

**OFFICE OF THE REGISTRAR COOPERATIVE SOCIETIES
GOVT. OF N.C.T. OF DELHI, OLD COURT'S BUILDING
PARLIAMENT STREET, NEW DELHI-110001
(SECTION-III/ GROUP HOUSING)**

No. F. 47/ARCS/Sec-III/U/S-139/01-05/2023/1015-1017 Dated: - 16/09/2025

In the matter of:-

Sh. Mridul Bhowmik,
41-B, Jyoti CGHS Ltd.
Plot No. B-2, Sector-14 Extn.
Rohini, Delhi-110085

..... Applicant

Versus

The President/Secretary,
Jyoti CGHS Ltd.
Plot No. B-2, Sector-14 Extn.
Rohini, Delhi-110085

..... Defendant

ORDER OF PENALTY UNDER SECTION 139 OF DCS ACT, 2003

Whereas, 05 applications dated 10.07.2023 were filed by Sh. Mridul Bhowmik for seeking information's u/s 139(1) of DCS Act, 2003 from the President/Secretary of Jyoti CGHS Ltd. But, the society did not reply.

And Whereas, 05 appeals dated 28.08.2023 vide central diary no. 35576, 35582, 35580, 35578 & 35574 were filed by Sh. Mridul Bhowmik under Section-139(2) of DCS Act, 2003 against the Jyoti CGHS Ltd., stating denial of information to his/her before the first appellant authority.

And whereas, hearing conducted by First Appellant authority on 04/10/2023, 09/01/2024 & 07/02/2024 wherein an opportunity of being heard were given to both the parties. On hearing dated 09/01/2024, Sh. Vijay Kamra, Secretary of society has requested to given time to provide the information on next date. But, he has failed to provide information of last date 07/02/2024.

Further, after conducting various hearing the First Appellant Authority/ Assistant Registrar disposed of 05 appeals vide order no. F.47/ARCS/Sec-III/U/S-139/01/02/03/04/05/2023/89-90 dated 08.02.2024 and directed to provide information of 05(Five) appeals to the applicant directly within 30 days of receipt of this order. But till date, M.C of society failed to provide the requisite information.

And whereas, the applicant waited for about one months and submitted requests dated 12/03/2024 & 27/03/2024 for non-compliance of order dated 08/02/2024 and filed application under section 118(1) and 118(10) of DCS Act, 2003.

Satinder

857/IT cell
19/09/2025

Thereafter, show cause notice no. 519-520 dated 26/07/2024 was issued as to why the penalty action not be initiated for not complying the order dated 08.02.2024. Now, the reply was received from the Secretary of society vide letter dated 12/08/2024. But replies given by the Secretary of society was not satisfactory. Further, again a show cause notice no. 956-957 dated 03/09/2025 was issued as to why the penalty action not be initiated for not complying the order dated 08.02.2024. But till date, no clarification/reply has been received from the society.

As the society is not providing the information to the appellant, his right to seek information in relation to the transactions of the cooperative society cannot be denied. Accordingly, I conclude that the society has defaulted in providing the requisite information to the appellant despite affording opportunity. Accordingly, a penalty of Rs. 10, 000/- (Ten Thousand only) is imposed under section 139 of DCS Act, 2003 read with Rule 165(8) of DCS Rules, 2007. The penalty so imposed shall be recovered from the personal pocket of the committee members or concerned information officer as arrears of land revenue. The amount so recovered shall be deposited in Co-operative Education Fund of Registrar Cooperative Societies within 30 days of the receipt of this order.

The 05 appeals of the Appellant are disposed of accordingly.

Satish Kumar

(SATISH KUMAR GUPTA)
ASSITANT REGISTRAR/PIO

No. F. 47/ARCS/Sec-III/U/S-139/01-05/2023/1015-1017

Dated: - 16/09/2025

Copy for information:-

✓ The Assistant Registrar (IT), O/o RCS, Delhi, with the requested to upload the order on the website of the department.

Satish Kumar

(SATISH KUMAR GUPTA)
ASSITANT REGISTRAR/PIO