copy to: -

1. Sh. P.C. Jain, Deputy Director (Women & Child Welfare Department), Govt. of NCT of Delhi, 1, Kanning Lane, Kasturba Gandhi Marg, New Delhi-110001 (Mob.9810345131).
 2. Mr. Sandeep Suhag, Gr.-I (PGMS, CM Office), 2nd Level, Delhi Secretariat, I.P. Estate, New Delhi-110002 Administrator of Eminabad CGHS Ltd. with request to furnish all relevant documents to Inquiry Officer and extend full cooperation.
- The Assistant Programmer (Computer Cell), O/o RCS, Parliament Street, New Delhi - 110001 with request to upload the order on the website of this office.

(KULVENDRA YADAV)
ASSISTAT REGISTRAR (SEC-II/GH)

Dated: 22/3/18

(KULVENDRA YADAV)
ASSISTAT REGISTRAR (SEC-II/GH)

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5/4/18