

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

F.No.47/1113/GH/Sec-1/1613 - 16
In the matter of:-

Dated: 13/11/24

ARIHANT SIDDHARTH CGHS LTD.
U/s 37 of DCS Act, 2003

ORDER

This order shall dispose of the proceedings initiated under Section 37(1) of DCS Act 2003 against the Managing Committee of the Arihant Siddhart CGHS Ltd.

The present proceedings were initiated based on a complaint dated 02.04.2024, filed by four members, namely Ms. Monika Saini, Sh. Jitender Chauhan, Sh. Prashant Gawde, and Ms. Meera Molhotra, from the society.

To address these requests, the department initially issued a letter on 04.04.2024 to the society's President/Secretary, requiring the submission of status and documentation for the four members. Following a lack of response, a reminder was sent on 12.04.2024, asking for the necessary information within seven days. When this, too, went unanswered, a second and final reminder was issued on 22.04.2024, warning that if the society failed to respond, it would be assumed they had intentionally withheld the information, which could lead to action as per the DCS Act and Rules.

Additionally, on 14.11.2023, a penalty of ₹10,000 was imposed on the society's President/Secretary for failing to provide information in another case (Rajender K. Bansal vs. President/Secretary of the society) under section 139 of the DCS Act, 2003. This penalty remains unpaid, further indicating non-compliance

Further Show Cause Notice U/s 37(1) dated 12/06/2024 has been issued to managing committee of Arihant Siddhart CGHS Ltd. consequently On hearing dated 08.08.2024 Sh. P.K Kathuria President of Arihant Siddhart CGHS stated before the undersigned that

6th he doesn't want to submit any written submission of show cause notice on the query of undersigned whether it is decision of president or joint decision of Management Committee (MC). He clarified that this is a decision of MC.

He further stated that you can appoint Administrator in place of MC.

*President is advised to submit resolution of MC or reply of Show cause notice before next date of hearing.*⁹⁹

In the view of above submissions and oral arguments, it is noted that the Respondent has confirmed that the decision regarding the Show Cause Notice was made collectively by the



Management Committee (MC) rather than solely by the President. However, despite this clarification, the Respondent has failed to submit the required documentation, including the MC resolution or the reply to the Show Cause Notice, as directed during previous hearings. Additionally, the Respondent proposed appointing an Administrator to replace the MC, indicating the MC's inability or unwillingness to effectively address the concerns raised.

This lack of compliance with statutory obligations, coupled with the absence of transparency in decision-making and failure to provide necessary documentation, raises serious concerns regarding the MC's proper functioning. The situation reflects non-compliance with the provisions of the Delhi Cooperative Societies (DCS) Act, 2003, and the associated rules.

In light of the persistent non-compliance and the Respondent's statements, it is clear that the current Management Committee cannot effectively govern the Society. Therefore, it is deemed necessary to supersede the existing MC and appoint an Administrator to oversee the Society's operations, ensuring compliance with legal requirements and safeguarding the interests of its members.

Therefore, in exercise of the powers conferred under Section 37 of the Delhi Cooperative Societies Act, 2003, it is ordered that the Managing Committee of Arihant Siddhatha CGHS Ltd. is superseded with immediate effect. An Administrator Sh. Naveen Katarya (Retd. DANICS) is hereby appointed to manage the affairs of the Society until a new Managing Committee is duly elected. The Administrator shall ensure the proper management and functioning of the Society in accordance with the provisions of the DCS Act, 2003, and its Rules, oversee the day-to-day activities, financial transactions, and administrative functions, and conduct fresh elections for the Managing Committee within a period of six months from the date of this order.

The Administrator shall report directly to the Office of the Registrar, Cooperative Societies, and submit monthly progress reports regarding the affairs of the Society. This order shall come into force with immediate effect and shall remain in operation until further orders.




Anil Kumar Singh
Registrar Cooperative Societies

1. President/ Secteary Arihant CGHS Plot No. 3B, Sector-11, Dwarka, New Delhi -110078.
2. Sh.Naveen Kartarya(Retd.DANICS)/Administrator B-95th floor Apporva CGHS Ltd. Plot No.14 Sector-05,Dwarka New Delhi-110075
3. ARCS Sec -01
4. ARCS IT Cell with request to upload the order to the departments website.