

(13) Notwithstanding anything contained in this Act, or rules made thereunder or byelaws of society, if the committee of society ceases to function due to order of any Court or otherwise, the Registrar may appoint a person or committee of persons temporarily till the Court order is vacated or the new elections are held and the committee takes charge:

Provided that in case of a Co-operative Bank, no person or committee of persons shall be appointed by the Registrar without previous consultation with the Reserve Bank:

Provided further that if no communication containing the views of the Reserve Bank of India, on action proposed is received within thirty days of the receipt by that bank of the request soliciting consultation, it shall be presumed that the Reserve Bank of India agrees with the proposed action and the Registrar shall be free to pass such order as may be deemed fit.

53-A. Taking over of charge.-(1) If-

(i) the committee of a society is reconstituted at a general meeting of the society under section 49; or

(ii) the term of the committee of a society expires in pursuance of an order issued under clause (iii) of sub-section (7-A) of section 49; or

(iii) the committee of a society is removed or suspended or ceases to function under section 53; or

(iv) the society is ordered to be wound up under section 69, the person or persons entitled to receive the charge of the committee or society, as the case may be, shall assume charge-

(a) from the date of election of a committee at the general meeting in case of (i) above;

(b) from the date of order issued by the State Government under clause (iii) of sub-section (7-A) of section 49 in case of (ii) above;

(c) from the date of order of the Registrar appointing him/them to manage the affairs of the society in case of (iii) above, and

(d) from the date of order of the Registrar appointing a liquidator in case of (iv) above:

and outgoing members of the committee shall be bound to handover charge, the records and property of the society to those assuming charge on the date as herein provided.

(2) The person entitled to receive charge of the committee or society, as the case may be, under sub-section (1) shall be deemed to have assumed charge of his office as from the date mentioned in sub-section (1), whether such charge has been actually handed over or not.

53-B. Powers of the Registrar to remove an Officer of a society in certain circumstances.-(1) If in the opinion of the Registrar, any officer of the co-operative society has been grossly negligent in the discharge of his duties imposed on him by or under this Act, the rules made thereunder or byelaws or has, by a fraudulent Act, caused financial loss to the society the Registrar may without prejudice to any other action that may or can be taken against him, call upon the Board of Directors of the Society to remove within a specified period such officer from the office held by him and where necessary also to disqualify him from holding any office under that society for a period not exceeding six years, whereupon the Board of Directors of the society shall after affording opportunity to the officer concerned of being heard, pass the order of removal.