

**OFFICE OF THE JT. REGISTRAR
REGISTRAR COOPERATIVE SOCIETIES, GOVT. OF NCT OF DELHI
OLD COURT BUILDING, PARLIAMENT STREET, NEW DELHI-110001**

F.47/ARH/Sec-II/U/s-91/RCS/Appeal-22/2020/ 1572-1575

Dated: 4.1.21

IN THE MATTER OF

Smt. Urmila Hamir, W/o Sh. Amar Nath Hamir,
Flat No. 424, 4th Floor,
Paradise Apartments,
Delhi State Indian Banks CGHS Ltd.,
Plot No. 1, Sec-9, Dwarka,
New Delhi-110075

.....Appellant

Versus

The President/Secretary,
Delhi State Indian Banks CGHS Ltd.,
Paradise Apartments,
Plot No. 1, Sec-9, Dwarka,
New Delhi-110075

.....Respondent

ORDER

This order shall dispose of the appeal filed under Section 91 of DCS Act, 2003 by Smt. Urmila Hamir dated 18.08.2020 against the President/Secretary, Delhi State Indian Banks CGHS Ltd.

The appeal has been filed by the Appellant against the Delhi State Indian Banks CGHS Ltd. for non transferring the membership in favour of the Appellant. The Appellant has stated in the appeal that she had purchased a Flat No. 424 in the Delhi State Indian Banks CGHS Ltd from previous owner Smt. Lakshmi Sumanga Halder W/o Sh. Devraj Halder through instrument of Registered Sale Deed dated 26th March 2019 and which is duly registered before the office of Sub-Registrar-IX Kapashera, New Delhi and she had filed an application dated 24.03.2020 alongwith the other documents i.e. Form 20, Form 21, NEFT Payment Receipt (in r/o Transfer Fee, Share Money & Admission Fee) and Indemnity Bond to the respondent society for the transfer of membership as per DCS Act 2003 and DCS Rules 2007. Notices were issued for 30.09.2020, 16.10.2020, 10.11.2020, 25.11.2020 & 16.12.2020. In all the aforesaid dates, the Appellant was represented by Sh. Ajay Pratap Hamir who is son of the Appellant. Many opportunities have been provided to Respondent Society but the society has consistently failed to appear on any of the aforesaid dates. It also implies that Respondent Society has no ground to refuse the membership to the Appellant.

In view of the above mentioned facts and documents placed on record, I am of the considered view that the conditions mentioned u/s 91 of the DCS Act, 2003 & DCS Rules 2007 are fulfilled by the Appellant and hence as per law and in the interest of justice the membership of the society requires to be transferred in respect of the Flat No.424 to the Appellant as per the provisions u/s 91 of the DCS Act, 2003.

P.R. TRIPTAH
Joint Registrar
Of Registrar Co-operative Societies
Govt. of N.C.T. of Delhi.
Old Court Building, Parliament Street
New Delhi-110001

I hereby order the respondent society to transfer the membership in favour of the Appellant within three weeks of the issue of this order after charging the due transfer fee for the membership, if already deposited no need to deposit it again.

The case file may be returned to Housing Sec-2 for future reference and record.

P.R. Tripathi
4/11/21
(P.R. TRIPATHI)
Jt. Registrar
P.R. TRIPATHI
Joint Registrar
Of Registrar Co-operative Societies
Govt. of N.C.T. of Delhi.
Old Court Building, Parliament Street
New Delhi-110001

F.47/ARH/Sec-II/U/s-91/RCS/Appeal-22/2020/
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1. AR(Section-2), Registrar Cooperative Societies, Parliament Street, New Delhi.
2. AR/AD (Computer Cell), Registrar Cooperative Societies, Parliament Street, New Delhi, for uploading on the website of the RCS.