

GOVERNMENT OF NCT OF DELHI
OFFICE OF THE REGISTRAR CO-OPERATIVE SOCIETIES,
OLD COURT BUILDING, PARLIAMENT STREET, NEW DELHI-110 001.

No. F.47/1192/GH/N/S-6 /
CD No. 107288487

Dated:

ORDER

Whereas, the Roopvilla Co-operative Group Housing Society Ltd. is registered with this department as per DCS Act / Rules framed there under bye-laws of the society vide Registration No -1192 N(GH).

Whereas, a complaint was received from the members of the Roopvilla regarding non-functioning of the Managing Committee of the society as per bye laws.

Whereas, Competent Authority had considered the said complaint and has appointed Sh. Ashok Kumar Navet, Assistant Registrar (Sec-6) as observer to observe the proceedings of the AGBM of the society to be held on 21/02/2016. The agenda for the meeting intimated on 9th February, 2016.

Whereas, after agenda was discussed no confidence motion against the MC of the society was called for in the said AGBM also passed.

Whereas the house has selected five members to form ad-hoc committee to over see day to day affairs of the society.

And whereas as per the provisions of the Section 36 of the DCS Act, the requisition for convening the SGBM is not admissible unless moved in writing by not less than of the one-fifth of the total members a co-operative society. In the present case the MC called a AGBM to present audited accounts for the year 2014-15 and discuss other items of the agenda. There was no agenda item to bring no confidence motion

against the MC of the society. The special GBM can be called as per section 36 in following circumstances:-

- (i) Where the Registrar sends a requisition to the Committee for this purpose.
- (ii) Where the institution to which the cooperative society is indebted, requests the Registrar, in case the number of defaulter members of such society is 1/5th or more among the loanee members.
- (iii) Where one-fifth members out of the total membership of the society send a requisition to the committee for the purpose.

Therefore, keeping in view of above facts, the constitution of Ad-hoc Committee cannot be said to be as per provision of section 36 of DCS Act 2003 and is declared illegal, Managing Committee of the society will continue to work.

This issues with the prior approval of the Competent Authority i.e. Secretary-Cum-Registrar of Societies.

(ASHOK KUMAR NAVET)
ASSTT. REGISTRAR (SEC-6)

No. F.47/1192/GH/N/S-6 / 297
CD No. 107288487

Dated: 10/3/16

Copy for information to: -

1. The President/Secretary, Roopvilla Co-operative Group Housing Society Ltd., Plot No. 2, Sector-19B, Dwarka, Phase-II, New Delhi-110075
2. P.S. to RCS, O/o RCS, New Delhi.
- ✓ 3. A.D., Computer Cell, O/o RCS, Parliament Street, New Delhi-110001 with the request to update the website of the department.
4. Guard File.

(ASHOK KUMAR NAVET)
ASSTT. REGISTRAR (SEC-6)