

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

No.F.47/GH/Sec-1/F.C.R/RCS/2023/6104-6107

Dated: 21/09/2023

In the matter of:-  
Sh. Deepak Kumar

.....Petitioner

VS  
Baroda House NRG CGHS Ltd.  
Through President/Secretary.

.....Respondent

ORDER

This order shall dispose of the proceedings initiated in pursuance of Hon'ble Financial Commissioner Order dated 07.02.2023 regarding membership of Sh. Deepak Kumar.

Operative part of order dated 07.02.2023 of Ld. F.C. is reproduced as under:

*"Be that as it may, this court is of the considered view that ends of justice would be served if the petitioner places all the documents in support of him being a resident of Delhi at the relevant point of time before applying for membership of the society before the Registrar cooperative society and the Registrar revisits the matter of cessation of membership. Accordingly, the petitioner is directed to place all documents before the Registrar in writing and Registrar shall revisit the matter afresh and pass a well reasoned speaking order preferably within six months. The impugned order dated 02.11.2016 passed by the Registrar Cooperative Societies be kept in abeyance till the matter is revisited by the RCS and a speaking order is passed with the above observations the revision petition bearing no. 35/2017 titled Deepak Kumar Vs. RCS & Ans. is disposed off."*

The complainant filed a reply wherein he submitted that he was enrolled as member of Baroda House CGHS Ltd. on 25.01.1998 and was allotted membership no. 207. He submitted all the documents such as application form for membership, Affidavit in Prescribed form, proof of residence (copy of ration card where undersigned used to reside), a copy of marksheet of middle standard examination passed from B.S.E.H Bhiwani as a proof of date of birth, saving bank account 8191 of UCO Bank, Sadar Bazar Delhi was submitted. The then management of the society was fully satisfied about the eligibility of the undersigned and recommended his name for approval of the membership by the Registrar. The membership was duly approved by the Registrar as

158/AR/IT  
03/10/23



*[Handwritten signature]*



intimated to the society vide letter No. F.47/1143/GH/Co-op/NW/84C dated 06.07.2000, and he made the required payments from time to time and was allotted flat no. 706 in the society.

He further submitted that some members of society filed a complaint for cessation of his membership. The then RCS issued an order dated 02.11.2016 thereby directing the cessation his membership from the society.

Thereafter, he had challenged the decision of the then RCS by filing RP No. 35/2017 before the court of Financial Commissioner. The FC vide its order dated 07.02.2023 has referred back the matter to the RCS.

In pursuance to Ld. F.C. court order dated 07.02.2023, Sh. Deepak Kumar, had submitted the copy of Middle School Pass certificate from B.S.E.H Bhiwani as a Birth proof, Photocopy of the savings bank opening account at UCO Bank Sadar Bazar. Delhi A/C No. 8191 in his name. Photocopy of the ration card No. 231307 in the name of Sh. P.K. Jindal S/o Sh. Pyare Lal, R/o D-5, Rana Pratap Road Adarsh Nagar, New Delhi 11003, where undersigned used to reside, his name had been entered in the above mentioned ration card at serial no 7 of his family members. Sh. P.K Jindal is his blood relative.

He also submitted the below mentioned documents:

- i. PAN Number of the undersigned alongwith I.T.R From 1999-2000 to 2003-2004 from Delhi- documents.
- ii. Aadhar card of the undersigned as resident of New Delhi.
- iii. Experience certificate of the undersigned regarding service rendered to Amar Paper Company a private Limited concern from 01.01.1994 to 31.11.1998 as an employee.
- iv. Title documents including share certificate, Allotment letter, Possession Letter and conveyance deed.

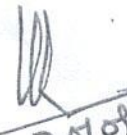
He further submitted that from he was the resident and domicile of N.C.R Delhi at the time of enrolment in the society as well as now. The approval of the membership has already passed by the Registrar on 06.07.2000. It may kindly be confirmed at an earliest and oblige.

In view of the above and after perusal of the documents submitted by Sh. Deepak Kumar, I am of the opinion that Sh. Deepak Kumar was the resident of Delhi when he became the member in the Society. Hence, he does not incur any disqualification as



per Rule 19 of the DCS Rules, 2007. Accordingly, the Society is directed to restore the membership of Sh. Deepak Kumar. Ordered Accordingly.



  
20/09/2023  
Krishan Kumar

Registrar Coop. Societies

Sent to:-

1. The President/ Secretary, Baroda House NRGE CGHS Ltd., Plot No. 40 A, Sector-10, Dwarka, New Delhi-110075.
2. Sh. Deepak Kumar, S/o Sh. Tek Chand Aggarwal, R/o Flat No. 706, Baroda House NRGE, CGHS Ltd., Plot No. 40 A, Sector-10, Dwarka, New Delhi-110075.
3. ARCS Housing Section 2, O/o RCS.
4. Incharge Computer Cell to upload on Website of Department.