

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

F.No. AR(BKG)/RCS/61/2023/357 - 55

Dated: 4/7/23

ORDER

In the matter of:-

Delhi Nagrik Sehkari Bank Ltd.

This order shall dispose of the proceedings initiated vide Show Cause Notice dated 23.01.2023 issued under section 61 of DCS Act, 2003 against the Managing Committee of the Delhi Nagrik Sehkari Bank Ltd.

History of the case:

Whereas, Sh. Dinesh Kumar Sharma and Sh. Mool Chand Jain have made representations vide which it has inter-alia been stated that agenda notice for the Annual General Body Meeting (AGM) held on 25.09.2022, have not been issued to all the members of the Bank and very few members attended the meeting held on 25.09.2022 and substantial amount of money have been spent by the Managing Committee of the bank on the conduct of the AGM.

Whereas, the comments of the Bank were obtained which were found unsatisfactory and subsequently a Show Cause Notice U/s 61 of DCS Act, 2003 was issued to the parties to provide an opportunity for the personal hearing to present their case.

Whereas, during the course of the proceedings respondents filed request for documents required to submit reply to the Show Cause Notice in their defence to this the Bank was directed to provide the documents to the respondents.

Meanwhile a letter dated 10.02.2023 from Sh. Mool Chand Jain, one of the Complainants was received in the office wherein he requested for withdrawal of his Complaint against Delhi Nagrik Bank Ltd. for expenses incurred on AGBM dated 25.09.2023.

Further, during the proceedings dated 16.02.2023, it has been revealed to the undersigned that mode of sending agenda items to the members of the Bank (Approx. 56,768 members) was by Book post for the AGM dated 25.09.2022 which was not as per the provisions of DCS Act, 2003 and Rules, 2007.

Furthermore, the CEO of the Bank as well as the Ex-CEO of the Bank had been directed to file the reply on the issues raised by the complainants.



Thereafter, replies were filed by the Managing Committee members of the Bank, CEO of the Bank, Ex-CEO of the Bank. Also the complainant filed his submissions in the matter.

Findings:

In view of the above and after perusal of the submissions made by the parties as well as oral arguments made by parties during the proceedings, it has been noted that only 228 members attended the meeting held on 25.09.2022, out of approximately 56,757 members of the Bank. The mode of sending the agenda items to the members of the Bank was by book post which is not a valid mode of communication as per DCS Act and Rules. Further, the allegation that the venue for the meeting i.e. Shiv Mandir (Gufa Wala) Village Shakarpur, Delhi (Near Seven Seas Banquet Hall) is not big enough to accommodate 56,757 members of the Delhi Nagrik Sehkari Bank Ltd. is not responded with a satisfactory reply.

Conclusion:

In view of the observations made above, I am of the opinion that the conduct of the bank while holding the AGM dated 25.09.2022 was not satisfactory as per DCS Act and Rules. Therefore, the allegations made by complainant needs to be examined in detail. Accordingly, Sh. Gural Singh, Secretary to Minister for Law, is hereby appointed as Inspection Officer under Section 61 of DCS Act, 2003 for thorough inspection of the contentions raised by the complainant.




Krishan Kumar
Registrar Cooperative Societies

Sent To:-

1. The Management Committee, Delhi Nagrik Sehkari Bank Ltd., 3-C/5, Opp. Liberty Cinema, New Rohtak Road, New Delhi-110007.
2. CEO, Delhi Nagrik Sehkari Bank., 3-C/5, Opp. Liberty Cinema, New Rohtak Road, New Delhi-110007.
3. Sh. Dinesh Kumar Sharma, F-95, 3rd Floor, Gali No. 3, Janta Garden Pandav Nagar, Delhi-110091.
4. Assistant Registrar, Banking Branch for issuance of order of Inspecting Officer.
5. Incharge Computer Cell for uploading on the website of the Department.