**Circular on Associate Member dated 24.12.2013**

Tkk-dz-x`g@Mh&3@gkSflax eWU;qvy@rjrwn oxG.ks@2013-

lgdkj vk;qDr o fuca/kd] lgdkjh laLFkk]

egkjk”Vª jkT;] iq.ks ;kaps dk;kZy;-

fnukad %& 24 fMlascj] 2013-

**okpys&**

1- lgdkj] i.ku o oL=ks|ksx foHkkx] ea=ky;] eqacbZ ;kapsdMhy dz-lx`;ks&2011@ iz-dz- 360@14&l- fnukad 15-10-2011 ps dye 79 ¼v½ ps funs’k-

2- lgdkj] i.ku o oL=ks|ksx foHkkx] ea=ky;] eqacbZ ;kapsdMhy dz- lx`;ks&2013@2097@iz-dz- 269@14 l- fnukad 28-11-2013 ps i=-

**%% i fj i = d %%**

egkjk”Vª jkT;krhy uksan.khd`r lgdkjh x`gfuekZ.k laLFkkaP;k lanHkkZr eksB;k izek.kkoj rdzkjh izkIr gksr vlY;kus o R;k rdzkjhpk lRoj fuiVkjk laLFkk ikrGhojp gks.;kP;k n`”Vhdksukrwu rlsp laLFkspk dkjHkkj lqjGhr o lqO;oLFkhr pkyfo.;klkBh ‘kklukus] egkjk”Vª lgdkjh laLFkk] vf/kfu;e 1960 ps dye 79 ¼v½ [kkyh fnukad 15-10-2011 jksthP;k funsZ’kkUo;s ^^lgdkjh x`gfuekZ.k laLFkkaP;k dkedktkckcrph lafgrk ykxw dsyh-

lnj lafgrse/khy izdj.k&3 e/;s lg;ksxh lHkkln ;kaps vf/kdkj fo”kn dsys vkgsr- rFkkfi lnj lafgrse/;s ‘kklukps fnukad 13-08-2013 ps jkti=kr izfl) >kysY;k dk;|krhy cnykeqGs lglHkklnkph (Joint Member) rjrqn dqBsgh ulY;keqGs lglHkkln gk ‘kCn oxG.ks vko’;d vkgs- mDr lafgrse/;s QDr izos’k fQus lg;ksxh lHkkln >kysY;k O;f‰yk R;k lHkklnkaP;k orhus ernku vFkok fuoM.kwdhps dks.krsgh vf/kdkj izkIr gks.kkj ukghr- la;qDri.ks Hkkx /kkj.k dj.kslkBh lg;ksxh lHkklnkl ekyeŸksP;k ekydhr fgLlk@uko vl.ks vko’;d vkgs- v’kh rjrqn dsyh vkgs- lnj rjrqnheqGs laLFksP;k lHkklnkae/;s o O;oLFkkid lferhe/;s okn o laHkze fuekZ.k gksÅu R;k lanHkkZr rdzkjhps izek.k ok<.;kph ‘kD;rk fopkjkr ?ksÅu ^^lgdkjh x`gfuekZ.k laLFkkaP;k dkedktkckcrph lafgrk\*\* ¼Co-operative Housing Societies Manual½ e/khy 31 ¼M½ lg;ksxh lHkkln ;kaps vf/kdkj ;k e/khy ifjPNsn dz- 4

**^^QDr izos’k fQus lg;ksxh lHkkln >kysY;k O;‰hyk R;k lHkklnkP;k orhus ernku vFkok fuoM.kwdhps dks.krsgh vf/kdkj izkIr gks.kkj ukghr- la;qDri.ks Hkkx /kkj.k dj.kslkBh lg;ksxh lHkklnkl ekyeŸksP;k ekydhr fgLlk @ uko vl.ks vko’;d vkgs\*\*** gh rjrwn oxG.ksckcr ‘kklukus fnukad 28-11-2013 P;k i=kUo;s eatwjh fnysyh vkgs- R;kuqlkj egkjk”Vª lgdkjh laLFkk vf/kfu;e 1960 ps dye 27 ¼2½ e/khy rjrqnhl vf/ku jkgwu lnjph rjrqn oxG.;kr ;sr vkgs-

lnjph ckc vkiY;k ikrGho#u loZ lgdkjh x`gfuekZ.k laLFkkaP;k fun’kZukl vk.kwu |koh-

**¼e/kqdj pkS/kjh½**

**lgdkj vk;qDr o fuca/kd**

**lgdkjh laLFkk] egkjk”Vª jkT;] iq.ks-**

**izr &**

1. foHkkxh; lgfuca/kd] lgdkjh laLFkk ¼loZ½-
2. lgfuca/kd lgdkjh laLFkk ¼flMdks½] jk;xM Hkou] lh-ch-Mh- csykiwj] uoh eqacbZ-
3. lgfuca/kd lgdkjh laLFkk] ¼iqoZ o if’pe miuxjs½ >ksiMiêh iquZolu izkf/kdj.k] 5 ok etyk] x`gfuekZ.k Hkou] okanzs ¼iwoZ½] eqacbZ & 51-
4. ftYgk mifuca/kd] lgdkjh laLFkk ¼loZ½-
5. mifuca/kd] lgdkjh laLFkk ¼EgkMk½ x`gfuekZ.k Hkou] okanzs ¼iwoZ½] eqacbZ-
6. mifuca/kd lgdkjh laLFkk] ¼,e-,e-vkj-Mh-,-½] eqacbZ-

izr % ftYgk lgdkjh x`gfuekZ.k laLFkkapk la?k ¼loZ½-

izr % ekfgrhlkBh ek- lfpo lgdkj] lgdkj] i.ku o oL=ks|ksx foHkkx] ea=ky;] eqacbZ ;kauk lfou; lknj-

**Circular on Associate Member dated 24.12.2013**

O.W.No.: Home/D-3/Housing Manual /To omit provision/ 2013.

Office of the Commissioner,

Co-operation and

Registrar, Co-operative Societies, Maharashtra State, Pune.

Date: 24th December, 2013.

READ:

1. Directions under Section 79 (A) bearing No. C.H.S.-2011/M. No. 360/14- S, dated 15/10/2011 from the Co-operation, Marketing and Textile Industries Department, Mantralaya, Mumbai;

2. Letter bearing No. C.H.S.- 2013/2097/M. No. 269/14-S, dated 28/11/2013 from the Co-operation, Marketing and Textile Industries Department, Mantralaya, Mumbai,

**CIRCULAR**

As complaints regarding the registered Co-operative Housing Societies in the State of Maharashtra are received on a large scale, with a view to see that the said complaints are redressed immediately at the level of the Society itself and that for conducting the working of the Societies smoothly and neatly, the Government, by its directive dated 15/10/2011 issued under Section 79(A) of the Maharashtra Co-operative Societies Act, 1960, has made the Co-operative Housing Societies Manual applicable.

In Chapter – III of the said Manual, rights of Associate Members/Co-members have been described. However, as there is no provision of "Joint Member" made in the amendment to the Act published in the Government Gazette dated 13/08/2013, it has become necessary to omit the word "Joint Member" from the said Manual.

In the said Manual, there is a provision that, a person who becomes an Associate Member only by paying a fee cannot get right to cast a vote or to election on behalf of that particular member. In order to hold Share jointly, the Associate Member must have his share/name in the ownership of the property.

Taking into consideration the possibilities that due to the said provision dispute and confusion would create amongst the members and the Managing Committee of the Society and that number of complaints in that regard would increase, the Government, by its letter dated 28/11/2013, has granted its approval to omit the provision made in Paragraph No.4 in Rights of Associates Members in 3.1 (D) of the Co-operative Housing Societies Manual viz.

"a person who becomes an Associate Member only by paying a fee cannot get right to cast a vote or to election on behalf of that particular member. In order to hold Share jointly, the Associate Member must have his share/name in the ownership of the property".

Accordingly, said provision is omitted subject to the provisions made in Section 27(2) of the Maharashtra Co-operative Societies Act, 1960.

This fact should be brought to the notice of all Co-operative Housing Societies, at your level.

**Sd/- x x x x x**

**(Madhukar Chaudhari)**

**Commissioner, Co-operation and Registrar,**

**Co-operative Societies, Maharashtra State, Pune.**

Copy to:

1. The Divisional Joint Registrars, Co-operative Societies (All);

2. The Joint Registrar, Co-operative Societies, (CIDCO), Raigad Bhavan, C.B.D. Belapur, Navi Mumbai;

3. The Joint Registrar, Co-operative Societies (Eastern and Western Suburban Areas), Slum Rehabilitation Authority, 5th Floor, Grihanirman Bhavan, Bandra (East), Mumbai - 51;

4. The District Deputy Registrars, Co-operative Societies (All);

5. The Deputy Registrar, Co-operative Societies (MHADA), Grihanirman Bhavan, Sandra (East), Mumbai;

6. The Deputy Registrar, Co-operative Societies (MMRDA), Mumbai;

Copy to: The District Federation of Co-operative Housing Societies (All);

Copy humbly submitted for information to: The Secretary (Co-operation), Co-operation, Marketing and Textile Industries Department, Mantralaya, Mumbai.