

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

F.No.47/1369/HB/AR/Sec-6/RCS/2023/7783-88

Dated: 18/1/24

Order

In the matter of :

Panchshila Cooperative House Building Society Ltd.

Through President/Secretary

.....Complainant

Regarding: Inspection u/s 61 of DCS Act, 2003

This order shall dispose of the proceedings initiated vide notice dated 01.09.2023 on the complaint of the society dated 17.02.2023.

Whereas, a representation dated 17.02.2023 has been received from the Secretary of Panchshila Cooperative Housing Building Society Limited., regarding the appointment of independent Inquiry Officer for inquiry into various irregularities/illegalities which have taken place during the tenure of the previous Managing Committee and which were also highlighted and flagged by the statutory auditor.

Further, the above mentioned representations have been sent to Sh. H.R.Vaish, Ex-President of the Society for providing point wise comments/clarification on the issues raised by the Honorary Secretary of the Society. Thereafter, Sh. H.R. Vaish has filed a reply dated 15.05.2023 wherein he stated that this office may summon the agenda and minutes of the AGM held on 25.09.2022 and earlier GBMs where most of the points being now raised have been placed before the General Body and approved by it.

He has also requested that as per the DCS Act an enquiry U/s 61 of DCS Act, 2003 into the affairs of the society may be ordered. He further submitted that he will give several additional inputs about the other gross illegalities being committed by the present committee.

Accordingly, notice for hearing has been issued. Further, on hearing dated 14.09.2023, the predecessor of this court has directed to issue notices to all the members of ex-MC.

Thereafter, the notices were issued to all the members of the Ex-M.C. of the society.

Further on hearing dated 21.12.2023 before the undersigned, the Complainant society has explained the basis of the Complaint particularly amount of Rs. 2.58 Crore paid to the LIC without General Body approval, Concealment of facts before the Statutory Auditor and collection on money during Covid-19 period for free distribution of meal to the needy without any records etc.

Sh. H.R. Vaish, Ex-President has submitted written submissions in response to the complaint of the society dated 17.02.2023 wherein he has submitted that no wrong has been committed by him and decisions were taken either in accordance with the law or in the best interest of the society. He further stated that the complaint is not supported with the certified copies of agenda, Minutes and video recordings of the Sub-Committee, Managing Committee and general Body Meetings where each of the item mentioned in the complaint have been discussed and/or minuted from 2018 onwards. He furthermore stated that this is case of personal vendetta, which some key members of the M.C. have against him.

In view of the above and after perusal of the submissions made by the parties it is noted that the society has alleged various allegations on the Ex-Managing Committee of the society like the amount of Rs. 2.58 Crore paid to the LIC without General Body approval, Concealment of facts before the Statutory Auditor and collection on money during Covid-19 period for free distribution of meal to the needy without any records apart from various other serious allegations and H.R. Vaish, Ex-President of the society has not replied satisfactorily to the complaint of the society. Hence, the points raised by the society in its complaint dated 17.02.2023 needs to be thoroughly inspected before taking any action in the matter.

Therefore, in view of the power conferred to me u/s 61 of DCS Act, 2003 I hereby appoint Sh. M.G Satya, Deputy Secretary, DDCCD, GNCTD as inspecting officer under section 61 of DCS Act, 2003 for thorough inspection of the complaint of the society dated 17.02.2023. He should complete his report within a period of 90 days.

Ordered accordingly.



Handwritten signature and date: 17/1/23

Anil Kumar Singh
Registrar Coop. Societies

Sent To

1. President/Secretary, Panchshila Cooperative House Building Society Ltd., Panchshila Club Building, Panchshila Park, New Delhi-110017
2. Previous Management Committee of the Society through President/Secretary, Panchshila Cooperative House Building Society Ltd., Panchshila Club Building, Panchshila Park, New Delhi-110017
3. Sh. H.R. Vaish, Ex-President, Panchshila CHBS Ltd. S-19, Panchshila Park, New Delhi-110017
4. Sh. M.G Satya, Deputy Secretary, DDCCD, GNCTD, 33, Sham Nath Marg, Civil Lines, Delhi - 110054
5. In-Charge IT Cell for uploading on the website of the department
6. ARCS, Housing Section 6, O/o RCS