

AIR FORCE AND NAVAL OFFICERS CGHS LTD
PLOT NO.11, SECTOR-7, DWARKA, NEW DELHI-110075
(REGN NO.477/80)

MODEL BYE – LAWS OF THE SOCIETY
ADOPTED AT AN AGM OF THE SOCIETY
HELD ON 27th OCTOBER 2013

THE BYE-LAWS
OF
CO-OPERATIVE GROUP HOUSING SOCIETY LTD.

I. PRELIMINARY

1. The Name of the Society is "The AIR FORCE & NAVAL OFFICER Co-operative Group Housing Society Ltd." and its registered address is PLOT NO. 11 SECTOR - 7 DWARKA, NEW DELHI - 110075. Any change in the address shall be notified to the Registrar within 30 days of such change and seek confirmation to effect that changed address has been taken on record.
2. In these Byelaws unless there is anything repugnant to the subject or context, the expression "the Act" means the Delhi Co-op. Societies Act 2003. "The Rules" means the Delhi Co-op. Societies Rules, 2007 and its words and expression defined in the Act and used in these Byelaws shall have the same meaning as assigned to them in the said Act and the Rules.

II. OBJECTS

3. Its objects shall be :-
 - (i) To acquire either through outright purchase or on lease, land for development and construction of residential houses/flats for giving to its members, either on lease or rent but the ownership of land and of residential houses/flats shall remain with the Society;
 - (ii) To lease out residential houses to its members on such terms and conditions as may be fixed by the Government and the Society;
 - (iii) To undertake repair of houses of its members when necessary;
 - (iv) To borrow loans for running the business for the Society and to arrange for its repayment.
 - (v) To advance loan to its members for payment of premium for repair of the house/flat lease out to the them and other allied needs;
 - (vi) To arrange and to provide to its members all necessary common amenities and facilities as may be found practicable by the Delhi Development Authority, the Municipal Corporation of Delhi or such other Authority;
 - (vii) To arrange for the maintenance of the estate of Society including roads, lanes and parks etc.;
 - (viii) To do all such things as are incidental or conducive to the attainment of any or all of the above objects.

III. MEMBERSHIP

4. The members shall consist of :-
 - (1) persons who join in the application for registration;
 - (2) persons admitted in accordance with these Bye-laws; and
 - (3) nominal or associate members subject to conditions as laid down in Rule 19.
5. Any person shall be eligible to be a member of the Society provided :-
 - (a) He at the time of enrollment as a member has been resident in the National Capital Territory of Delhi

for the last three or more years. Further provided that this condition will not apply to a Government servant who is in the Cadre of All India Services/Employees of Public Sector Undertaking having A. India character.

- (b) His written application for membership has been approved by a majority of the Managing Committee; Provided that a person holding Regd. Power of Attorney or Registered Agreement for Sale or Regd. Sale Deed shall also be eligible to become member of the society by paying transfer fee of Rs. 500/- and share money of Rs. 1000/- and Admission fee Rs. 50/- as per provision of Section 91 of the Act.
 - (c) His age is more than 18 years, except in the case of minor heir of a deceased member;
 - (d) He is not a member of any other house building/Group Housing Society;
 - (e) He or his wife (she or her husband, in case of a woman or any of his/her dependents does not own a dwelling house or plot for building a house in Delhi/New Delhi/Delhi Cantonment;
 - (f) Directly or indirectly he does not deal in purchase or sale of houses/flats or land for construction of house/flats either himself or through any of his dependents;
 - (g) He has carried out the provisions of these Bye-laws.
 - (i) The society may admit joint members provided they make a declaration in writing that the person whose name stand first in the share certificate shall have the right to vote. All liabilities will be borne jointly and severally by them as provided in the Act, Rules and Byelaws. Joint members shall be in 1st. Degree Blood Relation.
 - (ii) In accordance with the procedure laid down in the Byelaws and the Rules for admission of any member, the Society may admit minors and persons of unsound mind inheriting share or interest of deceased members as its members through their legal heir or representatives or guardians respectively. The members so admitted will enjoy such rights and liabilities as are laid down in these byelaws and which are consistent with the Act and Rules.
 - (iii) Every person seeking membership of the Society shall submit an affidavit to the effect that he or his wife (she or her husband) or any of his/her dependents does not own a dwelling house or plot in Delhi/New Delhi/Delhi Cantonment and that he/she is not a member of any other Co-operative house building/Group Housing Society. He shall also be required to submit a declaration to the effect that he shall abide by the regulations of the Society set out in Annexure 'A'.
 - (iv) Every member on admission shall pay Rs. 50/- as admission fee which shall not be refunded in any case.
 - (v) When a person's application has been accepted by the Committee and he has paid his admission fee and share money, he shall be deemed to have acquired all the rights and incurred all the obligations and liabilities of a member of the Society as laid down in the Act, the Rules made there-under and the Byelaws.
 - (vi) (I) Application for admission as member and for allotment of shares shall be made to the Secretary in the Form, prescribed by the Society for the purpose. Every such application shall be disposed off by the Managing Committee who shall have power to grant admission or to refuse in after recording reasons for such refusal.
(II) Any person whose application has been refused by the Managing Committee may prefer an appeal to the Registrar, Co-operative Societies within thirty days from the date of communication of the decision of refusal by registered A.D. letter.
6. (a) The provision of Bye-law 5 (b) shall not apply to the original members of the Society.
(b) The Society shall not admit members within 30 days prior to the date of the meeting of the general body.
7. A member of the Society may be expelled by the Managing Committee on any one or more of the following grounds namely :-

- (a) if he has been a persistent defaulter in respect of any dues of the Co-operative housing society : or
- (b) if he has willfully deceived the Co-operative housing society by making any false statement or submitting any false document to obtain the membership of such Co-operative society; or
- (c) if he has brought disrepute to the Co-operative society or has done any other act detrimental to the interest and proper working of the Co-operative society;

Provided that no such resolution shall be passed unless the member concerned has been given an opportunity of being heard after service of three registered notices confronting the member with the grounds for his proposed expulsion;

Provided further that no member shall be expelled unless a resolution to that effect is passed by not less than three fourths of the members of the committee present and entitled to vote at the meeting and no resolution for expulsion shall be valid unless approved by the Registrar.

- 2. After the resolution for expulsion is passed as above by the committee, the resolution shall be referred to the Registrar for approval within a period of thirty days.
- 3. On the receipt of the resolution for expulsion, the Registrar shall take cognizance of such resolution within thirty days and pass a final order either approving the expulsion or rejecting the proposal for expulsion within a period of one hundred and eighty days and if the matter is not decided by the Registrar within the aforesaid period, the expulsion of such a member shall be deemed to have been approved.

Provided that the Registrar, before approving the resolution, shall hear the parties concerned in the manner prescribed and shall have power to summon and enforce attendance of witnesses including the parties interested or any of them and compel them to give evidence on oath, affirmation or affidavit and compel production of documents by the same means and as far as possible in the same manner provided in the case of a civil court under the Code of Civil Procedure, 1908 (5 of 1908) and the order under this section so passed by the Registrar, shall be final with a right for appeal before the Tribunal.

- (4) Any party aggrieved by the order of the Registrar or deemed approval of expulsion, as the case may be, within sixty days from the date of such order, appeal to the Tribunal.

8. A person ceases to be a member:-

- (i) on his death; or
- (ii) for lack of confirmation of membership as per Byelaw 5 (b); or
- (iii) when his resignation is accepted by the Managing Committee; or
- (iv) on expulsion under Byelaw 7; or
- (v) ceasing to hold the minimum number of shares prescribed in these byelaws;
- (vi) on withdrawal after 3 months notice in writing to the society, provided that the member withdrawing does not owe anything to the Society and is not a surety for an unpaid debt; or;
- (vii) on undertaking the business of purchase and sale of houses or land for construction of houses either directly or indirectly or on purchasing a house or a plot or land for construction of house either in his own name or in the name of any of his dependents through any other source and the member shall within one month of his undertaking the said business or purchase of a house or a plot of land shall inform the Society about this.

Provided that if a person becomes the owner of a house or plot by inheritance, he shall continue as member; or

- (viii) on sale of flat either on Regd. Power of Attorney or Registered agreement for sale or Registered Sale deed from the date of sale of flat.

9. (1) Subject to the provisions of this Act, in the case of a Co-operative housing society, no transfer of share

or interest of a member in the occupancy right, except the transfer to his heir or a nominee, shall be effective unless :-

- (a) the previous permission of the Co-operative housing society has been obtained ; by the transferor;
- (b) the dues of the Co-operative housing society are paid or transferred to the transferee with the consent of the Co-operative housing society;
- (c) the transferor vacates and gives possession of the premises to the transferee; and
- (d) the transferee applies and acquires membership of the Co-operative society;

Provided that the transfer of share or interest in respect of lease hold properties shall be governed by the terms of the lease.

- (2) The value of the share shall in no case be more than the sum received by the Society in payment thereof.
- (3) A member on withdrawal, whether voluntarily or through the action of the Society shall subject however, to the rules of the Society have no claim on the Reserve fund or any other funds or property of society of any kind.

IV. CAPITAL

10. The capital shall composed of :-

- (a) an undetermined number of shares of the value of Rs. 1000/- each;
- (b) loans and deposits from members and non-members;
- (c) donations and grants;
- (d) contributions towards the cost of houses, lands, maintenance of roads, drains and parks etc.;
- (e) other funds;
- (f) realised profits;

Provided that the acceptance of deposits and loans from non-members shall be subject to any restriction which the Registrar may impose from time to time.

11. (a) The society shall create and maintain Corpus of funds for building maintenance and replacement which shall be fixed annually by the General Body of the society as provided under Rule 94.
 - (b) The capital of the Society shall be used in carrying out its objects. Surplus funds of the Society not likely to be immediately required, shall be invested in accordance with section 56 of the Act.
 - (c) Every member shall purchase at least one share and no member shall hold shares of which the nominal value exceeds Rs. 20,000/- or 1/10th of the total share subscribed which ever is less. If any member by otherwise become possessed of more than the maximum holding permitted by this Rule, the Managing Committee shall have power to sell the excess number or buy them on behalf of the Society and to hold the proceeds as its disposal.
12. (a) Shares shall be paid up in a single payment.
 - (b) A share certificate shall be issued under the seal of the Society after the full amount of share money in respect of his shares has been paid. Share certificate shall be signed by the President, Secretary and one of the member of the Committee authorised for this purpose.
13. If a share certificate is lost or destroyed, a duplicate shall be issued on payment of Rs. 50/- on taking Indemnity Bond from the member.
 14. Shares shall not be withdrawn or repaid or transferred otherwise than as provided in byelaws.

15. A Member of a housing society who has sold his plot or flat on registered power of attorney or registered agreement for sale or by registered sale deed shall cease to be a member of that society from the date of the sale of flat.

Provided that the purchaser having registered power of attorney or registered agreement for sale or registered sale deed, as the case may be in respect of such flat, may apply for membership by paying transfer fee of five hundred rupees and share money and admission fee as per the provisions of the byelaws of the society and the committee shall grant membership to the applicant within thirty days after submission of his application. In case of refusal by the committee, the applicant may appeal to the Registrar within thirty days and the decision of the Registrar shall be final;

16. The society shall have the right to set off any money due on any account from the society to a member or past member or person claiming through him in payment of any sum which he owes to the society, or for which he stands surety.

V. LIABILITY

17. The liability of the member for meeting any deficit in the assets of the Society on liquidation shall be limited to five times of the face value of their subscribed shares.

VI. GENERAL BODY MEETING

18. The first General Body Meeting of the members shall have the same powers as are specified under Clause 18 (a)(I)(II) of the Bye-Laws.
- (a) The first General Body Meeting shall be called within a period of 180 days from the date of its registration by the promoter members for the election of Managing Committee. The interim committee selected by promoter members at the time of Registration shall hold office till regular committee is selected. In the first General Body Meeting, following business shall be transacted namely :-
- (i) Approval of allotment of shares, amount collected and amount spent in connection with the registration of the Society before registration;
- (ii) Election of the members of the Managing Committee.
- (b) The Annual General Body Meeting shall be called within a period of 180 days of the closing of Account. A special General Body Meeting may be called at any time by the Managing Committee and shall be called by the Secretary on receipt of a requisition from 1/5th of the total number of members or from the Registrar, Co-operative Societies or any person authorised by him.
- (c) In case of the Annual General Body Meeting, date, time and place of the meeting shall be announced at least 15 days clearly in advance and in case of Special General Body Meeting 7 days in advance by a written notice pasted on the notice board of the Society and circulated to the members. The election shall be held by Secret Ballot under Schedule II of Rule 53 of Delhi Co-operative Societies Rules, 2007.
- (d) The agenda notice for the Annual General Body Meeting and special General Body Meeting shall be despatched to all members 15 and 7 days in advance respectively before the date of the meeting, giving date, time and place of meeting under Postal Certificate or Regd. Courier Services or circulation to members.
- (e) The presence of the 1/3rd of the total number of the members subsisting as such on the date of notice of the Meeting shall be necessary for the disposal of any business at the General Body Meeting. "In case quorum is not present within half an hour of the appointed time, the meeting shall stand adjourned for 15 minutes and shall be held without quorum". Each member shall have one vote irrespective of the shares held by him. The Chairman/President shall have a casting vote in a addition in case of tie. No proxy shall be allowed and no member shall be allowed to vote who in default.

- (f) Every Coop. Housing Society during construction period shall convene two special General Body Meeting every year beside the normal Annual General Body Meeting to give progress report of development to members.
19. (i) Provided further if such meeting is not called by the society, Registrar or any person authorized by him may call such meeting in the manner prescribed and that meeting shall be deemed to be a General Body Meeting duly called by the society and the Registrar may order the expenditure incurred in calling such meeting shall be paid out of the funds of the Society or by such persons who, in the opinion of the Registrar, were responsible for the refusal or failure to convene the General Body Meeting.
- (ii) If within half an hour of the time appointed for the meeting a quorum is not present the meeting shall stand adjourned to the same day for 15 minutes and the adjourned meeting shall be held at the same place on the same day for which no quorum is necessary and if the meeting is called upon at the requisition of members (not the Registrar), It shall stand dissolved.
- (iii) No matter shall be discussed at any meeting which has not been included in the agenda of the meeting provided that the Chairman may in case of emergency permit the discussion of such matter, when the majority of members present, so desire.
- (iv) The President or the Vice-President or in their absence the other member elected for the purpose shall preside over the meeting.
20. The duties and powers of the General Body Meeting are :-
1. To elect, suspend or remove members of the Managing Committee, including a President and one or more Vice-Presidents;
 2. To receive from the Committee a report on the preceding years' working of the Society together with a statement showing the receipt and expenditure, assets and liabilities and profit and loss for the year;
 3. To consider the Audit Note, Inspection Note of the Registrar, or Financing Institution and any other communication from the Registrar;
 4. To dispose off profits in accordance with the Act, Rules made thereunder and these Byelaws;
 5. To fix the maximum credit limit for each member provided that such maximum limit shall not be more than that laid down in the Registrar instruction on the subject but this may be exceeded with the special sanction of the Registrar to be obtained in each case;
 6. To fix the maximum liability to be incurred during the following year, in loans or deposits from non members;
 7. To amend the Byelaws, subject to the sanction of the Registrar;
 8. To fix the terms and rates at which panel interest shall be charged by the Managing Committee on overdue installments of loans subject to the provisions of the rule;
 9. To fix rate of contribution to made by the member for maintenance of the estate of the Society;
 10. To decide the manner in which development and construction work will be carried out by the Society;
 11. To decide the terms and conditions on which the houses/flats will be leased to the members;
 12. To frame the rules of business subject to the approval of the General Body, and
 13. To consider any other business brought forward.
21. All business discussed or decided at the General Body Meeting shall be recorded in a proceedings books within four working days which shall be signed by the President and Secretary of the society.
22. Amendments to the Byelaws shall only be carried out by a majority of not less than two third of the

...members present in the General Body Meeting in which due notice of the intention to discuss such amendments has been given and shall be forwarded to the Registrar for registration within a period of 30 days from the date of meeting.

All other questions before the General Body Meeting shall be decided by the majority of votes.

- (a) If it appears to the Registrar that an amendment on a byelaws of a Coop. Society is necessary or desirable in the interest of such Co-operative Society he may call upon the Co-operative society to make the amendment.
- (b) The Registrar may by serving a notice inform/call upon a Society to make an amendment within a period not exceeding 60 days.
- (c) After the expiry of the period specified in the notice under Section 12 (6) of Delhi Cooperative Societies Act 2003 and if the Society fails to make an amendment, the Registrar after giving the Coop. Society an opportunity of being heard may register the amendment and issue to the Co-operative Society a copy of such amendment certified by him with a certificate signed by him, with effect from date of registration the amendment is binding on the Co-operative Society and its members subject to appeal, if any.
- (d) All amendments of the Byelaws relating to the same Co-operative Society when registered by the Registrar shall be assigned a consecutive number in chronological order and shall be noted in the index of the byelaws to the maintained by the Co-operative Society in the registration file.

VII. MANAGING COMMITTEE

23. (i) The Managing Committee shall consist of at least 5 members of the Society and not more than 15, over the age of 21 years including a President and Vice-Presidents. The term of Committee shall be three years from the date of Election. In the Managing Committee two seats shall be reserved for lady members of the society. The President or Vice-President or in their absence any other member elected for the purpose shall preside over the meeting. Each member of the Committee shall have one vote but the Chairman shall have casting vote in addition in case of tie.
- (ii) The Managing Committee member shall not be eligible to hold such office in the committee of other Coop. Society of the same type or holding office on the committee of three or more than three of the different kind of societies. The member shall also be not eligible to contest election if he is an officer of the society which has not got its statutory audit completed within the statutory period under section 60 of the Act. He is also disqualified to contest elections if he has been convicted for any offence prescribed under section 118 of the Act. He is also disqualified to contest and cast vote, if he is defaulter of the dues of the society.
- (iii) The Election of the Managing Committee shall be held by secret ballot under Schedule II of Rule 53 of Delhi Co-operative Societies Rules, 2007. The Managing Committee shall conduct the election as per procedure laid down in Schedule II of Rules 2007 by appointing Returning Officer who shall not be the member or Employee of the Society. However, if the Society has been allotted land and flats have not been allotted or Society is waiting for allotment of land, the elections will be conducted by Govt. as per Section 35 of the Act by appointing Returning Officer.
- (iv) The meeting of the Committee shall be held when necessary and shall be called by the Secretary on receipt of the requisition from three or 1/3rd members of the Managing Committee, which ever is more or from the Registrar Co-operative Societies, or any person authorised by him. The Managing Committee shall cause minutes of all proceedings of its meeting to be entered in the book kept for the purpose in hand written at the spot in presence of members present and voting. The minutes of each meeting shall contain the names of the members, if any, dissenting from or not concurring to any resolution. At the end of the minutes, each member present and voting shall sign them. If the minutes are not made and recorded in this manner, they shall not be considered valid and it shall be deemed that no such meeting was duly called and held.

- (v) (i) Notice of Managing Committee Meeting shall be given to every member of the Committee atleast 5 days prior to the schedule date of the meeting by the Secretary or President either by post "Under Certificate of Posting" or personally provided that where a member has intimated to the Society in advance that notice of meeting should be sent to him by Regd. Post and has deposited the postage expenses, then, Society shall sent him the Agenda Notice by Regd. Post. In case of emergent meeting, the Agenda Notice may be sent atleast 24 hours before the Schedule date and time of the meeting to members of the committee in person.
- (ii) The Quorum of the Managing Committee Meeting shall be 1/3rd of total number of members of the Committee subject to the minimum of 3 (three).
- (iii) The meeting shall be held as often as required but meeting shall be held at least once in every month.

24. A member of the Committee shall cease to hold office if he :-

- (1) disqualified to be a member of the Society; or
- (2) applies for insolvency or is declared insolvent; or
- (3) becomes of unsound mind; or
- (4) if convicted of any offences involving dishonesty or moral turpitude; or
- (5) accepts any office of profits under the Society; or
- (6) carries on business on his own account similar to that as specified in Byelaws 8 (VII); or
- (7) resigns and his resignation is accepted by the Committee; or
- (8) is a defaulter in payment of dues of the Society.

25. The Committee shall exercise all the powers of the Society except those reserved for the General Body Meeting subject to any regulation or restrictions laid down by the Society in a General Body Meeting or in the Byelaws and in particular shall have the following powers and duties :-

- (1) to observe in all their transaction, the Act, the notified Rules and these byelaws;
- (2) to maintain true and accurate accounts of all money received, expended;
- (3) to keep register of members correct and up-to-date;
- (4) to keep true account of assets and liabilities of the Society;
- (5) to prepare and lay before the General Body Meeting the annual profit and loss account and audited balance sheet;
- (6) to examine the accounts, sanction contingent and other expenditure and supervise the maintenance of the prescribed registers;
- (7) to consider the inspection notes of the Registrar or any other person authorised by the Registrar or Financing Institution to take necessary action;
- (8) to admit new members and issue new shares and transfer old shares;
- (9) to arrange for the recovery of dues of the Society;
- (10) to summon General Body Meetings in accordance with the Byelaw 18;
- (11) to contract loans subject to any restriction imposed by the Registrar or General Body Meetings and to make necessary arrangements for its repayments;
- (12) to decide the terms and the period for which loans are to be given, to approve or reject the security, to arrange for the recovery of loans and interest and to impose and recover panel interest on the over due installments as laid down by the General Body Meeting and to sanction, renew loans when necessary;
- (13) to decide the terms and the period for and the rate of interest at which deposits are to be received and to arrange for the payment of such deposits;
- (14) to watch that the loans are applied to the approved purpose for which they were made;

- (15) to assist in the inspection of the books, other documents and papers of the Society by any person authorised to see them;
 - (16) to appoint, suspend, punish and dismiss employees and to fix their remuneration and also frame Service Rules;
 - (17) through any member or officer or employee of the Society or any other person specially authorised, to conduct, defend, compromise, refer to arbitration or abandon legal proceedings by or against the Society or Committee or the officer or employees concerning the affairs of the Society;
 - (18) to acquire on behalf of the Society, shares in other Registered Co-operative Societies;
 - (19) to fix the rate of interest of loans to members subject to Bye-laws;
 - (20) to arrange for the custody of books and to appoint one of its members or one of the officer of the Society residing in the area of operation to take charge of all the registers and papers prescribed in these Byelaws;
 - (21) to invest the surplus funds of the Society in accordance with the Section 56 of the Act;
 - (22) to acquire and hold property and to enter into contract on behalf of the society;
 - (23) to fix the maximum credit limit of each member in accordance with the instructions of the Registrar, subject to the approval of the General Body Meeting. This limit will be fixed only when a member filed a declaration giving the amount of his debts secured and unsecured with the rate of interest. The proposal for maximum credit limit of a member of the Committee shall be brought before in the proposal for maximum credit limits of other members;
 - (24) to decide the manner of execution of work and its allotment to members and employees;
 - (25) to appoint a treasure to keep the money of the Society and to require him to give such security as it may deem sufficient;
 - (26) to elect the Secretary out of Managing Committee members;
 - (27) to distribute the duties between the Secretary and Manager, if necessary;
 - (28) to carry development, construction work in the manner as may be decided by the General Body Meeting and allotment of house/flat to member in accordance with the rule framed by the society with approval of the Registrar as per provision of Sec. 77 of the Act;
 - (29) to appoint a custodian of the property of the Society and to keep it in good state of affairs;
 - (30) to co-opt. members against the vacancy caused by the resignation or disqualification of any member of Committee;
 - (31) generally to carry on the business of the Society;
26. In the conduct of the affairs of Society, the Committee shall exercise the prudence & diligence of ordinary man of business and shall be responsible for any loss sustained through act contrary to the Act, Rules made thereunder and Byelaws.
 27. No member of the Committee shall receive any salary for his work as a member of the Committee. No member of the Committee shall vote in any application for a loan in which he himself is interested as a borrower, he shall not stand surety for a new loan to another member of the Committee.
 28. All business discussed or decided at a meeting of the Committee shall be recorded in book which shall be signed by the Chairman of the meeting and all members of the Committee present.
 29. The Committee may appoint from amongst its own members a sub committee and may delegate to it or any officer of such of its own powers as it may consider desirable for the better conduct of the Society's affairs. The sub-committee or officers, shall in the discharge of the function entrusted to them, confirm in all respects to these byelaws and to the instructions given by the Managing Committee.

VIII. SECRETARY AND/OR MANAGER

30. The Committee of the Society shall specify that which of the officers of a society shall :-
- keep the books of accounts;
 - keep other books and registers; and
 - prepare returns and statements.
31. Provided that person charged with the keeping of accounts shall not be incharge of cash. If the Committee of a Coop. Society has not specified the officers required to be specified in Rule 44 notwithstanding any thing contained the Byelaws of the Society, the following officers shall be responsible for keeping accounts, records etc. indicated against each, namely :-
- Treasurer:-** he shall keep or cause to be kept all the books of accounts and vouchers and shall prepare or cause to be prepared annual profit and loss account, receipt and disbursement account and the balance sheet. Whosoever may be writing these books of accounts, they shall always deemed to be in his custody, possession, power and control. He shall be responsible for their safe delivery to his successor after making a list of documents handed and taken over.
 - Secretary:-** he shall keep or cause to be kept all other records of the Society and shall be responsible for preparation and submission of various returns to the Registrar. Whosoever may be keeping these records shall always deemed to be in his custody, possession, power and control. He shall be responsible for their safe delivery to his successor after making a list of documents handed and taken over.
 - Cash:-** Cash balance in hand shall always remain in the hands of the Treasurer or with any other officer appointed by committee.
32. Every Co-operative Society shall from time to time determine in a meeting of the Committee the minimum members of paid staff required for the business. The Committee shall prescribe their qualifications and experience and emoluments and shall frame service Rules. The Committee shall be competent to appoint, dismiss or remove any paid staff.

IX REGISTERS

33. The following registers and papers shall be maintained and shall be open for inspection of any one interested in its funds, except that no one shall be allowed to see the deposits accounts of any person, without that person's consent in writing;
- A register of members showing the name, address and occupation of every member the number of shares held by him, date of his admission to membership, date of termination of membership and the name of nominee appointed;
 - A cash book showing the income, expenditure and balance on each day on which business is done;
 - A ledger account for each member, depositor and creditor, miscellaneous and contingent income and expenditure;
 - An account showing monthly deposits and contribution;
 - A Property Register showing all the properties purchased and disposed/leased out by the Society;
 - A Register showing the monthly installments for payment of loans;
 - A Pass Book for each member and depositor;
 - A Book of bonds for all loans issued;
 - The Register of application for membership containing the name and address of the applicant, the date of receipt of application, the number of shares applied for and in case of refusal, the date of

communication of the decision refusing admission to the applicant;

(10) Property Register; and

(11) Any other register prescribed by the Registrar.

34. Copies of the Byelaws and the balance sheet shall be supplied free on demand to any member. The last balance sheet shall be open to public inspection during office hours.
35. The Committee shall appoint one of its member or one of the officer of the society to take hold and keep in safe custody all the registers prescribed in Byelaws 33 and other papers in use of the Society.

X. COMPULSORY DEPOSITS

36. (1) Every member shall subscribe to deposit for specific objects.
(2) Such deposits shall be governed by rules to be framed by the Society subject to the approval of the General Body Meeting of the Society.
(3) With the sanction of the Committee, a member may be exempted from the obligation of deposit for any period during which his circumstances does not permit of such payment.

XI. LOANS

37. No loan shall be advanced by the Society except for payment of premium or repair of house/flat leased out to the members and other allied needs.
38. All loans shall be granted within the maximum credit limit of a member at the discretion of the Committee. Such loans shall not exceed 60% of the premium paid or payable to government of the property mortgaged to the Society. In addition to the tangible security, the borrower shall furnish at least two personal sureties who must be members of the society. Such loans shall be granted subject further to any general or special restriction or conditions which may be imposed by the Registrar from time to time. The borrower shall execute a bond before payment of loan to him by the Society.
39. Loan shall be payable in equal monthly instalment spread over five years. The Committee may suspend repayments of any instalment for one or more months on sufficient cause being shown and may thereby extend the time of total payment by a period not exceeding three years.
40. The property given by a borrowing member as surety shall remain under first mortgage with the Society till the borrower pay off the whole dues.
Such mortgages shall always be in addition to personal sureties who must be members of the Society provided that the amount for which a member stand surety shall not exceed the balance of his maximum credit limit, after deducting the amount he himself owes on a mortgage.
41. House given in security shall be insured against fire for their full value. The insurance premium shall be paid by the borrower, failing which the Society will pay the premium and debit the amount to the member's account.
42. If the Committee finds that the security for an outstanding loan has become insufficient or that borrower's material position has weakened, they shall call on the borrower to provide satisfactory security and in default shall call back in the loan at once. The loan shall also be recalled if the Committee finds that it has not been applied to the purpose for which it was taken.
43. A member's commitments as surety shall not exceed an additional amount equal to his maximum credit

limit. Unavailed portion of the members credit limit may be added to increase the limit upto which may stand as surety. When a member has stood surety for an additional amount owing to his maximum credit limit not being fully drawn, he may not draw further his maximum credit limit, until his liability as surety has been correspondingly decreased.

Permanent sureties may be taken subject to rules and regulations as approved by the Registrar, but provision regarding unavailed portion of maximum credit limit as mentioned above shall not apply in such cases.

The limit to which a member can stand surety in accordance with the Byelaws may be exceeded at the discretion of the Committee in case where collateral security is also taken.

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44. Interest on loans to members shall be charged at a rate to be fixed by the Committee provided the margin between the borrowing and lending rate is of at least 2% per annum. In case of default, the rate may be prescribed by the General Body Meeting under Byelaw 20 (8) subject to maximum of 3% per annum on loan.
 45. All documents creating a charge or obligation on the Society shall be signed by the President or Vice President and by other members of the Managing Committee appointed for the purpose provided in the case of receipts and cheque upto Rs. 2000/- and receipts for deposits and repayment of loans by the President or Secretary or any other officer or office bearer of the Society authorised for the purpose.
 46. Society shall not allot any property including plots, houses or flats to any person except to its members. No member shall be allotted on lease or rent more than one plot or house or flat by the Society.

XII. AUDIT

47. The accounts of the society shall be audited at least once a year by an auditor appointed by the society out of the panel approved by the Registrar in the prescribed manner within the period of one hundred and twenty days from the prescribed date for making up its account for the year. The society shall pay an audit fee to the Auditor which may be from time to time fixed by the Registrar, Co-op. Societies, De

XIII. DISTRIBUTION OF PROFITS

48. (a) The following shall be first charge on profits
 - (i) Any loss undergone by the Society.
 - (ii) necessary deduction for depreciation of machinery, building etc.
 - (iii) all insurance charges;
 - (iv) all payments of salaries, provident funds and working expenses;
 - (v) interest on debentures, loan, deposits etc.
 - (vi) contributions to audit fee as may be fixed from time to time by the Registrar.
- (b) The balance shall be the net profit of the Society.
 - (1) Not less than 25 percent of the net profit shall be carried to the Reserve Fund which shall be indivisible and no member shall be entitled to any share in it.
 - (2) The Society shall credit a sum calculated at two percent of its net profit subject to a maximum of Rs. 50,000/- every year for contribution to the Co-operative Education Fund to be administered by the Registrar. The Registrar may frame regulation for the utilisation and the administration of the Fund. This fund shall be kept with the State Bank of India. Any such amount payable by the Society, shall be a charge on the funds of the Society.

- (3) Dividend on shares may be paid not exceeding 18% per annum.
 - (4) Not more than 20% of the balance may be distributed as bonus to all employees whether members of the Society or not.
 - (5) The remaining amount, if any, may be allotted to any or all of the purposes detailed below or may be carried over to :-
 - (a) bad debt fund;
 - (b) members welfare fund;
 - (c) common goods fund according to section 54 of the Act.
 - (d) dividend equalisation fund;
 - (e) share transfer fund; and
 - (f) any other fund required for the business of the Society.
49. If no dividend claimed for period of three years from the date of the declaration, a notice shall be issued by the Society at the registered address of the member at his cost calling upon him to take the amount within one month of the receipt of the notice. If the dividend is not claimed during this period it shall be credited to the Reserve Fund.
 50. Bonus shall be paid according to the rules approved by the General Body Meeting and subject to any restriction imposed by the Registrar.
 51. No bonus in addition to the dividend shall be distributed on shares of the members.
 52. Dividend shall not be paid while any claim due from the Society to a depositor or creditor remains unsatisfied.
 53. Allocation and distribution of profit shall be made only after the annual audit. Members shall have no right to the dividend unless declared and approved by the General Body. The dividend shall be paid to all the members within three months of the approval by the General Body.

XIV. RESERVE FUND

54. The reserve fund is indivisible and no member is entitled to claim a specified share in it. It shall be invested in Government Securities or otherwise as directed by the Registrar under section 56 of the Act.

XV. DISPUTES

55. If any dispute touching the constitution or business of the Society arises between members or past members of the Society or person claiming through a member or past members of the Society (past or present) or between the Society or its committee and any officer, member or servant of the Society (past or present) it shall be referred to the Registrar as provided in the Act and the Rules made thereunder.

XVI. GENERAL

56. All matters not specially provided are to be decided in accordance with the Co-operative Societies Act and the Rules made thereunder.
57. The Managing Committee with the approval of the General Body Meeting may frame Rules of business for carrying on the work of the Society and may make additions or alternations in them from time to time.

XVII. LIQUIDATION

58. (1) The Society shall be wound up and dissolved only by an order of the Registrar under section 95 & 96 of the Delhi Co-operative Societies Act, 2003 and rules framed thereunder.
- (2) After meeting the liabilities including the paid up share capital the surplus assets, if any shall not divided among the members, but shall be utilised towards any object of public utility determined by the General Body Meeting of the Society within three months of the date of the final liquidation and approved by the Registrar. Registrar may with the approval of the General Body Meeting of the Society, place the said surplus in deposit with the Delhi State Cooperative Bank Ltd. until such time a new society with similar conditions is registered, when with the consent of the Registrar such surplus may be credited to the Reserve Fund of the new Society or assign the surplus either wholly or in part to an object of public utility of local interest or a charitable purpose as defined in section 2 of Charitable Endowments Act, 1890 (6 of 1890) or to the Coop. Education Fund.

ANNEXURE—A

Regulations relating the Houses/Flats leased out by Group Housing Society to its members.

1. Residential Flats will be allotted by the Society to its members who fulfill the prescribed conditions and agree to abide by these regulations.
2. The residential Flats will be allotted by the Society to its members by draw of lots.
3. Each sub-lease shall be required to execute an agreement with the Society and the Government as may be found necessary before entering in the Flat allotted to him.
4. No sub-lease shall at any time, quarry any stone, dig out sand or soil or do any act which may be harmful to the building or the estate of the Society.
5. No sub-lease shall make any alteration in or addition to the Flat allotted to him without the approval of the Committee in writing and subject to the Municipal Byelaws.
6. Each sub-lease shall be required to get the Flat insured against fire or damage and shall be liable to annual premium regularly. If for any reason the sub-leasee fails to pay the premium in time, it shall be paid by the Society, which will be debited to the account of the sub-leasee concerned and shall be recovered from him in accordance with the provisions of the Act, the rules made thereunder and the byelaws of the society.
7. Each sub-leasee shall pay% of the cost of land on which that Flat has been constructed, calculated by the Society and approved by the General Body Meeting as each sub-leasee shall pay ground rent as may be fixed by the General Body Meeting of the Society or by Government in addition to the contributions levied for the maintenance of the Society.
8. Each sub-leasee shall be responsible for the internal repairs of the Flat allotted to him. The outer white washing and other minor repairs is the responsibility of the Society.
9. Each sub-leasee shall permit the Society and all authorised persons and workmen to enter upon the Flat to examine its condition from time to time.
10. Each sub-leasee will not do anything which in the society's opinion may cause a nuisance, annoyance or inconvenience to the occupants adjacent or in the neighbourhood or to be prejudicial to the Society.

11. No sub-leasee shall be allowed to transfer his rights over the Flat allotted to him without the consent of the Society in writing or the Government as the case may be.
12. No sub-leasee shall be allowed to sub-let any portion of the Flat to any one without the approval of the Society in writing.
13. If at any stage it is found that the information given by the sub-leasee differs in accordance with the terms of lease, the Society shall have right to forfeit his right over the Flat allotted to him without any refund and to get the Flat vacated immediately.
14. If the Society fails to recover the ground rent from any of the sub-leasees concerned in accordance of the terms of lease, the Society shall have the right to forfeit his rights over the Flat allotted to him without any refund and to get the Flat vacated immediately.
15. Each sub-leasee shall always abide by the rules and regulations and other instructions issued by the Registrar, Co-operative Societies, Delhi or the Government on this behalf from time to time.
16. These Regulations are subject to such modifications by the General Body Meeting of the Society with the approval of the Registrar, Co-operative Societies, as may be deemed fit.

**LIST OF PROMOTER MEMBERS TO BE APPENDED WITH THE BYE-LAWS
AT THE TIME OF REGISTRATION**

We the following promoters were present in the General Body Meeting of the
 Cooperative Society Ltd.
 held on at in the presence
 of Shri. inspector / sub-inspector of Cooperative Department, Delhi
 Government, Delhi and have gone through the Bye-laws and the same were adopted unanimously.

S. NO.	NAME OF PROMOTER MEMBER	FATHER'S / HUSBAND'S NAME	SIGNATURE

AIR FORCE & NAVAL OFFICERS' CGHS LTD.

Regd. No. - 477 / 79



Ph.: 25094675

Plot No. 11, Sector - 7,
Dwarka, New Delhi-110075

AFNO/237

20th Feb 2014

No

Dated

MINUTES OF THE 34th ANNUAL GENERAL BODY MEETING OF
AIR FORCE & NAVAL OFFICERS CGHS LTD.
HELD AT 10:30 HRS ON 27th OCTOBER 2013 AT COMMUNITY CENTRE,
AFNO ENCLAVE, PLOT NO - 11, SECTOR -7, DWARKA NEW DELHI - 110075

Website: - www.afnocghs.mycolony.in

1.0 CONVENING OF THE MEETING

1.1 The meeting was convened by the Management Committee under section 31(2) of DCS Act 2003.

2.0 CHAIRMAN OF THE MEETING.

2.1 The meeting was chaired by Air Cmde PK Dutt VSM (Retd) President, Managing Committee.

3.0 QUORUM OF THE MEETING.

3.1 The provisions of clause 48(3) of DCS Rules 2007 were satisfied with regard to quorum of the meeting.

4.0 OPENING ADDRESS BY CHAIRMAN.

4.1 The Chairman, in his opening address, welcomed the members. He mentioned that the Annual General Body Meeting is an important event in a co-operative society in which members review the working of the society and its financial status. Members also get an opportunity to air their grievances and bring out suggestions. The Chairman further informed that the agenda notice along with the balance sheet for the FY 2012-13 had been circulated to all members in accordance with the Act/Rules. He told that our society is one of the branded societies in Dwarka area. He also made a mention of the contribution made by our members especially the veterans by offering their advice and guidance. He requested the members to be co-operative in the



conduct of the meeting. He announced that he will make a short review of the minutes of 33rd AGM held on 28.10.2012 before going into the agenda set forth for the day.

5.0 **REVIEW OF IMPORTANT POINTS DISCUSSED IN 33RD AGM HELD ON 28.10.2012**

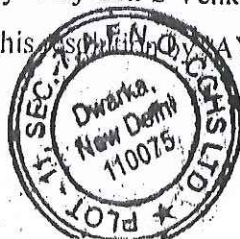
5.1 The following points of 33rd AGM were discussed:-

5.1.1 **Rebate from BSES on electricity bills.** The Chairman informed that the subject of electricity rebate being given to society by the service provider and the same not being passed on to the residents had been brought up in almost all GB meetings since 2009-10. Few members had also cast aspersions on the way this amount was spent allegedly in a non-transparent manner. The Chairman requested Air Cmde JK Thakur, who was President of the MC during the period under scrutiny, to place the facts before the members. Upon this Air Cmde JK Thakur explained that the society was indeed receiving rebate from the BSES (Electricity service provider) and this was not refunded to the residents. The amount so received was duly accounted for and utilised for modification of four lifts, tiling of open space in community centre etc. For these jobs no subscription was collected from the members. The amount was spent in the interest of the society and no personal interest was involved. He asserted that the records pertaining to this are available in the society for verification by any members interested.

5.1.2 There were demands from few members both favouring refund of rebate as well as for retaining the rebate in the maintenance funds of the society. A couple of members also wanted that the money spent without proper sanction of the GB in the past should be recovered from the members responsible. The discussions resulted in a near-pandemonium in the meeting. At this, Maj Gen S Venkataraman came up and advised the members to follow decorum and have decency in the conduct of the meeting. He pleaded to the members disrupting the meeting that the Chairman of the meeting should be allowed to proceed with the agenda points. He called upon that personal issues are to be kept aside and discuss only those points which are for the betterment of the society. We should move forward and should not rake up issues of the past - He advised.

He went on to suggest that the proposal made by Air Cmde Anand Atri earlier viz **"the 15 or 10% rebate being given by BSES should be refunded to members with**

immediate effect on a pro-data basis. The Chairman placed the proposal of Air Cmde Anand Atri duly supported by Maj Gen S Venkataraman before the members for consideration. The GB adopted this **AS BY THE WAY YES**,



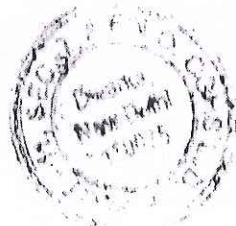
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5.1.3 There after the Secretary informed the GB that the subject matter of refund of rebate from electricity bills and its alleged mis-use were debated earlier in General Body meetings from 2009 onwards. Finally, it was decided upon in the SGM held on 4th Dec 2011 that 15% rebate be retained against maintenance to balance the short fall created in slashing the maintenance charges of self-occupied flats from Rs. 1000/- to Rs. 800/- and of tenants from Rs. 1500/- to Rs. 1000/-. This was decided on the recommendations of a Sub-Committee consisting of AVM Jindal, Wg Cdr PC Puri and Gp Capt Jindal. This being, that the decision on this taken during SGM of 4th Dec 2011 cannot be toppled without putting in place additional funds with the MC to carry on day-to-day maintenance activities. The Secretary, thereupon, requested AVM SK Jindal who was chairing the Sub-committee to speak on the subject. When AVM SK Jindal came forward to speak he was not allowed to speak by a few members who were in favour of refund of rebate. There upon, the matter rested there.

5.2 Sub-Committee for going into financial transaction for a period of five years preceding Oct 2012.

The Chairman read out para 6.4.1 of the minutes of 33rd AGM. One or two members asked pointed questions for not having proceeded and complied with the resolution of the GB on the matter. The Secretary emphatically informed the GB that the decision taken on this subject during 33rd AGM is not lawful since the GB cannot usurp to itself the role of investigating agency into the alleged misappropriation of society funds which is exclusively in the domain of the RCS. This had been conveyed to the GB through a note by the secretary in the minutes of the 33rd AGM. There cannot be a review of this . After deliberations/ arguments it was suggested by the members to go through the above Sub-Committee with limited objective of FACT-FINDING of financial transactions for the period of five years preceding Oct 2012. The Chairman said all the three members of the original Sub-Committee expressed their inability, in writing, to proceed with the task, and therefore the members should suggest a new Sub-Committee. Accordingly the GB suggested constitution of a Committee comprising of Air Vice Marshal SK Sharma, Gp Capt YP Jindal and Air Commodore Anand Atri. The Suggestion was accepted by the Chairman. The Chairman while endorsing the appointment of Sub-Committee requested them to complete the proceedings within three months.

5.2.1 Gp Capt (Dr) UC Prasad told the House that a sum of 27 lakhs remains un-accounted for during sale of two flats during the past. He wanted this to be enquired into by the



Sub-Committee. The GB endorsed this proposal by voice vote. Thereafter Flt Lt SS Yadav supported this proposal.

6.0 **ADJOURNMENT OF THE MEETING.**

6.1 The meeting was adjourned for 10 minutes for Tea Break.

7.0 **RECONVENING OF THE MEETING.**

7.1 The meeting was reconvened after adjournment. The Chairman requested the Secretary to proceed with the agenda points.

8.0 **AGENDA POINTS.**

8.1 **Considerations of Audit Report along with Audited Accounts for the Financial Year 2012-13**

The Secretary reminded the members that the audit report along with audited accounts, suggestions / observations of the auditor, along with reply thereof by the MC have been circulated to all members about 15 days back. The Secretary then introduced the Chartered Accountant to the members and told the members that they can seek any clarifications on the balance sheet, Audit report etc. The following points were raised by a few members with the CA in respect of balance sheet and were replied to by the CA.

(a) Deduction of TDS

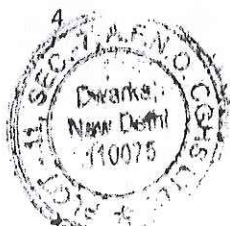
(b) Liability shown in the balance sheet against updating fire-fighting system in the society.

8.1.2 **Discussion on the suggestions / observation made by the Auditor.**

There was a demand from some members to entrust the Security service of the society to a contractor as in the past to avoid getting into legal complication and financial implications. Few members also reminded that even if the services are handed over to a contractor it will be the responsibility of the society, being the primary employer, to ensure that the contractor abides by the labour laws stipulated by the Government like minimum wages Act & P F, ESI obligations.

8.1.2.1 The Chairman intervened and informed the members that the MC had convened a Sub-Committee three months back comprising of AVM SK Sharma, Gp Capt YP Jindal and Wg Cdr Balraj Pahuja to go into the security arrangements presently in vogue and give recommendations.

8.1.2.2 The Sub-Committee had recommended that the system presently being followed be continued with addition of one more guard and marginal increase in the emoluments of guards/supervisors. Sub-Committee had screened a few contractors and they were of the considered opinion that the present system of MC managing the security is to



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be followed to have effective control over the guards. Later on, AVM SK Sharma gave a short resume of the facts on which he relied upon for backing the recommendations of his Sub-Committee. He further added that it is for the MC / General Body to make a final call.

8.1.3 One member brought out that the certificate given by the Auditor to the effect that there has not been any material impropriety or irregularity in the expenditure etc by the Managing Committee needs to be reviewed. He quoted Rule 80 of DCS Rules 2007 to support his stand. He told that, in view of this, the balance sheet cannot be passed. He was supported by two or three members, and the heated discussions turned into an argument between two small groups – one against the balance sheet and another for passing the balance sheet. Disregarding the decorum and orderly conduct of the meeting one member threatened that he would approach the RCS.. In the melee thus created the CA wanted to be excused from his presence in the meeting telling the Secretary that he had done the audit as per the requirements stipulated in the Act and Rules and that, if someone feels that the audit has not been done with fairness they could approach the RCS with details. The exit of the auditor from the meeting was announced to the members by the Secretary.

8.1.4 It was 2.20 pm by this time and a number of members had left the venue of the meeting for lunch. At this, the MC requested the Chairman to wind up the meeting for the time being.

9.0 CONCLUSION

The Chairman closed the meeting inconclusively announcing that the unfinished points listed on the agenda of this meeting will be taken up at a later date.

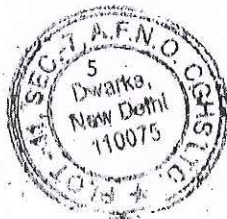
10.0 The above minutes were discussed and approved in the MC meeting held on 1st Nov 2013. However the minutes of this part of the meeting will be released along with the minutes of the meeting to be reconvened later.

11.0 RECONVENING OF THE MEETING

11.1 The meeting was reconvened on 2nd February 2014 and conducted under the Chairmanship of the President MC after observing the requirements of quorum etc as prescribed.

12.0 WELCOME ADDRESS BY THE PRESIDENT

12.1 The President welcomed the members and he announced that this meeting is a reconvened meeting of the adjourned 34th AGM held on 27.10.2013. The meeting on 27.10.2013 was adjourned abruptly due to disruptions by a small group of members.



A handwritten signature in black ink, appearing to be "A. N. O.", written over a horizontal line.

This reconvened meeting is to discuss and dispose of the agenda points carried forward from the adjourned meeting namely:-

- (a) Passing of the audit report for the FY 2012-2013.
- (b) Adoption of the Model Bye-laws with or without amendments.

12.1.2 The CA who carried out the audit had pointed out in the audit observations that the society is functioning without any Bye-law and this needs to be rectified at the earliest.

Besides the above two points, the General Body will also receive the status report from the Sub-Committees appointed during the SGM on 19.1.2014 for :-

- (a) Augmentation of water in the society.
- (b) Lift-related issues
- (c) Repair of internal roads etc.

12.2 After this, The President asked the Secretary to carry on with the proceedings.

The Secretary then requested the members to consider passing of the Audit report along with the balance sheet for the FY 2012-13 which was presented and considered by the GB during the AGM held on 27.10.2013.

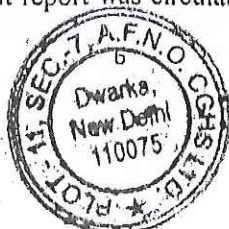
13.0 DISRUPTION OF MEETING

13.1 Immediately after this, one member (name being withheld) took to the floor and started talking on certain old issues like repair of internal Roads, re-activation of fire-fighting equipment etc which were discussed earlier in a number of meetings. This member also disrupted when a few other members wanted the meeting to proceed as per agenda. This disruption went on for almost fifteen to twenty minutes – if not longer. The conduct and defiance of this member to stick to the listed agenda of the meeting infuriated almost all other members present in the meeting. The member concerned was advised in no uncertain terms not to carry on with his agenda of disruption and take his seat. Simultaneously the General Body asked the Secretary to carry on with the listed points in the agenda.

14.0 DISCUSSIONS / DECISIONS/RESOLUTIONS ON AGENDA POINTS

14.1 Passing of audit report for the financial year 2012-2013

14.1.1 The Chairman had informed the General Body earlier that the procedure for appointment of auditor and for conducting the audit were followed by the committee as per prescribed procedure contained in Rule 79. The audit was completed by the Chartered Accountant and the audit report along with its accompaniments were submitted by the Auditing firm to the Registrar of Co-operative Societies in the prescribed manner. The audit report was circulated among members and read out by



the Chartered Accountant in the General Body meeting on 27th October 2013. The audit report is available and open to members in the society office.

- 14.1.2 Thereafter the following resolution was moved by the Secretary with the permission of the GB.

"Resolved that the Audit Report along with Balance Sheet for the FY 2012-13 as presented by the Managing Committee for consideration of the General Body during the 34th Annual General Body Meeting of AFNO CGHS LTD. held on 27th Oct 2013 be adopted by the GB and taken on records of the society". The GB adopted the resolution by show of hands. On being adopted by the GB, the Secretary informed the members that if any member having any dissent on the adoption of this resolution had all the options to approach the Registrar of Co-operative Societies Govt of NCT Delhi for redressal / re-audit in accordance with the provisions of DCS Act and Rules since audit, enquiry and inspection of Co-operative Societies comes within and only within the purview of RCS.

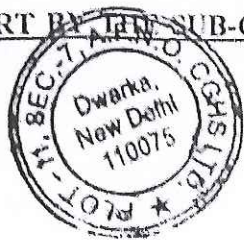
15.0 ADOPTION OF MODEL BYE-LAWS BY THE SOCIETY

- 15.1 The Chairman informed the members that the Society is functioning without any valid bye-laws for quite some years. The existing bye-laws which were prescribed on the basis by DCS Act 1972 and the rules made there under stands super ceded after enactment of DCS Act 2003 and the DCS Rules 2007. The Chairman further informed the members that one or two Sub-committees were appointed by the MC earlier to frame a set of bye-laws the light of Model bye-laws scripted by the Registrar of Co-operative Societies in accordance with the current Act and Rules. The model bye-laws had been placed in the domain of the members through society website notice boards for eliciting the comments from members. The Chairman asserted that the Model Bye-laws are quite exhaustive and meets the specific requirements of our society for its day-to-day functioning. Thereafter the Chairman asked the Secretary to move the motion for adoption of the Model Bye-laws by General Body.

- 15.2 The Secretary accordingly moved the following resolution which was adopted by the General Body by show of hands.

"Resolved that the model bye-laws prescribed by the Registrar of co-operative societies Govt Of NCT Delhi vide DCS Rules 2007 adopted without any changes / amendments"

16.0 STATUS REPORT BY THE SUB-COMMITTEE ON LIFT PROCUREMENT ISSUES.



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16.1 The Secretary further requested AVM SK Sharma to give a brief on this subject. Thereafter AVM SK Sharma on behalf of the Sub-Committee updated the members on the following:-

- (a) The exhaustive Request for proposal (RFP) work formulated by the subcommittee and circulated widely.
- (b) The newspaper advertisement for procurement appeared in the Times of India and Navbharat Times on 26 Jan 14.
- (c) The requirement has also been posted on India Mart-an open marketing websites.
- (d) RFPs covered all technical and commercial specifications of the lifts.
- (e) The tenders are scheduled to be opened on 23 February 2014 in community centre at 11:00 am.
- (f) More than 10 tender forms have already been sent by E-mail.

16.1.1 On enquiry from members following clarifications were given by the subcommittee:-

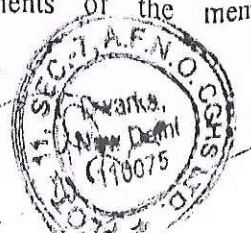
- (g) Automatic rescue device (ARD) forms the part of new lifts.
- (h) Tenders received from Original Equipment Manufacturers and authorized distributors only will be considered.
- (i) RFPs cater for five years AMC post warranty for new lifts and six years AMC for existing modified lists.

16.1.2 Some members recommended that Automatic Recovery Device (ARD) should be fitted in the existing modified lifts as well. The GB advised floating of fresh quotation for procurement and installation of ARDS in twelve lifts over and above the procurement of twelve new lifts. The Chairman Sub-Committee agreed with this suggestion.

17.0 SUB-COMMITTEE ON VETTING OF FIVE YEARS ACCOUNT OF THE SOCIETY.

17.1 AVM (Retd.) S K Sharma informed the house that a member had publicly caused aspersion on him in the meeting earlier in the day regarding his involvement in procurement of fire-fighting equipment.

17.1.1 AVM (Retd.) S K Sharma expressed his desire that under these circumstances, he be relieved of the responsibility of vetting of accounts. Thereupon, the Secretary requested the members whether they had any reservations in the continuance of AVM SK Sharma in the Sub-Committee of vetting the accounts of the society for the past 5 years. The GB by over whelming majority advised AVM (Retd.) S K Sharma to continue with his assignment and overlook comments of the member. AVM (Retd.) S K Sharma agreed to the advice of the GB.



18.0 PROGRESS ON REPAIR OF INTERNAL ROADS

18.1 The Secretary informed the General Body that Wg Cdr MS Bains who was entrusted with the job is out of station and is due on or about 20th February 2014. The job will be undertaken thereafter.

19.0 PROGRESS ON AUGMENTATION OF WATER

Wg Cdr ML Kapur who is Chairman of Sub-committee on water-related issues briefed the GB on the progress achieved so far. He assured the members that, everything going as planned the water situation should improve to a great extent.

20.0 REVISION OF MAINTENANCE CHARGES

Since the agenda points were disposed- off by General Body the Chairman requested the Member (Finance) Wg Cdr Jagdip Singh to brief the house regarding the financial status of the society viz-a-viz is the maintenance / capital activities being under taken by the management. During his brief report Wg Cdr Jagdip Singh put forward the necessity of revising the maintenance funds and also creating a reserve fund to take care of emergent situations. In this regard the General Body took the following decisions:-

- (i) The transportations charges during shifting of house hold goods on entry / exit from the compound be increased from the present rate of Rs.500/- to Rs.2000/- This will also apply for internal shifting within the campus. The lift will be used only for hand - carried goods.
- (ii) A Sub-Committee comprising of Wg Cdr PC Puri, Brig VK Saxena and Member (Finance) Wg Cdr Jagdip Singh was constituted for revision of maintenance charges and creation of reserve funds etc, etc. The Secretary was asked to issue the terms of reference for the Sub-Committee.

21.0 STATUS REPORT ON THE COMPLETION CERTIFICATE OF THE SOCIETY TO BE OBTAINED FROM DDA

21.1 The Chairman apprised the General Body that the Sub-Committee has been formed to look in to this task. The Sub-Committee consists of AVM SK Chaturvedi, Wg Cdr PC Puri and Flt Lt SS Yadav. They had a meeting with MC in the 1st week of December 2013 where - in they were briefed of the status of the case as existed on 2nd Dec 2013 and the files in respect of the subject were shown to them. The concerned files were thereafter booked out to Wg Cdr PC Puri for detailed study.



Wg Cdr PC Puri had also a couple of meetings with the Secretary thereafter to clarify certain points. The Sub-Committee had planned a meeting with Joint Director Bldg DDA on 9th Jan 2014. However this meeting did not take place due to certain unforeseen / unavoidable reasons.

22.0 CONCLUSION.

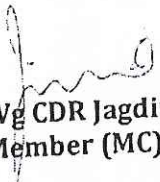
22.1 The meeting came to a close at 14:30 hrs.

23.0 APPROVAL OF THE MINUTES OF THIS MEETING

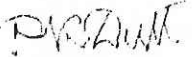
23.1 The minutes of this reconvened meeting have been approved in its manuscript form and cleared for release at a meeting of the Management Committee held on 6th February 2014.

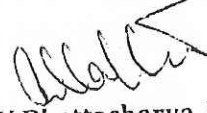
23.2 The Secretary brought out the fact that since these minutes include the adoption of Model bye-laws the minutes are to be signed by all members of the Management Committee for authentication.

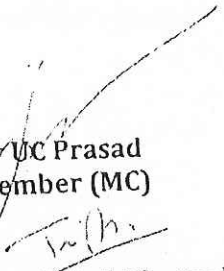
23.3 The Secretary further informed that there may be delay in circulation of these minutes since the Secretary is fully engaged in the other immediate issues confronting the society – like water augmentation, lift procurement etc, etc. Notwithstanding this, follow-up actions as required will be initiated by the Secretary on all points discussed and decided upon.

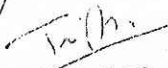

Wg CDR Jagdip Singh
Member (MC)

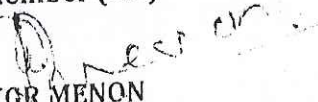

Mrs Chanchal Sachdeva
Member (MC)

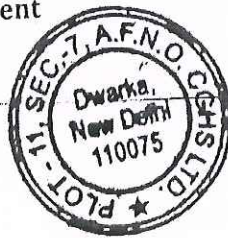

PK Dutt
Air Cmde (Retd)
President


Wg Cdr BN Bhattacharya
Vice-President


Dr UC Prasad
Member (MC)


Mrs Tripti Bhattacharya
Member (MC)


KGR MENON
Hony. Secretary



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