



Ref. No. :- COFFED-...../.....

Date:/...../.....

OFFICE OF THE RETURNING OFFICER

Bihar Rajya Matsyajibi Sahakari Sangh Limited (COFFED).
Meen Bhawan, West Boring Canal Road,
Patna-800023

COFFED /RO/19341/22

Date: 13-09-2022

Under Registered/ Speed post/ UPC/ Local Delivery/ Newspaper/ E-mail/ Peon Book/
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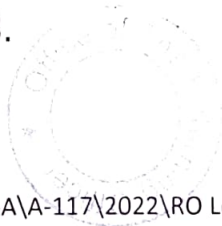
To,

All Member Institutions of Bihar Rajya Matsyajibi Sahakari
Sangh Limited (COFFED).

Subject : Elections of the member of Board of Directors and
office Bearers of Bihar Rajya Matsyajibi Sahakari
Sangh Limited (COFFED) on 20th November, 2022.

Dear Sir,

1. The term of the present Board of Directors of COFFED is due to expire on 21st October 2022. In order to elect the new members of the Board and office bearers of COFFED, a Special General Body Meeting of COFFED would be held on Sunday i.e. 20th November, 2022 at the Committee Room of its Head Quarter located at Meen Bhawan, West Boring Canal Road, Patna-800023.



2. In accordance with the Order No. F.No R-11017/52/2019-L&M dated 27-12-2019 issued by the office of the Central Registrar of Cooperative Societies, Department of Co-operative, GOI, Krishi Bhawan, New Delhi. and letter No. COFFED/Elections/2022-23/19319 dated 30-08-2022 issued by COFFED has appointed the undersigned to conduct the elections of Board of Directors and office bearers of COFFED under Rule 19 of Multi-state Cooperative Societies Rules 2002.

3. In accordance with the bye-laws of the federation each member society shall send delegate (s) to the general body of COFFED. You are, therefore, requested to communicate the name(s) and complete address of the delegate(s) representing your society in the Special General Body Meeting of COFFED in terms of section 38(3) of the Multi-state Cooperative societies Act 2002 along with a certified copy of **fresh resolution** of the competent authority or copy of the instrument of nomination of your society together with specimen signatures in the proforma enclosed at Annexure-1 Section 38(3) of the Multi State Cooperative Societies Act 2002 is reproduced below:

"Where in any meeting of the general body or the Board of a multi-state Co-operative, society, a Co-operative society or another multi-state Co-operative society is to be represented, such Co-operative society or other multi-State Co-operative society shall be represented in such meeting only through the Chairperson or the President or the Chief Executive or a member of the Board of such Co-operative society or other multi-State Co-operative society, as the case may be, if such member is so authorized by the Board and where there is no board of such Co-operative society or other multi-State Co-operative society, for whatever reasons, through the

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administrator, by whatever name called, of such Co-operative society or other multi-State Co-operative society.

Provided that where the byelaws of a multi-State Co-operative society provide for representation of other institutions in any meeting of general body or the board of such multi-State Co-operative society, such institutions shall be represented through its nominee."

As provided in para 'c' of the schedule referred to hereinabove
"Fresh resolution shall be required for every general body meeting in which election shall be held."

Kindly note that in case the nomination of delegate(s) in the prescribed proforma along with fresh resolution of the Board is not received by Saturday 15th October, 2022 it shall not be accepted for inclusion in the list of members eligible to vote. The intimation regarding delegate(s) of your society should reach the undersigned latest by Saturday 15th October, 2022 at the following address:

17/10/2022
(Manoj Kumar Singh)

JRCS, Patna Division, Patna,
Returning Officer,

JRCS, Patna Division, Patna
Returning Officer, COFFED
Meen Bhawan, West Boring
Canal Road, Patna-800023

बिहार राज्य मत्स्यजीवी सहकारी संघ लि०, (COFFED),

Meen Bhawan, West Boring Canal Road, Patna-800023.

Please also note that any nomination received through fax or photocopy or any other mode, which is not clearly legible, shall not be accepted.

4. Further, it is to inform that as per provision of Section 43 of Multi-State Cooperative Societies Act 2002 and bye-laws of COFFED defaulter member societies shall not be eligible to exercise voting right. An extract of Section 43 of Multi-State Cooperative Societies Act, 2002 relating to 'Disqualification for being a member of Board' are given below:

"Section 43 Disqualification for being a member of Board"

(1) No member of any Multi-State Cooperative Society or nominee of a member, Society or a National Co-operative Society shall be eligible for being chosen as, or for being, a member of the board of such Multi-State Co-operative Society or a national Co-operative Society, or of any other Co-operative society to which the Multi-state Co-operatives Society is affiliated, if such member:-

- (a) Has been adjudged by a competent Court to be insolvent or of unsound mind;
- (b) Is concerned or participates in the profits of any contract with the society;
- (c) Has been convicted for an offence involving moral turpitude;
- (d) Holds any office or place of profit under the society:



Provided that the chief Executive or such full-time employee of the society as may be notified by the Central Government from time to time or a person elected by the employees of such society to represent them on the board of such society shall be eligible for being chosen as, or for being, a member of such board;

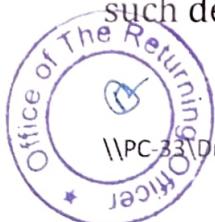
(e) Has been a member of the Society for less than twelve months immediately preceding the date of such election or appointment;

(f) Has interest in any business of the kind carried on by the Society of which he is a member;

(g) Has taken loan or goods on credit from the Society of which he is a member, or is otherwise indebted to such Society and after the receipt of a notice of default issued to him by such Society, has defaulted-

(i) In repayment of such loan or debt. or in payment of the price of the goods taken on credit, as the case may be, within the date fixed for such repayment or payment or where such date is extended, which in no case shall exceed six months, within the date so extended, or

(ii) When such loan or debt. or the price of goods taken on credit is to be paid in installments, in payment of any installment, and the amount in default or any part thereof has remained unpaid on the expiry of six months from the date of such default:



Provided that a member of the board who has ceased to hold office as such under this clause shall not be eligible, for a period of one year, from the date on which he ceased to hold office, for re-election as a member of the board of the multi-State Co-operative Society of which he was a member or for the election to the board of any other Multi-State Cooperative society;

- (h) is a person against whom any amount due under a decree, decision or order is pending recovery under this Act;
- (i) is retained or employed as a legal practitioner on behalf of or against the Multi-State Cooperative Society, or on behalf of or against any other Multi-State Co-operative Society which is a member of the former society.

Explanation-For the purposes of this clause, "legal practitioner" has the same meaning as in clause (i) of sub-section (1) of section 2 of the Advocates Act, 1961 (25 of 1961):

- (j) has been convicted for any offence under this Act;
- (k) is disqualified for being a member under section 29;
- (l) has been expelled as a member under section 30;
- (m) absents himself from three consecutive board meetings and such absence has not been condoned to by the board;
- (n) absents himself from three consecutive general body meetings and such absence has not been condoned by the member in the general body.



(2) A person shall not be eligible for being elected as member of board of a Multi-State Co-operative Society for a period of five years if the board of such multi-state cooperative society fails-

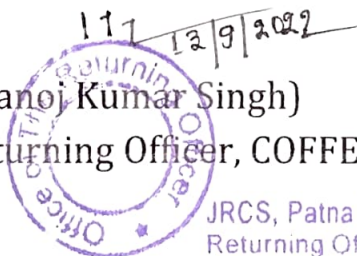
- (a) to conduct elections of the board under section 45; or
- (b) to call the annual general meeting under section 39; or
- (c) to prepare the financial statement and present the same in the annual general meeting.

5. A copy of the list of member institutions, together with the names of their authorized and eligible delegates, received till Saturday 15th October, 2022 shall be exhibited on the notice board of the office of the Bihar Rajya Matsyajibi Sahakari Sangh Limited. (COFFED), Patna on Saturday 1st November, 2022.

6. No expenditure like TA, incentive, etc. shall be made to any Board member unless the elections are completed.

Thanking you,
Yours Sincerely,

(Manoj Kumar Singh)
Returning Officer, COFFED.



JRCS, Patna Division, Patna
Returning Officer, COFFED
Meen Bhawan, West Boring
Canal Road, Patna-800023



Encl: As above.

CC:

1. The Notice Board of the Bihar Rajya Matsyajibi Sahakari Sangh Limited. (COFFED).
2. The Central Registrar, Cooperative Societies, Department of Cooperative, Ministry of Co-operative, Government of India.
3. Registrar, Co-operative Societies, Bihar, Patna.
4. Registrar, Co-operative Societies, Jharkhand, Ranchi.
5. The Managing Director, Bihar Rajya Matsyajibi Sahakari Sangh Limited. (COFFED). Meen Bhawan, West Boring Canal Road, Patna-800023. for information please.
6. Director Fisheries, Government of Bihar & Jharkhand.
7. Secretary, Department of Fisheries, Government of India.
8. Secretary, Department of Co-operative, Government of India.
9. All District Fisheries Officer, Bihar & Jharkhand.
10. All District Co-operative Officer, Bihar & Jharkhand for information and necessary action. You are requested to convey all the registered Fisheries Co-operative Societies of your District regarding their nomination and also furnish their status report including their election to undersign.

