

R-11017/07(30)/2025-OMB/CRCS
Office of Cooperative Ombudsman
Ministry of Cooperation
Government of India

9th Floor, Tower-E, World Trade Centre,
Nauroji Nagar, Delhi-110029
Dated: 03rd October 2025

Hearing in the matter of Shri Rakesh Gupta Vs. Central Government Employees Consumer Cooperative Society Ltd. (Kendriya Bhandar), New Delhi before the Cooperative Ombudsman

Shri Rakesh Gupta

Appellant

Central Government Employees Consumer
Cooperative Society Ltd. (Kendriya Bhandar), New
Delhi

Respondent

ORDER

1. Shri Rakesh Gupta – hereinafter referred to as appellant, in his appeal dated 31st May 2025, against Central Government Employees Consumer Cooperative Society Ltd. (Kendriya Bhandar) has stated that he vide his notice dated 3rd May 2025 under section 106 (2) of the MSCS Act, 2002, has sought from Cooperative Information Officer of the respondent society certified copies of the Balance Sheets for the year 2021-22 and 2022-23 along with its annexures and bifurcation of the miscellaneous expenses shown in the Balance Sheet for the year 2021-22 and 2022-23.
2. Shri Rakesh Gupta in his appeal has informed that the respondent society, vide reply dated 30th May 2025, has refused to provide above information citing following reasons:
 - (i) As per section 106 of the MSCS Act, 2002, any information to be provided shall be confined to the information falling under the disclosure norms specified by the society in its bye laws. The Bye-laws of the society, however, does not specify for providing information sought by him and is silent in this regard.

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- (ii) Appellant is a regular employee of Government of NCT of Delhi and has been creating nuisance deliberately and interfering in day to day affairs of society, with mala fide intentions and ulterior motives.
 - (iii) General Body is the ultimate authority as per section 38 (2) of MSCS Act, 2002 and the General Body in its meeting held on 29th September 2024 has unanimously and categorically resolved and directed management that there is no need to reply to his emails/correspondences and there is no need to succumb to his pressure tactics.
3. Following the refusal by the respondent society to provide information/documents, the appellant has filed appeal before the Cooperative Ombudsman.
4. Notice dated 19th June 2025 was issued by the office of the Cooperative Ombudsman to Central Government Employees Consumer Cooperative Society Ltd. (Kendriya Bhandar) seeking its response to the appeal.
5. In response to the notice, the respondent society, vide reply dated 16th July 2025, has justified its action for not supplying information to the appellant and has reiterated the issues as stated in para 2 above for denying the information.
6. On perusal of facts and available records, following aspects emerge:
- (i) Appellant, in his capacity a member of Kendriya Bhandar, has filed an appeal under section 106 (4) of MSCS Act, 2002. The respondent Society has denied providing information to the appellant citing various reasons as mentioned in foregoing paragraphs.
 - (ii) Providing of information is governed by section 106 (1) of the MSCS Act, 2002, which states that every multi state cooperative society shall provide the information relating to affairs and management of the society to the members and such information shall be confined to the information falling under the disclosure norms specified by the society in its bye-laws. In the instant case, no provision of bye-laws prohibits the respondent society from providing the information sought by the appellant.



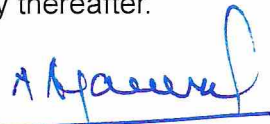
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- (iii) The contention that General Body is the ultimate authority, which has directed not to reply to the appellant, is not tenable. General Body has to function within the provisions of the MSCS Act, the rules thereunder and the bye-laws and has no authority to take decisions beyond its mandate.

7. After due consideration of the representations made, documents submitted and the relevant provisions of law, the matter is hereby disposed off as follows:

- (i) Central Government Employees Consumer Cooperative Society Ltd. (Kendriya Bhandar), New Delhi should have provided the information to the applicant within 30 days from the date of receipt of application.
- (ii) The society has denied information to the appellant on grounds as detailed above.
- (iii) The respondent society is hereby directed to furnish to the applicant information sought by him under section 106 of the MSCS Act, 2002 within 30 days from date of issue of this order.
- (iv) Compliance report to be submitted immediately thereafter.




(Alok Agarwal)

Cooperative Ombudsman

Appellant:

Shri Rakesh Gupta, Sector - 8/1246, R.K. Puram, New Delhi- 110 022

Respondent:

Chairman, Central Government Employees Consumer Cooperative Society Ltd. (Kendriya Bhandar), E-Wing, First Floor, Pushpa Bhawan, Madangir Road, New Delhi – 110 062

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