

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

F.NO.47/GH-1112/AR/SEC-1/GH/RCS/2022-24/1052-54 Dated: 03/05/2024

IN THE MATTER OF:

Bhagwati CGHS Ltd.

Through its President / Secretary

Petitioner

Versus

Mr. Surjit Singh Khurana & Tejinder Kaur Khurana

Respondents

ORDER

This order shall dispose of the proceedings initiated vide Show Cause Notice dated 25.11.2022 issued u/r 20(1)(c)(i) & (iii) (2) of DCS Rules, 2007 read with Section 87 & 41 (d) of DCS Act, 2003 whereby Shri Surjit Singh Khurana & Tejinder Kaur Khurana R/o 507, 5th Floor, DDA Building No.5, District Center, Janakpuri, New Dlehi-110058 were called upon to show cause as to why cessation of membership should not be granted against them U/r 20(1) (c) (i) & (iii) of DCS Rules 2007 read with section 87 & 41(d) of DCS Act,2003.

The brief facts of the case are as under:-

Shri Surjit Singh Khurana & Tejinder Kaur Khurana were enrolled as a member of the Bhagwati Co-operative Group Housing Society Ltd (Regn. No. 1112/GH), Plot no. 1A, Sector-22, Dwarka, New Delhi-110075 vide membership application dated 20.11.2013. The petitioner society has stated to have received a complaint that the respondent is having a residential property in Delhi bearing A-1/251, Ground Floor, Janakpuri, New Delhi-110058. The petitioner society accordingly prayed to cease the membership of the respondent on account of disqualification of holding the property bearing A-1/251, Ground Floor, Janakpuri, New Delhi-110058.

The respondents vide their reply dated 28.08.2023 submitted through their counsel, have stated that the applicant became the member of the petitioner society by fulfilling all the formalities and conditions under the Delhi Cooperative Societies Act. The petitioner society after going through the documents furnished by the respondent enrolled his as a member of the society. They further stated that the total area of the alleged property of Janak Puri is of 66.72 Sq. Mtr and is in situated in the multi-story building consisting of ground floor, first floor, second floor and third floor and thus the individual share of Shri Surjit Singh Khurana and



It is pertinent to note that in terms of Section 41(3) of the DCS Act, 2003, the Registrar may of his own motion, if satisfied that any member has incurred any of the disqualification under sub section (1) declare through an order in writing that such member is disqualified to be a member. Thus, the withdrawal of the petition at this stage would not serve any purpose especially when the respondents have themselves admitted to having a residential property i.e. Residential property A-1/251, Ground Floor, Janakpuri, New Delhi-110058

In view of the above mentioned facts and circumstances, I am of the considered opinion that the respondent Shri Surjit Singh Khurana & Tejinder Kaur Khurana were disqualified to be a member of the Bhagwati Cooperative Group Housing Society under rule 20(1)(c)(i) and (iii) of the DCS Rules, 2007. Accordingly, the membership of Shri Surjit Singh Khurana & Tejinder Kaur Khurana in the Bhagwati CGHS Ltd. is hereby ceased under Rule 20(1)(c)(i) & (iii) r/w section 41 of DCS Act,2003.

Ordered accordingly




(Anil Kumar Singh)
Registrar Cooperative Societies

To

- 1 Shri Surjit Singh Khurana & Tejinder Kaur Khurana R/o 507, 5th Floor, DDA Building No.5, District Center, Janakpur, New Delhi-110058
- 2 Bhagwati CGHS Ltd. (Regn. No. 1112/GH), Plot no.1A, Sector-22, Dwarka, New Delhi-110075
- 3 Asstt. Registrar (Computer Cell) with the request to upload the order on the departmental website.