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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 4609/2021 and CM APPL. 14094/2021**

ASHOK KUMAR CHOPRA

.....Petitioner

Through: Mr Sanjeev Kumar, Mr Wahid Ali
and Ms Vandana, Advocates along
with petitioner in person.

versus

**REGISTRAR COOPERATIVE SOCITIES
& ORS.**

.....Respondents

Through: Mr Puhumi Aditya, proxy counsel for
Mr Jawahar Raja, Advocate for R-
1/RCS.
Mr V.K. Tandon and Mr S.S. Dalal,
Advocates for R-2 with Mr Pradeep
Kumar, President and Mr Santosh
Joshi, Secretary.
Ms Mrinalini Sen, Standing Counsel
for DDA/R-3 with Ms Aditi Saxena,
Advocate.

CORAM:

HON'BLE MR. JUSTICE VIBHU BAKHRU

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

23.07.2024

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1. The petitioner has filed the present petition, *inter alia*, praying as
under:

- “a) the respondent No.1/RCS may kindly be directed to
immediately convene Rule 90 Committee meeting for
clearance of name of the petitioner for allotment of
flat in the respondent society and;
- b) the respondent No.1/RCS may further be directed,
after obtaining clearance of Rule 90 committee, to
recommend the name of the petitioner to Respondent
No.-3/DDA for allotment flat to the petitioner in the



respondent No.2 Society; and

- c) the respondent No.3/DDA may be directed to immediately hold a mini draw of lot for allotment of flat to the petitioner...”

2. Mr Tandon, learned counsel appearing for respondent no.2 submits that initially, the petitioner’s case was held up since the petitioner had not paid the required dues. He states that this aspect now stands settled and resolved. He submits that even so, the petitioner’s case is still held up on account of non-submission of certain documents, as called for, by respondent no.1. He has handed over a copy of the letter dated 22.05.2024 issued by respondent no.1 calling upon respondent no.2 to submit “fresh Schedule VII along with all the relevant documents and information as per the format prescribed in Schedule VII of DCS Rules” in respect of three members, including the petitioner. He submits that in view of the said communication, respondent no.2 had sent a letter dated 01.07.2024 calling upon the petitioner to furnish certain documents. The copy of the said letter is also handed across to this Court.

3. The learned counsel appearing for the petitioner submits that although certain documents had been supplied earlier, the petitioner will provide documents as required afresh within a period of one week from date.

4. Mr Tandon assures this Court that immediately on receipt of the documents, respondent no.2 shall comply with the directions of the respondent no.1 as set out in the communication dated 22.05.2024. Respondent no.1 shall also thereafter suitably intimate/recommend to the ‘Rule 90 Committee’, as required, for taking an informed decision.

5. Needless to state that if the petitioner is found to be entitled to the



allotment of the flat, the concerned Committee shall initiate further steps as expeditiously as possible, preferably within a period of three months from date.

6. The petition is disposed of in the aforesaid terms. The pending application is also disposed of.

VIBHU BAKHRU, J

SACHIN DATTA, J

JULY 23, 2024
RK