

No. L- 11015/ 02 /2022-L&M (e)
Government of India
Ministry of Cooperation

(OFFICE OF THE CENTRAL REGISTRAR OF COOPERATIVE SOCIETIES)

Krishna Bhavan, New Delhi
Dated: 1st February, 2022

ORDER

(Under the provisions of sub-section (3) of Section 7 of the Multi State Co-operative Societies Act, 2002)

Whereas, the Chief Promoter of **Bharathitampon Fishermen Cooperative Ltd., (BHARATHITAMPON) No.5, Kamaraj Salai, Pooranankuppam, Puducherry-605007** has submitted a proposal for registration of the above proposed society under the Multi State Cooperative Societies Act, 2002 (MSCS Act, 2002).

Whereas, after examination, the following deficiencies were found in the application submitted by the Society:

1. The society has submitted photo copy of resolutions instead of original as required. Further, the submitted resolutions are incomplete. The society has not included details of correspondence address of the society in its approved resolutions.
2. Resolution regarding the total number of board of directors is contradictory with the Bye-law no. 33 - The society has given details of 12 Board of Directors in its resolution but in Bye-law, CEO also included among the 12 Directors.
3. Bye-law No. 5(ii) as proposed to establish industries is vague and not clear.
4. In Bye-law No. 5(iii) the society has proposed to open branches. As per Rule 8(4) of MSCS Rules, 2002 for opening branches prior approval of Central registrar is required.
5. In Bye -law No.11 under disqualification of membership, the sub-clause (b) is not in consonance with the provision of section 29 of the Act.
6. In Bye -law No.23 - Sources of funds, includes modes like contributions, subscriptions and financial institutions which are undefined.
7. Bye -law No.24 relating to maximum borrowing limit is not in consonance with the provision of section 67 of the Act.
8. In Bye-law No. 36 - Powers and Functions of the Board of Directors: Sub No.(xv) is not in consonance with the objectives of the society.
9. In Bye-law No. 42(ii) - Powers and Functions of the Chairman is not consonance with the provisions of MSCS Act, 2002.

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Whereas, under the provisions of Section 7(3) of the MSCS Act, 2002 the Chief Promoter was given an opportunity for personal hearing on 1st February, 2022 to contest the deficiencies.

Whereas Chief Promoter appeared for hearing. Since the existing proposal is having deficiencies as mentioned in the Notice dt. 31st January, 2022 and the same was not contested, the proposed Society in the name of **Bharathitampon Fishermen Cooperative Ltd., (BHARATHITAMPON) No.5, Kamaraj Salai, Pooranankuppam, Puducherry-605007** does not meet the requirements of the provisions of the Multi State Co-operative Societies Act, 2002 and rules made thereunder and therefore cannot be considered for registration. However, the society is at liberty to submit a fresh proposal and the same shall be considered as per the provisions of MSCS Act, 2002 and MSCS Rules, 2002 made thereunder.

Given under my hand and seal on **1st February, 2022.**

This order is available on website: <https://mscs.dac.gov.in>



(Vijay Kumar)
Central Registrar of Cooperative Societies

To

The Chief Promoter (Shri Couppoussamy Deivassigamany)
Bharathitampon Fishermen Cooperative Ltd., (BHARATHITAMPON)
No.19, North Koil Street, Veerampattinam, Post-Ariyankuppam,
Puducherry-6050071.

1. Office Copy/Guard File.

2. File No.L-11015/02/2022-L&M(e)