

F.No. L-11015/13/2016-L&M
Government of India
Ministry of Agriculture & Farmers Welfare
Department of Agriculture, Cooperation & Farmers Welfare
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OFFICE OF THE CENTRAL REGISTRAR OF CO-OPERATIVE SOCIETIES

Krishi Bhawan, New Delhi,
Dated: 3rd November, 2016

Notice

Chief Promoter of Sri Sarvesha Agriculture, Marketing Multi State Cooperative Society Ltd., Kuliam Village & post, paramanandal (Via) Chengam T.k, Tiruvannamalai District, Tamil Nadu-606710, India has submitted a proposal for registration under the provisions of MSCS Act, 2002.

On scrutiny, following deficiencies have been found in the proposal:-

1. In point 5 of Form-1, the certificates in respect of provision of clause (b, c & d) of sub section (1) of Section 7 have been submitted denoting clause (f, g & h) which amounts to discrepancy.
2. In Bye-law no. 2(j), definition of persons is not consistent with Section 25 of the MSCS Act, 2002.
3. Bye law no. 2(v) relating to Cooperative year which mentions L't of April should be replaced by 1st of April.
4. As the objectives mentioned in point 1(D) of Form-1 and Bye-law no. 3(b) relates to credit, the following documents have been made mandatory for the proposed credit society to submit along with their proposal of registration, which are not enclosed by the Society:-
 - A. No objection Certificate from the Registrar of Cooperative Societies of the States/U.T. where the area of operation of the society extends.
 - B. A certificate to the effect that the credential of the Chief Promoter/Promoters members have been verified by the Registrar of Cooperative Societies of the States where the head office is proposed to be located.

However, the Registrar of Cooperative Societies, Chennai has refused to grant NOC to the said Society for the State of Tamil Nadu vide their letter dated 24th August, 2016.

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5. Bye-law no. 22(iii), 43& 44 relates to credit.
 6. Notice for the Annual general meeting is not mentioned in bye-law No. 26(a).
 7. Mode of sending notice has not been mentioned in bye-law no. 26.
 8. Bye law no. 34(v) relating to quorum of the meeting which mentions L/3,d is vague.
 9. Bye law no. 45(iii) relating to the amount of net profit transferred to the reserve fund which mentions L00/o is vague.

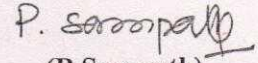
10. The membership lists for the States of Tamil Nadu and Puducherry have not been found enclosed along with the proposal, as required under Form No. 1.
11. The proposed society is agriculture and marketing and whereas the objectives and functions proposed in Form No. 1 and in bye-law No. 3 are mainly related to credit activities.
12. In Form No. 1, reasons given by the society for its registration under the MSCS Act, 2002 do not seem to be on merit and it can be registered and function under the State Act to achieve the objectives of the society.
13. Project report is not satisfactory. There is no projected financial statement without which viability of the society cannot be ascertained. The project report is not supported with facts and figures which prove the viability of the society. Further, in the project report, the profit appropriation as required u/s 63 of the Act has not been provided.
14. By the objectives and functions, it appears that the society is interested in credit related activities and whereas, provision has been made in bye-law No. 5 that multi-State cooperative societies, cooperative societies, Central/State Government, NCDC and other institutions have been proposed as members.
15. In bye-law No. 6, the proviso as required u/s 25(4) of the MSCS Act, 2002 has not been provided.
16. Bye-law No. 8 is not consistent with the provision of section 29(d) of the Act.
17. Bye-law No. 14 is not consistent with the provision of section 37(1) of the Act.
18. This is a new society submitting proposal for registration and whereas, the provision made in bye-law No. 17 is not applicable.
19. Bye-law No. 26 is not as per the provision of Rule 15 of the MSCS Rule, 2002.
20. In bye-law No. 26, the provision as required under Election Rule 1(f) of Election Schedule annexed with the MSCS Rule, 2002 has not been provided.
21. Bye-law No. 30, 31(i) relating to amendment to bye-laws is not framed properly.
22. Bye-law No. 34(ii) is in contravention to the provision of the Act. Meetings of the Board shall be held within the area of operation of the society and not as proposed by any other place as decided by the board.
23. Bye-law No. 35(i) is not consistent with the provision of section 45(5) of the Act.
24. Bye-law No. 38 relating to chairperson and vice-chairpersons are not framed properly.
25. Bye-law No. 41 is not in consonance with provision of section 51 of the Act.
26. Bye-law No. 42 is not consistent with the provision of section 52 of the Act.

27. Bye-law No. 45(v)(i) is not framed properly and the maximum payment of dividend has not been specified as required under rule 24(2) of the MSCS Rule, 2002.

28. In bye-law No. 54, only the heading has been given and the bye-law has not been defined.

In view of the above deficiencies, you are hereby called upon to show cause as to why the registration of the proposed society in the name of **Sri Sarvesha Agriculture, Marketing Multi State Cooperative Society Ltd., Kuilam Village & post, paramanandal (Via) Chengam T.k, Tiruvannamalai District, Tamil Nadu-606710, India** under the Multi-State Cooperative Society Act. 2002 and the rules made there under shall not be refused. The Chief Promoter of the society or in his absence any promoter member authorised by him is called upon to appear before the Central Registrar of Cooperative Societies on **28/11/2016 at 9:00 A.M. in Room No. 224, Krishi Bhawan, New Delhi.**

If none appears for hearing, it would be presumed that you have nothing to say in the matter and accordingly appropriate order shall be passed, ex-parte.


(P.Sampath)

Director (Co-operation)

To

Chief Promoter (Mr. Gnanasekaran, s/o panchatcaram),
Sri Sarvesha Agriculture & Marketing Multi State Cooperative Society Ltd.,
79/9, Kuilam Village, & post, paramandal via,
Chengam- Tk, Tiruvannamalai Dist.606710.