Case No. 102 of 2025

M/s. Satish Kumar
Vs.
The Commissioner, Deptt. of Food & Supplies & Anr.

15.09.2025

Present : None for Petitioner.
: None for Respondents.

1. On the last date of hearing, the Counsel for Petitioner contended that Petitioner is no longer in his contact and requested to discharge him from the case. None appeared for Petitioner today. It seems that the Petitioner is not very keen to pursue the matter.

2. Accordingly, the revision petition bearing No.102/2025 is dismissed for non-prosecution.

3. File be consigned to the record room after completion.

(PRASHANT GOYAL)
Financial Commissioner
Delhi

Case No. 99 of 2025

15.09.2025

Present : Shri Alok Kumar, Counsel for Appellant.
: None for Respondents.

1. None appeared for Respondents.

2. The Petitioner stated that the Petitioner has served the notice on R-1 and notices to other Respondents could not be served as they were not available at the time of serving of notice. The Petitioner undertook to file the proof of service of notice on the next date of hearing.

3. Issue notices to Respondents through this court with directions to file their replies before the next date of hearing.

4. Adj. to 06.10.2025 for arguments.

Financial Commissioner
Delhi

Case No. 127 of 2025

15.09.2025

Present : Shri Navin Kumar Jain, Petitioner in person.
: None for Respondent.

1. Petitioner requested for pass over.
2. Case is passed over.

Financial Commissioner
Delhi

Case is taken up again at 11.30 AM

Present : Shri Navin Kumar Jain, Petitioner in person.
: None for Respondent.

1. Petitioner appeared in person and requested for adjournment of the case as the Counsel is busy in Hon'ble High Court of Delhi. Allowed as a final opportunity to appear with Counsel for arguments on the next date of hearing.

2. Petitioner also submitted that notice have been served on Respondent. Petitioner is directed to file proof of service of notice served upon the Respondent on the next date of hearing.

3. Adj. to 13.10.2025 for submission of replies by Respondents and preliminary arguments.

Financial Commissioner
Delhi

Case No. 129 of 2025

15.09.2025

Present : Shri Rajesh Kumar Dudani, Counsel for Petitioner, Society.
: Shri Dharam Singh Yadav, R-1 in person.
: None for other Respondents.

5. The Petitioner stated that there was a mis-appropriation of funds by the previous MC of society. The society filed application/complaint under Section 118 of DCS Act, 2003 before the RCS. The RCS vide order dated 21.03.2025 disposed of the application even though the society had furnished all documents before RCS to prove culpability on part of respondents. Aggrieved by the order dated 21.03.2025, the society filed review application under Section 115 of the DCS Act, 2003. Thereafter, RCS vide order dated 22.05.2025 dismissed the review application being non-maintainable.

6. R-1 submitted that another case is pending before the DCT on the same issue and further undertook to apprise the other Respondents (missing today) about the proceedings in the matter.

7. It is seen that the Petitioner has assailed the order dated 21.03.2025 & 22.05.2025 passed by Registrar, Cooperative Societies. Hence, RCS is a necessary party in this matter. The Petitioner is directed to implead RCS as party and file and amended memo of parties.

8. Respondents are directed to file their reply before the next date of hearing. Ms. Vasu Singh, Counsel for RCS in other Cooperative matters is asked to communicate facts to RCS.

9. Adj. to 10.10.2025 for reply of the Respondents and preliminary arguments.

Financial Commissioner
Delhi

Case No. 132 of 2024

15.09.2025

Present : Shri Amish Ram Dabas, Counsel for Petitioner.
: Ms. Vasu Singh, Counsel along with Shri Shahid, Sr.Assistant for Respondent, RCS.
: Ms. Anusuya, Proxy Counsel for R-1, Society.

1. Heard the parties.

2. Petitioner, DCHFC has filed petition u/s 116 of Delhi Cooperatives Societies Act, 2003 against the impugned order dated 01.03.2024 passed by Asstt. Collector Gr.I/II, RCS, Delhi.

3. R-1, Adarsh Bhawan Co-operative G/H Society has taken a loan of Rs.44,62,000/- from Petitioner herein DCHFC during a period 1987 to 1988 for a period of 20 years and loan agreement and mortgage deed dated 25.02.1987 was also executed.

4. Counsel for Petitioner cited inability to bring on record the details of the proceedings carried out by the Executing Court for more than twenty years before issuing the final orders on 01.03.2024. As per his information, the concerned case file of RCS is lying with the Vigilance Department, GNCTD for certain inquiry. He was also not able to clarify why he did not approach the FC Court in last 20 years to expedite disposal of his case. Hence, despite directions of this Court, he is unable to furnish the proceedings before Executing Court. Counsel for RCS to confirm and apprise the Court about the status of the case file on the next date of hearing.

5. Subsequently, an Arbitral award dated 24.02.2003 was passed by the Sole Arbitrator in favour of DCHFC and against the Respondent Society. However, Respondent Society failed to comply with the orders of Arbitrator and to pay amount of Rs.37,84,582/- along with interest @ 15% to DCHFC. Against the

non-payment of loan a recovery certificate was issued by the Registrar of Cooperative Society on 19.05.2003 and execution proceedings were started against the Respondent society and were pending more than 20 years before RCS and now are dismissed.

6. Proxy counsel for R-1 society appeared and submitted that reply is already placed on record but could not lead the arguments. Cost of Rs.2,000/- is imposed on R-1, Society for not pursuing the matter diligently and to be equally paid to Petitioner and Respondent RCS at Rs.1,000/- each.

7. Respondent RCS is directed to file its reply before the next date of hearing.

8. Adj. to17.10.2025 for further arguments.

Financial Commissioner
Delhi

Case No. 345 of 2025

15.09.2025

Present : Shri Dheeraj Jagwani, Counsel for Appellant.
: Shri P.N. Mishra, Counsel along with Shri Ashok Kumar, FSO for Respondent, F&S.

1. The Appellant filed appeal under Clause 6 (7) of Delhi Specified Articles (Regulations and Distributions) Control Order 1981 against the order dated 18.01.2011 of Assistant Commissioner, Food & Supplies whereby license of M/s. Jai Ambey Store was cancelled.

2. Respondent filed order dated 01.11.2011 of Hon'ble High Court of Delhi wherein the Appellant's appeal in the Hon'ble High Court was dismissed on the ground that he failed to prove that the goods that were collected by him on 09.12.2010 from Food Corporation of India were not diverted at the Appellant's godown. He contended that the present appeal is not maintainable as being against the principle of 'res-judicata'.

3. Appellant contended that as per inspection book placed on record sale of sugar and wheat was allowed by the F&S Department on 22.11.2010 and 24.12.2010, even after the raid on his premises on 09.12.2010 and gunny bags of his shop (FPS No. 7784) being found at premises of another shop. This proved that he had done nothing wrong and the Department agreed with it.

4. Both parties, are directed to file written arguments/ submissions, with citations if any, in support of their contentions within a period of 10 days with advance copy to be supplied to other parties. Petitioner is also directed to file chronology of events on the next date of hearing.

5. Adj. to 07.10.2025 for final arguments.

Financial Commissioner
Delhi

Case No. 128 of 2025

15.09.2025

Present : None for Petitioner.
: Shri Inderjeet, AR for Respondent, Society.
: Ms. Vasu Singh, Counsel for RCS.

1. AR for Respondent, Society appeared for the first time and sought a copy of the petition for filing the reply.

2. None appeared for the Petitioner. One final opportunity is given to the Petitioner to appear and lead the case adequately on the next date of hearing. Issue notice for the same with the direction to provide a copy of the petition to the respondents for filing their replies.

3. It is seen that that the petitioner has assailed the order dt. 23.04.25 passed by the Asstt. Collector, RCS, being a necessary party, RCS is impleaded as a party to the present matter. Issue dasti notice to RCS with a copy of the petition. Counsel for RCS is directed to file the reply with an advance copy to the petitioner before the next date of hearing.

4. Adj. to 10.10.2025.

Financial Commissioner
Delhi

Case No. 130 of 2025

15.09.2025

Present : Shri S. P. Das, Counsel for Petitioner.
: Shri Manish Jethi, AR for R-1, Society.
: Ms. Vasu Singh, Counsel alongwith Shri Shahid, Sr. Asstt. for R-2, RCS.

1. Partly heard the arguments.

2. Counsel for petitioner is directed to come prepared for arguments as to why the petitioner did not challenge the arbitral award in DCT.

3. AR for R-1 filed reply which is taken on record and furnished copies to the petitioner and R-2, RCS.

4. Counsel for R-2, RCS challenged the maintainability of the present petition before this Court as the same is barred by limitation. R-2, RCS is further directed to file reply with an advance copy to the petitioner and R-1 before the next date of hearing.

5. Adj. to 10.10.2025 for arguments.

Financial Commissioner
Delhi

Case No. 220 of 2024

15.09.2025

Present : Shri Parampreet Singh, Son in law of Petitioner.
: None for Respondent, C.O.

1. Representative of the petitioner requested for adjournment as the Counsel is out of station. Allowed.

2. None appeared for the impleadment applicants, Shri Sanjay Mann and Shri Tej Singh. Accordingly, the applications under Order 1 Rule 10 r/w Section 151 CPC on behalf of Applicants i.e. Shri Sanjay Mann and Shri Tej Singh are dismissed for non-pursuance.

3. None appeared for the Respondent, C.O. Also, on the last two hearings i.e. 01.05.2025 & 16.05.2025, C.O. was absent. Final opportunity is given to the Respondent through the concerned DM to appear and lead the case failing which, the matter may proceed ex-parte. The C.O. will also clarify why a cost of Rs. 2000/- should not be personally levied against him.

4. Both the parties are directed to come prepared for the arguments on the next date of hearing.

5. Adj. to 08.10.2025 for arguments.

Financial Commissioner
Delhi