

**GOVT. OF NATIONAL CAPITAL TERRITORY DELHI**  
**IN THE COURT OF THE REGISTRAR COOPERATIVE SOCIETIES**  
**OLD COURT BUILDING, PARLIAMENT STREET, NEW DELHI-110001**

F.No.47/AR/SEC-II/1031-HB/RCS/2017 / 4968 -72

Dated: 31/5/23

**ORDER**

In the matter of:-

SMT. PREM GARG & ORS.

.....COMPLAINANT

VERSUS

CPWD GOVT. SERVANT CHBS LTD.

.....RESPONDENTS

This order shall dispose of the proceedings initiated against the Managing Committee of CPWD Govt. Servants CNBS Ltd. Under section 37(1) of DCS Act 2003 Vide Show Cause Notice dated 19.01.2018.

Whereas, a complaint was received from Mrs. Prem Garg and others members of the society on 16.03.2016 wherein the complaints had submitted that from the last many years no GBM has been held in the society, no election for the Managing Committee has been held and the society office remains closed and there is nobody to receive the Dak etc. Hence, the society is violating the DCS Act deliberately and accordingly, an Administrator may be appointed in the society.

Whereas, the above mentioned complaint has been forwarded to the society for comments and subsequent reminders dated 19.06.2017, 04.10.2017 & 14.11.2017 had been sent to the society, but no response has been received from the society. Accordingly, Show Cause Notice u/s 37(1) of DCS Act, 2003 dated 19.01.2018 had been issued against the Managing Committee of the society.

Further, it is submitted that on hearing dated 12.04.2018 Sh. Kamal Singh, Clerk was present on behalf of the Sh. Praveen Bhatnagar, Advocate for the society and filed an application for adjournment as the main counsel is to be operated for cataract. Thereafter, Sh. Kamal Singh, Clerk appeared on hearing dated 12.03.2020 and again seeks an adjournment as the main counsel is not able to attend the hearing.

Whereas, in response to our SCN dated 19.01.2018, reply dated 05.02.2018 had been received from Sh. Yash Pal Sachar, Ex. Vice-President of the society, wherein he had submitted that he cannot comment on the SCN as he was no more Vice-President of the society and he had already resigned from the Managing Committee of the society due to some personal reasons and the same was intimated to the RCS office vide letter dated 03.03.2016.





Further, a reply dated 18.02.2018, had been received from Sh. M.L. Garg, Ex-President of the society wherein he had submitted that he had resigned from the post of the president of the society long back.

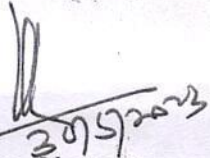
Whereas, various representation had been received from Smt. Prem Garg, one of the complainant wherein she had informed that she is a lady of 65years and can't come personally and she had mentioned all in her complaint.

Further, it is submitted that apart from the hearing dated 12.04.2018 and 12.03.2020, neither the society nor the complaint had attended any of the hearing, despite several opportunities were given to them.

In view of the above and after perusal of the submissions made by the parties, it is noted that exact status of Managing Committee of the society is not clear that whether any Managing Committee is in the society or not. Hence, a detailed report regarding the functional status of the society may be obtained. Accordingly, DRCS T/C is directed to carry out the inspection of the said society and submit a detailed report regarding the functioning of the society alongwith his comments on the matter. Thereafter, concerned branch may put up the matter for any administrative action on the basis of the report and comments of DRCS (T/C). Accordingly, further proceeding in the court of undersigned is not required in this matter.

Ordered accordingly.



  
30/5/2023  
Krishan Kumar  
Registrar Coop. Societies

Sent To:-

1. Smt. Prem Garg, A-72, CPWD Govt. Servants CHBS ltd. Lok Vihar Pitampura Delhi-110034
2. Sh. Shubash Garg, A-72, CPWD Govt. Servants CHBS ltd. Lok Vihar Pitampura Delhi-110034
3. President/Secretary, CPWD Govt. Servants CHBS ltd. Lok Vihar Pitampura Delhi-110034
4. ARCS (Housing Section-2) O/o RCS
5. Incharge computer cell with direction to upload on website of Department