



Tamil Nadu State Co-operative Societies Election Commission

From
Thiru. M.R. Mohan, I.A.S., (Retd)
Commissioner,
TamilNadu State Co-operative Societies
Election Commission,
Kamadhenu Super Market Building(1st Floor),
273, Anna Salai,
Teynampet,
Chennai-18.

To
1. The Registrar of Co-operative
Societies / State Election Officer.
2. All Functional Registrars /
State Election Officer.

Rc.No.5477/2013/CE.5

Dated:11.09.2014

Sir,

Sub : Election – Conduct of Elections of Members and Office Bearers of Co-operative Societies in the State –Conduct of election to societies restored u/s 142 and newly registered societies – Regarding.

Ref : Commission's letter even no. Dated 31.01.2014

In one instance the Commission has been requested to conduct election for the constitution of the Boards for certain **societies revived** under section 142 of the TamilNadu Co-operative Societies Act, 1993 to take over the management from the interim boards.

In its letter under reference the Commission has issued certain guidelines on the appointment of interim committee under point – (9) of the said letter which still holds good. Copy of the letter is enclosed for ready reference.

In another instance where it has not been specifically mentioned **as to the registration of a new society is on the basis of amalgamation or division**, the Commission has been requested to conduct the election to replace the **interim board of the newly registered society** quoting Section 13(1)(d)(ii) which relates to **societies under amalgamation or division and not for newly registered societies** which is governed by the fifth proviso to Section 33(1)(a) of the Act.

Since as a separate statutory body exclusively constituted as per the constitutional requirements for the conduct of elections to Co-operatives, and any non-observance and/ or in correct and improper application of related provisions of the Act and Rules in the conduct of election may possibly and probably vitiate the entire election process and proceedings, the Commission sincerely hopes and expects all the officers concerned to go strictly by the provisions of the Tamil Nadu Co-operative Societies Act, 1983, and the Tamil Nadu Co-operative Societies Rules 1988, in the conduct of election to the societies under the jurisdiction for a free and fair election and to avoid any legal complications and litigations.

The officers who are exercising powers of the 'Registrar' under these provisions may be informed accordingly.

An action taken report may kindly be sent to the Commission by 30.09.2014 positively.

(Sd./-)
Commissioner