

**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/2020/

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 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 5 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 2010 to 2016 (Violation of Section 31 of DCS Act).*
4. *Revised maintenance charges have not the approval of General Body Meeting (Rule 102).*

And whereas, Mr. Rajanish Kumar Singh, Inquiry Officer who was appointed as Inquiry Officer vide Order dated 19.07.2019 has returned the proceeding file (containing 38 pages of correspondence side and 04 page of noting portion) under section 62 of DCS Act, 2003 (same is enclosed) due to additional charge of the Joint Director Education (School Education).

Now, therefore, I, Amitabh Joshi, Assistant Registrar (Sec-II/GH) hereby conveys the approval of Competent Authority to appoint **Mr. Jagat Bhushan Kapil, Administrative Officer (DFS)** as Inquiry Officer under Section 62 of DCS Act, 2003 in place of Mr. Rajanish Kumar Singh, Joint Director (TTE). 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:- Proceeding file containing
38 pages of correspondence side
and 04 page of noting portion.**


(AMITABH JOSHI)
ASSISTANT REGISTRAR (SEC-II/GH)

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20/3/2020

Copy to:-

1. Sh. Jagat Bhushan Kapil, Administrative Officer, Delhi Fire Service, Moti Nagar, Delhi-110015 (Mob. 9811099544).
2. Mr. Rajanish Kumar Singh, Joint Director (TTE/Admn.), Department of Training and Technical Education, Muni Maya Ram Marg, Pitampura, Delhi – 110034 (Mob. 9711181772).
3. The President/Secretary of Eminabad CGHS Ltd., Housing Complex, Subhavna Niketan, Plot No.3, Road, No.41, Pitampura, Delhi-110034 with direction to furnish all relevant documents to Inquiry Officer and extend full cooperation, failing which action will be taken as per DCS Act & Rules.
4. The Assistant Registrar (Policy), O/o RCS, Parliament Street, New Delhi -110001
- ✓ 5. 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.



(AMITABH JOSHI)
ASSISTAT REGISTRAR (SEC-II/GH)