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

+ **W.P.(C) 6424/2025 & CM APPL. 29291/2025**

WHITE ROSE CGHS LTD

.....Petitioner

Through: Mr. Anjuman Tripathy Mr. Chandra
Vardhan Singh, Advocates.

versus

SH. GHANSHYAM

.....Respondent

Through: None.

CORAM:

JUSTICE PRATHIBA M. SINGH

JUSTICE RAJNEESH KUMAR GUPTA

ORDER

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14.05.2025

1. This hearing has been done through hybrid mode.

CM APPL. 29292/2025, CM APPL. 29293/2025(for exemption)

2. Allowed, subject to all just exceptions. Applications are disposed of.

W.P.(C) 6424/2025 & CM APPL. 29291/2025

3. The present petition has been filed by the Petitioner Society challenging the order dated 6th March, 2025 (*hereinafter, 'the impugned order'*), passed by the Delhi Cooperative Tribunal (*hereinafter, 'DCT'*), in Appeal No. 38 of 2023, refusing to grant a stay in respect of the award dated 28th December, 2022.

4. The grievance of the Petitioner Society is two fold:

(i) The Respondent/nominee, Sh. Ghanshyam does not have sufficient proper documentation to claim membership of the Petitioner Society;

(ii) That Respondent/nominee Sh. Ghanshyam has also converted a 2 BHK apartment into a 6 BHK apartment and in respect of this issue, another



suit is pending adjudication.

5. Considering the nature of the matter, it is directed that the *status quo* shall be maintained in respect of the flat in question being Flat No. B-102, White Rose CGHS Ltd. No third party interest shall be created in respect of the said flat.

6. Let the appeal of the Petitioner being Appeal No. 38 of 2023, listed on 24th July, 2025 before the DCT, be heard expeditiously.

7. Issue notice.

8. List on 28th August, 2025.

PRATHIBA M. SINGH, J

RAJNEESH KUMAR GUPTA, J

MAY 14, 2025/da/ss