

OFFICE OF THE DEPUTY REGISTRAR  
REGISTRAR COOPERATIVE SOCIETIES, GOVT. OF NCT OF DELHI  
PORTA CABIN, OLD COURT BUILDING, PARLIAMENT STREET  
NEW DELHI-110001

F.DR/U/s 139/83/2022/ 1843  
IN THE MATTER OF:-

Dated: 21/10/2022

Sh. V.K. Sharma,  
B-604, Lovely Home Apartment,  
Plot -5, Sector-5  
Dwarka New Delhi-110075

..... Appellant

Versus

President/Secretary/Administrator,  
Lovely Homes CGHS Ltd.  
Plot -5, Sector-5  
Dwarka New Delhi-110075

..... Respondent

Order under Section 139 of DCS Act, 2003

This order shall dispose of the appeal dated 22.07.2021 filed by Sh. V.K. Sharma (Appellant), in respect of his application dated 21.05.2021 seeking information from Lovely Homes CGHS Ltd. (Respondent Society)

Notice was issued dated 02.12.2021, 09.02.2022 and 04.08.2022. During hearing, Sh. V.K. Sharma, Appellant was present in person. None present for the Respondent Society. A Show Cause Notice dt. 19.09.2022 was issued to the Respondent Society whereby the Respondent Society was failed to attend the hearing. This court has taken the serious of you of actions of President/Secretary of society in this court. Taken on record a copy of letter dated 08.10.2022 written by society to Sh. V.K. Sharma, copy which was submitted by the applicant itself. However, no copy is made available by the society, which is said to has been sent by dak.

However, plea taken by the President of society of rule 165 (5)(b)(c) of DCS rule is not tenable as none ~~is~~ information sought by the applicant is personal and confidential nature.

Hereafter the matter came up for the hearing on 10.10.2022. During hearing, Sh. V.K. Sharma, Appellant was present in person. None present for the Respondent Society

The Appellate Authority has noted that despite notice and Show Cause Notice issued to all the concerned, the Respondent Society netiher appeared for hearing nor submitted any reply which tantamount to contempt. Therefore u/s 139 (2) & Rule 165(8), penalty is imposed on the society. The Respondent Society is directed to submit reply to the RTI u/s 139 within 15 days from the date of receipt of Order and submit penalty accordingly. The penalty of Rs. 10,000/- is recoverable from the personal pocket of the Responsible MC Members or concerned Information Officer, to be deposited in Cooperative Education Fund.

The appeal of the Appellant is disposed of accordingly.



(RAKESH DAS)  
Deputy Registrar

Copy to

1. The Assistant Registrar (Computer Cell), O/o Registrar Cooperative Societies, with the direction to upload the order on the website of the department.