

**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-139/54-76/2025/~~966-965~~ Dated: - 4/9/2025  
966-968

In the matter of:-

Sh. Satpal Bhardwaj Dixit/Smt. Shweta Bhardwaj Dixit, .....Applicant  
81-C, Jyoti CGHS Ltd.  
Plot No. B-2, Sector-14 Extn.  
Rohini, Delhi-110085

Versus

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

**ORDER OF PENALTY UNDER SECTION 139 OF DCS ACT, 2003**

Whereas, 23 applications dated 12.12.2022 were filed by Sh. Sat Pal Bhardwaj Dixit/Smt. Shweta Bhardwaj for seeking information's u/s 139 of DCS Act, 2003 from the President/Secretary of Jyoti CGHS Ltd. But, the society did not reply.

And Whereas, 10 appeals dated 16.01.2023 & 13 appeals dated 20.01.2023 u/s 139(2) of DCS Act, 2003 were filed by Sh. Sat Pal Bhardwaj Dixit/Smt. Shweta Bhardwaj Dixit, stating denial of information to his/her before the first appellant authority.

And whereas, hearing conducted by First Appellant authority on 13/04/2023, 04/05/2023, 08/06/2023 & 02/08/2023 wherein an opportunity of being heard were given to both the parties. Sh. Sat Pal Bhardwaj Dixit appellant and Sh. Vijay Kamra, President of the Society attended the proceedings. In his reply dated 25.06.2023, the President of society stated that the applicant Smt. Shweta Bhardwaj is not eligible and entitled to either apply for any information pertaining to the affairs of the society from the society nor could legally filed any appeal u/s 139 of DCS Act read with Rule 165 of the DCS Rules, 2007 as she is not member.

Since, the application dated 12/12/2022 and appeal dated 16/01/2023 & 20/01/2023 have been filed in the name of both Smt. Sweta Bhardwaj Dixit and her husband Sh. Sat Pal Bhardwaj Dixit of wife has not been denied by the President of the society.

Further, after conducting various hearing the Deputy Registrar disposed of appeal vide order no. F.DRCS/U/S-139/54-76/2023/1334-1336 dated 17.10.2023 and directed to provide the requisite information in terms of provisions of Section 139 of the DCS Act, 2003 read with Rule 165 of DCS Rules, 2007 within 7 days of receipt of this order under intimation to this office. But till date, M.C of society failed to provide the requisite information despite of applicant various visits to society office.

*Satpal Kumar*

Thereafter, show cause notice dated 20/08/2025 was issued as to why the penalty action not be initiated for not complying the order dated 17.10.2023. Now, a reply was received from the Secretary of society vide letter dated 22/08/2025 wherein it was stated that applicant is not member of the society hence, cannot be provided the information u/s 139 of DCS Act, 2003. But this office has issued order dated 28/02/2024 wherein MC of the society was directed to transfer membership under section 91 of DCS Act, 2003 in the name of the appellant Smt. Shweta Bhardwaj, Flat No. 81-C to the respondent society within 10 days from the date receipt of this order. Although, the MC of the society was filed review before the Addl. RCS/RCS. But, no stay has been granted till date by any court. Therefore, a reply given by the Secretary of society is not satisfactory. Moreover, the society has not complied office order dated 28/02/2024 regarding transferred the membership of the applicant.

As the society is not providing the information to the appellant, her/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 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 appeal of the Appellant is disposed of accordingly.



(SATISH KUMAR GUPTA)  
ASSITANT REGISTRAR/PIO

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Copy for information:-

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



(SATISH KUMAR GUPTA)  
ASSITANT REGISTRAR/PIO