



\$~42 to 74

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

42

+ W.P.(C) 4619/2025
ARUN KUMAR SAXENA

.....Petitioner

versus

UNION OF INDIA & ORS.

.....Respondents

43

+ W.P.(C) 5699/2025
MRITYUNJAY KUMAR

.....Petitioner

versus

UNION OF INDIA & ORS.

.....Respondents

44

+ W.P.(C) 4621/2025
SANJOY KUMAR PAUL

.....Petitioner

versus

UNION OF INDIA & ORS.

.....Respondents

45

+ W.P.(C) 4622/2025
BISWAJIT BANERJEE

.....Petitioner

versus

UNION OF INDIA & ORS.

.....Respondents

46

+ W.P.(C) 4623/2025
DEO KUMAR GHATAK

.....Petitioner

versus

UNION OF INDIA & ORS.

.....Respondents



47

+ W.P.(C) 4663/2025
NARENDRAKANT G GITE

.....Petitioner

versus

UNION OF INDIA & ORS.

.....Respondents

48

+ W.P.(C) 6272/2025
HIMANI BANSAL

.....Petitioner

versus

UNION OF INDIA & ORS.

.....Respondents

49

+ W.P.(C) 6274/2025
SHRI KRISHAN GUPTA

.....Petitioner

versus

UNION OF INDIA & ORS.

.....Respondents

50

+ W.P.(C) 6352/2025
RAJ GUPTA

.....Petitioner

versus

UNION OF INDIA & ORS.

.....Respondents

51

+ W.P.(C) 6353/2025
SATYAM AGGARWAL

.....Petitioner

versus

UNION OF INDIA & ORS.

.....Respondents

52

+ W.P.(C) 6984/2025 & CM APPL. 31516/2025
MALATHI HARIHARAN

.....Petitioner

versus



THE UNION OF INDIA, THROUGH MINISTRY OF
COOPERATION & ORS.Respondents

53
+ W.P.(C) 6987/2025 & CM APPL. 31527/2025
CHITYALA JAYARAMPetitioner
versus
UNION OF INDIA, THROUGH MINISTRY OF
COOPERATION & ORS.Respondents

54
+ W.P.(C) 6991/2025 & CM APPL. 31539/2025
M. RAZI ANWARPetitioner
versus
THE UNION OF INDIA & ORS.Respondents

55
+ W.P.(C) 6992/2025 & CM APPL. 31541/2025, CM APPL.
43335/2025, CM APPL. 43496/2025, CM APPL. 48937/2025
VIJAY DAVEPetitioner
versus
UNION OF INDIA & ORS.Respondents

56
+ W.P.(C) 8969/2025
SAURABH AGGARWALPetitioner
versus
UNION OF INDIA & ORS.Respondents

57
+ W.P.(C) 8972/2025
ALOK KUMAR AGGARWALPetitioner



versus
UNION OF INDIA & ORS.

.....Respondents

58

+ W.P.(C) 9384/2025
PREM KUMAR ARORA

.....Petitioner

versus
UNION OF INDIA & ORS.

.....Respondents

59

+ W.P.(C) 9397/2025
CHAND SAROOP

.....Petitioner

versus
UNION OF INDIA & ORS.

.....Respondents

60

+ W.P.(C) 9398/2025
SHUBHANKAR BHATTACHARYA

.....Petitioner

versus
UNION OF INDIA & ORS.

.....Respondents

61

+ W.P.(C) 9421/2025
AJAY KUMAR

.....Petitioner

versus
UNION OF INDIA & ORS.

.....Respondents

62

+ W.P.(C) 9552/2025
NIRMAL DEVI

.....Petitioner

versus



63	UNION OF INDIA & ORS.	Respondents
+	W.P.(C) 9594/2025	
	NAVNIT GHAI	Petitioner
	versus	
	UNION OF INDIA & ORS.	Respondents
64		
+	W.P.(C) 11166/2025	
	ISPAT CO-OP GROUP HOUSING	
	SOCIETY LTD	Petitioner
	versus	
	UNION OF INDIA & ORS.	Respondents
65		
+	W.P.(C) 9633/2025	
	MEENA RANI NAYAK	Petitioner
	Versus	
	UNION OF INDIA & ORS.	Respondents
66		
+	W.P.(C) 9691/2025	
	DHARAM PAL SHARMA	Petitioner
	Versus	
	UNION OF INDIA & ORS.	Respondent
67		
+	W.P.(C) 9731/2025	
	PURAN CHAND	Petitioner
	Versus	



UNION OF INDIA & ORS.

.....Respondents

68

+ W.P.(C) 9834/2025
MAHENDRA KUMAR KATHPAL

.....Petitioner

Versus

UNION OF INDIA & ORS.

.....Respondents

69

+ W.P.(C) 10055/2025
MITTER SAIN

.....Petitioner

Versus

UNION OF INDIA & ORS.

.....Respondents

70

+ W.P.(C) 12132/2025
MANJIT SINGH

.....Petitioner

versus

UNION OF INDIA & ORS.

.....Respondents

71

+ W.P.(C) 12208/2025
RAJENDRA SINGH

.....Petitioner

versus

UNION OF INDIA & ORS.

.....Respondents

72

+ W.P.(C) 12450/2025
GAURI SHANKAR DUBEY

.....Petitioner

Versus



73 UNION OF INDIA & ORS.Respondents
+ W.P.(C) 14264/2025
PURNIMA SINGHPetitioner

versus
UNION OF INDIA & ORS.Respondents

74
+ W.P.(C) 14294/2025
S MUTHUSAMIPetitioner

versus
UNION OF INDIA & ORS.Respondents

Appearance:

Mr. Raunak Jain, Adv. for petitioner in item nos.42, 44-47, 72 and 74.
Mr. Anshuman, SPC, Mr. Vidur Dwivedi, Mr. Piyush Ahluwalia,
Advs. for R-1 in item 42.
Ms. Anwesha Saha, Mr. Sabyasachi Roy Chowdhry, Mr. Salim
Ansari, Ms. Shweta Bannerjee, Mr. Chandra Mouli Roy Chowdhry,
Advocates for R-3 & R-4 in item nos.42-72.
Mr. Siddhartha Shankar Ray, CGSC along with Ms. Khushi Ramuka,
Advs. for R-1 & R-2 in item nos.43 and 57.
Mr. Mukul Singh (CGSC), Mr. Aryan Dhaka, Adv. for UOI in item
44.
Mr. Shivam Sachdeva (SPC), Mr. Yash Agrawal, Mr. Sparsh Ruhela,
Advs. for UOI in item 45.
Mr. Himanshu Pathak (SPC), Mr. Amit Singh, Adv. for UOI in item
46.
Mr. Abhishek Gupta, CGSC, Mr. Kumar Kartibaya, Adv. for UOI in
item 50.
Mr. Sohhom, Mr. Faiz Khan, Advs. for petitioner in item nos.52-55.
Mr. Hardik Giri, Mr. Hitesh Kumar, Mr. Vedant Pradhan, Mr. Pranav
Singh Gautam, Ms. Sarika Chalise, Advs. for petitioner in item
nos.56-63, 65-69 & 73.
Ms. Sahaj Garg (SPC), Mr. Rudra Paliwal (GP) for UOI in item 58.
Mr. Rakesh Kumar (SPC) with Mr. Sunil, Adv. for UOI in item nos.



56, 59 & 62.

Mr. Premtosh K. Mishra (CGSC), Mr. Prarabdh Tiwari, Advs. & Mr. Sarvesh P Shrivastava (GP), for UOI in item 59.

Mr. Piyush Gupta (CGSC), Mr. Atishay Jain, Ms. Komal, Ms. Divya Singh, Ms. Himanshi Soni, Ms. Yamini Bansal, Advs for R-1 & R-2 in item 63.

Mr. Kriti Majumdar, Adv. for petitioner in item nos.64, 70 & 72.

Mr. Viplav Acharya, Ms. Laavanya Kaushik, Ms. Khyaati Bansal, Advs. for UOI in item 64.

Ms. Shagun Shahi Chugh (SPC), Ms. Kavya Roy Choudhury, Advs. for UOI in item 65.

Mr. Rajesh Kumar (SPC), Ms. Pragya Yadav, Mr. Yash Narain, Advs. for UOI in item 66.

Ms. Seema Gulati, Adv. for UOI in item 67.

Mr. Kushagra Kumar (SPC) for UOI in item 68.

Mr. Manish Kumar, Sr. P.C. for R-1 to R-3 in item 69.

Mr. Vikrant N. Goyal (SPC), Mr. Rahul Kumar Sharma (Govt. Pleader), Mr. Kunal Dixit, Advs. for R-1 & R-2 in item 70.

Mr. Gaurav Sharma (SPC), Ms. Manpreet Kour, Adv. for R-1/UOI in item 72.

Mr. Nirvikar Verma (SPC) for R-1 to R-3/UOI in item 73.

CORAM:

HON'BLE MR. JUSTICE NITIN WASUDEO SAMBRE

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

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24.09.2025

1. We have perused the earlier orders passed in this batch of petitions, which pertains to the plight of the depositors/shareholders of a *Multi-State Co-Operative Society (MSCS)*, which is managed under the provisions of the *Multi-State Co-operative Societies Act 2002 ('Act of 2002')*.

2. We have perused the order dated 09th April 2025 passed by this Court, wherein notice was ordered and specific directions were given to the respondent to file their response. Further, this Court, *vide* order dated 22nd



July 2025, directed the *Central Registrar of Co-operative Societies* to file affidavit. Order dated 01st August 2025, directed a special audit was to be carried out, and order dated 11th August 2025 directed the steps to be taken by the *Central Registrar of Co-operative Societies*.

3. Today our attention has been invited by the counsel appearing for the *Central Registrar of Co-operative Societies* to an inquiry report which has been drafted by the *Institute of Public Auditors of India (IPAI)*.

4. It appears that the said report has drawn certain conclusions and, amongst others, it appears that the net worth of the Society *prima facie* stands eroded and, as such, the Society is not in a position to meet with its admitted liability. To say the least, the senior citizens, who are its members and have made deposits, are not being paid by the Society in case such deposits are sought to be encashed.

5. In response to the Court's query, it is demonstrated from the record that the last audit of the Society was conducted in the year 2022-2023.

6. Thereafter, the report of inquiry depicts that the financial position of the Society got adversely affected, and perhaps it has crept into a '*loss-making society*'.

7. The last election of the Society was held on 19th June 2025, wherein the General Body had elected the Executive Committee, and the Executive Committee submitted a revival plan on 11th September 2025, which has also been perused by this Court.

8. In this factual background, if we peruse the very scheme of the *Act of 2002*, it was the duty of the *Central Registrar of Co-operative Societies* to ensure that the audit of the Society was conducted on a regular basis. Support can be drawn from *Chapter VIII* of the *Act of 2002*, which deals



with “*Audit, Inquiry, Inspection and Surcharge*”.

9. Though the affidavit of the *Central Registrar of Co-operative Societies* speaks of an inquiry to be conducted, we appreciate the approach on the part of the *Central Registrar of Co-operative Societies* in conducting an inquiry through the IPAI, but we see hardly any further positive developments in the matter.

10. *Prima facie*, it appears that the timely steps which the *Central Registrar of Co-operative Societies* should have taken in discharge of his statutory duty under the *Act of 2002* are not being adhered to.

11. To say the least, in spite of this Court’s directions passed *vide* order dated 09th April 2025, directing notice, the *Central Registrar of Co-operative Societies* sat idle over the matter and did not initiate or look into the issues, thereby causing an audit/forensic audit to be delayed.

12. Even today it is not clear as to whether the forensic audit in the matter has been conducted or not.

13. We are not getting appropriate assistance, though every endeavour is being made by counsel appearing for the *Central Registrar of Co-operative Societies* and *Union of India*.

14. It appears that the Concerned Officers are not extending appropriate cooperation with their lawyer.

15. This could have prompted us to summon the *Central Registrar of Co-operative Societies* or concerned *Senior Officer* to be physically present before this Court, and such conduct of the *Central Registrar of Co-operative Societies* can be viewed as causing interference in the process of administration of justice, by not extending appropriate cooperation to its counsel and by not issuing proper instructions in the light of the provisions



of the *Act of 2002*.

16. However, it is only upon the assurance given by the counsel appearing for the *Central Registrar of Co-operative Societies* that we are posting this matter tomorrow.

17. We make it clear that in case we fail to get appropriate assistance on the next date of hearing, this Court will be constrained to pass appropriate orders against the *Central Registrar of Co-operative Societies*.

18. Let a copy of this order be immediately made available to counsel for the *Central Registrar of Co-operative Societies*.

19. Copy of this order be sent to the *Central Registrar of Co-operative Societies* for information and necessary compliance.

20. Copy of this order be given *dasti* under the signature of the Court Master.

21. List on 25th September 2025 at 02:30 P.M.

22. Order be uploaded on the website of this Court.

NITIN WASUDEO SAMBRE, J

ANISH DAYAL, J

SEPTEMBER 24, 2025/ak/tk