

IN THE HIGH COURT OF DELHI AT NEW DELHI**W.P.(C) 5785/2012****NEERAJ JAIN Petitioner****Through Mr. Manoj Sharma, Mr. Kapil
Kaushik and Mr. Surya Nath Pandey,
Advocates****versus****THE REGISTRAR OF COOPERATIVE SOCIETIES****THROUGH ITS AUTH OFFICER AND ORS Respondents****Through Ms. Farida Satarawala, Adv. for R-1****Mr. V.K. Tandon, Advocate for
Administrator****Ms. Mini Pushkarna, Adv. for NDMC****AND****W.P.(C) 6906/2012****JAGBIR SINGH KALRA AND ORS Petitioners****Through Mr. J.P. Sengh, Sr. Advocate with
Mr. Rakesh Garg and Mr. Sumeet,**

Advocates

versus

REGISTRAR CO-OPERATIVE

SOCIETIES AND ORS Respondents

Through Mr. V.K. Tandon, Advocate for R-1

Mr. Gaurang Kanth, Adv. for MCD

CORAM:

HON'BLE MS. JUSTICE GITA MITTAL

HON'BLE MS. JUSTICE DEEPA SHARMA

ORDER

26.08.2013

1. These petitions have been received on transfer. Learned counsel for the Registrar of Cooperative Societies (?RCS?) submits that in order to effectively comply with the order dated 21st July, 2010 passed in Writ Petition (C) No. 5398/1997; order dated 9th May, 2011 passed in Writ Petition (C) No. 2770/2011; and order dated 15th November, 2011 passed in Contempt Case (C) Nos. 617/2011 and other connected matters, the exercise of drawing up a seniority list of the members of the respondent no.3- society is underway.

It is submitted that this exercise could not be completed for the reason that the documents now received from the administrator along with tentative seniority list were photocopies and require verification.

2. We are informed that as per the directions of the RCS, the Administrator had invited objections to the seniority list which had been prepared by the RCS. Such objections as were received have been forwarded to the RCS for consideration.

3. In view of the above, it is directed that the RCS shall place

scanned copies of the documents received from the Administrator, as well as objections received on its website inviting the attention of the public at large to the above. This exercise shall be completed within two weeks.

The decision on all the objections which may be received as well as those received shall be taken within a period of four weeks and thereafter, the seniority list of the members shall be finalized. This seniority list shall also be posted on the website of the RCS.

4. We are informed by Ms. Mini Pushkarna, counsel for the MCD that certain objections have been raised by the MCD to the plans which were submitted by the Administrator for additional constructions vide letters dated 25th March, 2013 and 30th July, 2013. Response thereto is awaited from the Society.

The petitioners in W.P.(C) 6906/2012 as well as the administrator shall ensure that all objections raised by the MCD with regard to the plans are removed within a period of two weeks from today.

5. The MCD shall ensure that the plans are processed within a further period of four weeks thereafter and communicated to the Administrator forthwith.

6. The petitioners shall also ensure that the memo of parties is corrected and brought in terms of orders dated 14th September, 2012 and 20th March, 2013 before the next date of hearing.

7. Mr. Manoj Sharma, counsel for the petitioner submits that the order dated 27th April, 2012 passed in Contempt Case (C) No. 5/2012 has been modified subsequently and he shall place the copy of the modified order on record before the next date of hearing.

List on 27th November, 2013.

Dasti to counsel for the parties.

GITA MITTAL, J