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

+ W.P.(C) 8018/2026, CM APPL. 38428/2026-Stay

DELHI STATE COOPERATIVE UNION LTDPetitioner

Through: Mr. Rajesh Srivatava and Mr. Rahul
Kumar, Advs.

versus

REGISTRAR COOPERATIVE SOCIETIES & ORS.

.....Respondents

Through: Mr. Sameer Vashishth, Standing
Counsel with Ms. Vaishali Gupta,
Panel Counsel with Ms. Rashi
Aggarwal, Advs.

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

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01.06.2026

1. By virtue of the present petition under *Articles 226 and 227* of the Constitution of India, the petitioner, *inter alia*, seeks quashing of the impugned order dated 18.05.2026 bearing no.F.47/AR/BKG/RCS/326/2025/4325 issued by respondent no.3 under *Section 61* of the Delhi Cooperative Societies Act, 2003 (**DCS Act**).

2. At the outset, learned counsel for petitioner has drawn the attention of this Court to the summons dated 22.04.2026, pursuant where to, it is the case of the petitioner that the petitioner was represented on 07.05.2026, when he made a specific communication *qua* providing the copies of complaint for giving a feasible response thereto. He submits that despite thereto, the same was not supplied. Thus, the passing of the impugned order dated 18.05.2026 is liable to be set aside.



3. Learned counsel then relies upon the judgment entitled ***Panchshila Co-Operative House Building Society Ltd vs. Govt. of NCT of Delhi: 2009:DHC:3883-DB***, wherein it has been categorically held by the Hon'ble Division Bench of this Court that if the proceedings under *Section 61(1)* of the DCS Act have been initiated without giving opportunity of hearing to any party like the petitioner herein, any order passed thereof, is liable to be set aside.

4. Issue notice.

5. Learned counsel for respondent nos.1 to 4 accept notice. He, without adverting to the merits of the issues involved, fairly submits that the respondents shall give a fresh opportunity of rehearing after supplying the copies of the complaints within a period of *one week* to the petitioner.

6. Learned counsel for petitioner submits that a reply thereto shall be filed within a period of *two weeks*.

7. As such, the present petition, alongwith the pending application, is disposed of directing the respondents to adjudicate upon the same afresh on the basis of the aforesaid documents within a period of *two weeks* in accordance with law.

**SAURABH BANERJEE, J
(VACATION JUDGE)**

**AMIT SHARMA, J
(VACATION JUDGE)**

JUNE 1, 2026/So