

BYE-LAWS
OF
BIHAR STATE CO-OPERATIVE FISHER'S FEDERATION LTD.



बिहार राज्य मत्स्यजीवी सहकारी संघ लि०

**(As per the Provisions under section 103 of the
Multi-State Co-operative Societies Act, 2002)**

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THE NAME, ADDRESS AND AREA OF OPERATION OF THE FEDERATION

NAME

1. (a) The society shall be called "BIHAR STATE CO-OPERATIVE FISHER'S FEDERATION LTD. and its Hindi name would be "बिहार राज्य मत्स्यजीवी सहकारी संघ लि०"
- (b) Hereinafter it shall be referred to as "COFFED"

ADDRESS

- (c) The registered address of the COFFED shall be 1st Floor, Meen Bhawan, New Punichak, Ward No.-21, P.S. Patliputra, P.O.- Shastri Nagar, West Boring Canal Road, Block+Sub-division +District- Patna-800023, State- Bihar Every change in principal place of business of COFFED shall be made by an amendment of its bye-laws after following the procedure laid down in section 11 of the MSCS Act. Any change in registered office of COFFED, the same shall be notified to the Central Registrar within a period of fifteen days of its change.

AREA OF OPERATION

2. The area of operation of the COFFED shall cover the whole Bihar & Jharkhand State.

DEFINITION

3. In these bye-laws, unless there is anything repugnant in the subject or context:
 - (a) 'COFFED' means the "Co-operative Fisheries Federation Ltd. / BIHAR STATE CO-OPERATIVE FISHER'S FEDERATION LTD. / बिहार राज्य मत्स्यजीवी सहकारी संघ लि०'
 - (b) 'Act' means the Multi-State Cooperative Societies Act, 2002.
 - (c) 'State Federation' means a federal society of fishermen's/ fisherwomen cooperatives whose area of operation extends to the whole of a State or Union Territory
 - (d) 'Regional Federation' means a federal society of fishermen's cooperatives whose area of operation extends to more than one district
 - (e) 'District Society' means a society of fishermen/ fisherwomen cooperatives and / or fish farmers, area of operation of which extends to the whole of a district.
 - (f) 'State' means territory defined as state in the Constitution of India.
 - (g) 'Union Territory' means territory defined as a Union of Territory in the Constitution of India.
 - (h) 'Member' means a person who joined in the application for the registration for the COFFED or an organization admitted to its membership in accordance with the

bye-laws of COFFED.

- (i) 'Nominal' member means a person who has been admitted as nominal member or associate member under the bye-law of COFFED.
- (j) "Delegate" means a person who is appointed / elected by the members of the society or part thereof in accordance with its bye-laws as its representatives to the General Body of the COFFED or a person who is duly authorized by the Board of the member society to represent the society in General Body of the COFFED of which the society is a member
- (k) "Defaulter" means a member who has defaulted in payment of any kind of dues payable to the society.
- (l) 'Board' means the Board of Directors of COFFED constituted in terms of these bye-laws.
- (m) "Executive Committee" means the Executive Committee constituted in terms of these bye-laws.
- (n) 'Sub-Committee' means Committee constituted in terms of these bye-laws or by the Board of Director or the Executive Committee to undertake specific tasks to further the objects of the COFFED.
- (o) 'President' means a member of the Board of Directors who has been elected by the Board of Directors as the President of the COFFED.
- (p) 'General Body' means a body of representatives of members and representatives of other organization constituted in accordance with the Act, Rules and these bye-laws.
- (q) 'Managing Director' means a person appointed by the Board of Directors as the Chief Executive Officer of COFFED in terms of these bye-laws.
- (r) 'Central Registrar' means the Central Registrar of Cooperative Societies appointed by the government of India.
- (s) 'Rules od Notified Rules' means rules frames under the Multi State Cooperative societies Act, 2002.
- (t) 'Officer' means Officer of COFFED as defined in the Act.
- (u) 'Block Society' means a society of fishermen / fisherwomen cooperatives and / or fish farmers, area of operation of which extends to the whole of a Block.
- (v) 'Panchayat Society' means a society of fishermen / fisherwomen cooperatives and / or fish farmers, area of operation of which extends to the whole of a Panchayat.
- (w) 'Village Society' means a society of fishermen / fisherwomen cooperatives and / or fish farmers, area of operation of which extends to the whole of a Village or more than Village.
- (x) 'Functional Director' means a person appointed by the Board of Directors as the Assist the Chief Executive Officer of COFFED in terms of these bye-laws.

THE OBJECTS OF THE FÉDÉRATION

4. The objects of COFFED shall be to facilitate coordinate and promote fishing industry in the country through coordinate and for this purpose to undertake, organize and develop production, processing storage and marketing of fish and fish products and to manufacture and distribute machinery, implements and other inputs required by the fishing industry. In furtherance of these objectives, the COFFED may undertake one or more of the activities;
- (i) to undertake or promote own or on behalf of its member institutions, inter-state, intra-state and the international trade and commerce in fish and fish products and undertake, wherever necessary, sales, purchase, import, export and distribution of fish and fish products and other articles and good from various sources for pushing its business activities and to act as the agency for canalization and import and inter facilitate these activities, wherever necessary, and to open branches/ sub offices and appoint agents at any place within the state or country or abroad;
 - (ii) to undertake purchase, sale and supply of fish and fish products, marketing and processing requisites such as machinery, spare parts, and other fisheries requisites;
 - (iii) to act as an insurance agent and to undertake all such works which is incidental to the same;
 - (iv) to organize consultancy work in various field for the benefit of the member cooperative institutions;
 - (v) to undertake manufacture of fishing vessels, marine engines and other fishery requisites by setting up manufacturing units either directly or in collaboration with or as a joint venture with any other agency, including import and distribution of spare parts and components for upkeep of the fishing vessels and gears, etc;
 - (vi) to set up storage units including cold storage for storing various commodities and goods by itself or in collaboration with any other agency in India or abroad;
 - (vii) to maintain transport unit of its own or in collaboration with any other organization in India or abroad for movement of goods on land, sea, air etc;
 - (viii) to undertake marketing, research and dissemination or market intelligence;
 - (ix) to subscribe to the share capital of other cooperative institution as well as other public and joint sector enterprises, if an when considered necessary for fulfilling the objective of COFFED
 - (X) to arrange for training of employees of the fishery cooperative societies, State Fishery Departments and State Cooperative Departments;
 - (xi) to establish processing units for processing and preservation of fish and fish products;
 - (xii) to undertake grading, packing, and standardization of fish and fish products;

- (xiii) to acquire, take on lease or hire lands, buildings, fixtures and vehicles and to sell, give on lease or hire theme for the business of any or all above subject;
- (xiv) to advance loans to its members and other cooperative institutions on the security of goods or otherwise;
- (xv) to do all such things or undertake such other business or activities as may be incidental or conductive to the attainment of any or all of the above subjects;
- (xvi) to ensure compliance of the cooperative principles;
- (xvii) to make model bye-laws and policies for consideration of its member cooperatives;
- (xviii) to provide specialized training, education and data base information;
- (xix) to undertake research, evaluation and assist in preparation of perspective development plans for its member cooperative;
- (xx) to promote harmonious relations amongst member cooperative;
- (xxi) to help member cooperative to settle dispute among themselves;
- (xxii) to undertake business services on behalf of its member cooperatives, if specifically required by or under the resolution of the general body or the board, or bye-laws of a member cooperative;
- (xxiii) to provide management development services to a member cooperative;
- (xxiv) to evolve code of conduct for observance by a member cooperative;
- (xxv) to evolve viability norms for a member cooperative ;
- (xxvi) to provide legal aid and advice to a member cooperative;
- (xxvii) to assist member cooperative in organizing self help; and
- (xxviii) to develop market information system, logo brand promotion, quality control and technology upgradation.

THE SERVICES TO BE PROVIDED TO ITS MEMBERS

- 1) Making ways for social & intellectual development of member Fishers & boat mans & working for their economic development
- 2) Establishing Fishers & boat traffic co-operative societies, encouraging their growth & strengthening co-operative movement in the state through giving uniform shape to Fishers & boat traffic co-operative societies.
- 3) Arranging for settlement of waterbodies, ponds, tanks, mauns, chaur, bheels, lake & reservoirs to member societies by Government & making available financial assistance (loan etc) for the purpose.
- 4) Taking settlement of waterbodies located in areas where the society is not registered / operative or incompetent to take settlement of waterbodies & distributing the same among local & desirous members.

- 5) Making proper arrangement for production, distribution & marketing of items like fish, makhana, singhara etc produced from water.
- 6) Making arrangement for availability of items like wood, thread, nylon thread & nylon net, iron, boat, net etc, used in fishery, fishery development & boat traffic, at proper prices.
- 7) Running nylon thread sale centre & establishing unit for weaving of net for fishing.
- 8) Making arrangement for supervision of Fishers & boat traffic co-operative societies for their proper operation & control & preparing salaried & honorary workers for strengthening their co-operative movement
- 9) Making arrangements for freeing Fishers & boatmen from exploitation by contractors & other capitalists
- 10) Effecting state-level & national level policy-formulation in matters related to Fishers & boat traffic co-operative societies & co-operating with government in policy formulation for Fishers (fisherman) boatman co-operative movement
- 11) Ensuring convenience & justice to member societies through establishing co-ordination with controlling departments for waterbodies & ponds.
- 12) Establishing cold storage, fish processing unit, makhana processing unit, mechanized boat manufacturing unit etc for establishment of fishery industry.
- 13) Making arrangement for free education to the children of Fishers & boatmen, making arrangements for supply of books etc to them.
- 14) Establishing units for ornamental fish culture & breeding.
- 15) Doing pearl culture
- 16) Establishing boat school, boating club, obtaining finance for development of boating
- 17) Boosting up sport fishing
- 18) Doing non-brackish water prawn culture & establishing prawn hatchery.
- 19) Establishing minor & major carp hatchery unit.
- 20) Doing crab culture & establishing crab hatchery.
- 21) Doing mollusc culture & establishing mollusc hatchery
- 22) Establishing integrated fish farming unit.
- 23) Establishing fisheries training institute, establishing school/college for educational upliftment of members
- 24) Obtaining order for fish marketing for fish marketing business, at local level, under agricultural produce marketing committees under Agriculture Marketing Board & nominating representative under co-operative election constituency in the election of board of directors of agricultural produce marketing committees
- 25) Obtaining affiliation from various fishery institutes of the country & nominating representatives for different fishery related seminars, training programmes & workshops.
- 26) Carrying out survey of socio-economic condition of fishermen for their development.

- 27) Making arrangements for conservation of endangered fish species.
- 28) Doing research & development work in fishery sector.
- 29) Making arrangement for training of members through MoU (Memorandum of Understanding) with various fishery institutes.
- 30) Using existing resources in aquaculture sector obtaining governmental / non-governmental assistance / loan based on projects reports related aquaculture.
- 31) Submitting list of candidates to government for training in 1 year PG programme in inland fishery in Central Institute of Fisheries Education, Deemed University, ICAR, Mumbai.
- 32) Obtaining affiliation with the highest co-operative institution, namely, National Co-operative Union Federation Ltd, New Delhi & organizing training, workshop, seminar etc with their collaboration.
- 33) Encouraging all members to secure insurance under Pradhan Mantri Suraksha Bima Yojna, Pradhan Mantri Jeevan Jyoti Bima Yojna, Fish Insurance, Boat Insurance or other Micro Insurance .
- 34) Establishing poly clinic for protection of the health of the members.
- 35) Sending list of members / representatives, to participate in Diploma in Fisheries Co-operative Management / Fisheries (Short Term & Long Term) Training / workshop / seminar, to DNS Regional Co-operative Training Institute of the state.
- 36) Operationalising house construction scheme under fisherman welfare plan for fisherman members
- 37) Operationalising Saving-Cum-Relief Scheme.
- 38) Effecting construction of community building, under fisherman welfare plan, for fisherman members.
- 39) Arranging for safe drinking water for fisherman members under fisherman welfare plan.
- 40) Effecting 100 % implementation, advertisement & extension of State Sponsored बिहार शताब्दी अंसंगठित कार्यक्षेत्र कामगार एवं शिल्पकार सामाजिक सुरक्षा योजना – 2011 amongst members.
- 41) Nominating own member representative to Fish Farmer's Development Agency
- 42) Issue a certificate to kamgar & shilpkar under the State Sponsored scheme बिहार शताब्दी अंसंगठित कार्यक्षेत्र कामगार एवं शिल्पकार सामाजिक सुरक्षा योजना – 2011 amongst members.
- 43) Affiliating with country's highest fish co-operative institution (FISHCOPFED), New Delhi for organizing educational / training programmes, workshops & seminars
- 44) Setting up subsidiary organisation for fulfilment of above objectives & making proper arrangements for fulfillment of the objectives

In addition to above, federal cooperative shall also undertake following functions:-

Subject to the provisions of this Act and any other law for the time being in force, a federal cooperative may discharge the functions to facilitate the voluntary formation and

democratic functioning of cooperative societies as federal cooperative or multi State cooperatives based on self-help and mutual aid. Without prejudice to the generality of the provisions contained in sub-section(1), the federal cooperative may—

- (a) ensure compliance of the cooperative principle;
- (b) make model bye-laws and policies for consideration of its member cooperative;
- (c) provide specialised training, education and data-based information;
- (d) undertake research, evaluation and assist in preparation of perspective development plans for its member cooperative;
- (e) promote harmonious relations amongst member cooperative;
- (f) help member cooperative to settle disputes among themselves;
- (g) undertake business services on behalf of its member cooperative, if specifically required by or under the resolution of the general body or the board, or bye-laws of a member cooperative;⁴
- (h) provide management development services to a member cooperative;
- (i) evolve code of conduct for observance by a member cooperative;
- (j) evolve viability norms for a member cooperative;
- (k) provide legal aid and advice to a member cooperative;
- (l) assist member cooperative in organising self-help;
- (m) develop market information system, logo brand promotion, quality control and technology up-gradation.

THE ELIGIBILITY FOR OBTAINING MEMBERSHIP

In addition to those provided under section 25

5. The membership of the COFFED shall open to;
 - (a) State level Fishermen / Boatman / Fisherwomen / Fisheries Cooperative Federation;
 - (b) Regional level Fishermen / Boatman / Fisherwomen / Fisheries Cooperative Societies;
 - (c) District level Fishermen / Boatman / Fisherwomen / Fisheries Cooperative Societies;
 - (d) Block level fisherman / Boatman / Fisherwomen / Fisheries Co-operative Societies.
 - (e) Panchayat level fisherman / Boatman / Fisherwomen / fisheries Co-operative Societies.
 - (f) Village level fisherman / Boatman / Fisherwomen / fisheries / Co-operative Societies.

- (g) National Cooperative Development Corporation (NCDC)
- (h) Government of India
- (i) Government of Bihar
- (j) Government of Jharkhand
- (k) Fisheries Corporation or State Fisheries Commission, and
- (l) Companies or NGOs having fisheries aim & objects.

NOMINAL MEMBERSHIP

In addition to those provided under section 26

- (m) Such other persons/societies, not covered by 5 (a) (b) (c) (d) (e) and (f) above, with the COFFED is likely to do business may be admitted as nominal members. The application for such membership is received along with the admission fee of Rs. 100/- and is duly accepted by the COFFED. Such admission fee shall not be refunded in any case. Provided that no such nominal or associate member shall be entitled to subscribe the share of COFFED or any interest in the Management thereof or in the sharing of its profits or liabilities including right to vote, elect as director or the Board or participate in the General Body meeting.

Note: That the admitted member will get "Co-operative Fisheries Card" or "Kamgar & Shilpkar Card" or "Membership Card" it will be the conclusive proof of nominal member.

THE PROCEDURE FOR OBTAINING MEMBERSHIP

In addition to those provided under section 25(4)

- (n) Application for admission as a member and for allotment of shares shall be made to the Managing Director in the form, if any, prescribed by COFFED for the purpose. Every such application shall be disposed of by the Board within a period of four months from the date of receipt of application, and the decision of the Board shall be communicated within fifteen days from the date of such decision to the applicant. The Board have power to grant admission or to refuse it after recording reasons for such refusal, provided, however, that the institutions/person, whose application has been refused by the BOARD, may appeal to the Appellate Authority and if the Appellate Authority so directs it shall be admitted as a member by COFFED. The decision of the Appellate Authority shall be the final.
- (o) Every member other than the Government of India, National Cooperative Development Corporation (NCDC), Corporation, State Fisheries Commission, Companies, NGOs and nominal members shall pay Rs. 100/- as admission fee which shall not be refunded in any case.

- (p) When an applicant has been admitted to membership by the BOARD in accordance with 5(a), (b), (c), (d), (e) & (f) above and it has paid its admission fee and share money, it shall be deemed to have acquired all the rights and incurred all the obligations and liabilities of a member of COFFED, as laid down in the Cooperative Societies Act, the Rules made there under and these bye-laws.

ANNUAL MEMBERSHIP SUBSCRIPTION

In addition to those provided under section 28

- (i) Each member society shall pay subscription to the Federation for promotion of fisheries cooperative as under:
- | | | |
|-------------------------------|---|-----------------------|
| State Federation | - | Rs. 10,000/- per year |
| Regional/District Federations | - | Rs. 5,000/- per year |
| Block Society | - | Rs. 5,000/- per year |
| Panchayat Society | - | Rs. 1000/- per year |
| Village Level Society | - | Rs. 500/- per year |
- (ii) Annual subscription from members shall fall due at the commencement of each cooperative year i.e. on the 1st day of April every year and shall be payable by 1st July of the every year.
- (iii) In case of default in payment of membership subscription, the member society shall be liable to pay interest at the rate or any other decisions as may be decided by the Board of COFFED from time to time.

THE PROCEDURE FOR WITHDRAWAL OF MEMBERSHIP

(CESSATION OF MEMBERSHIP)

6. The Membership shall cease:
- On cancellation of the registration and liquidation of the member society;
 - On redemption/withdrawal of the entire share capital by National Cooperative Development Corporation/Government of India;
 - On expulsion from membership under Bye-law No. 8;
 - On in completion of qualification mentioned in 5(i)

THE CONDITION FOR CONTINUING AS MEMBER

(DISQUALIFICATION FOR MEMBER OF COFFED)

In addition to those provided under section 29

7. (1) No person shall be eligible for being a member of COFFED if-
 - (a) his business is in conflict or competitive with the business of COFFED; or
 - (b) he used two consecutive years the services below the minimum level specified in the bye-laws; or
 - (c) He has not attended three consecutive general body meetings of the COFFED and such absence has not been condoned by the members in the general body meeting; or
 - (d) he has made any default in payment of any amount to be paid to the COFFED; or
 - (e) he has been adjudged by a competent Court to be an insolvent or an undischarged insolvent; or
 - (f) has been sentenced for any offence, other than offence of a political character or in offence not involving moral turpitude and dishonest and a period of five years has not elapsed from the date of expiry of the sentence; or
- (2) Notwithstanding anything contained in MSCS Rule or the bye-laws of the COFFED, if a member becomes or has already become subject to any disqualifications specified in Rule 11 of sub-rule (2), he shall be deemed to have ceased to be a member of COFFED from the date when the disqualification was incurred.
- (3) No individual being a member of a primary level multi-state cooperative society or a multi-State credit society, or a multi State urban cooperative bank, shall be the member of any other society or cooperative society of the same class without the general or special permission of the Central Registrar and where an individual has become a member of two such cooperative societies aforesaid, then either or both of the societies shall be bound to remove him from membership on written requisition from the Central Registrar to that effect.
- (4) COFFED shall not admit members within thirty days prior to the date of the meeting of its general body.

THE PROCEDURE FOR EXPULSION FROM MEMBERSHIP

In addition to those provided under section 30

8. (a) A member including a nominal member of COFFED, but excluding National Cooperative Development Corporation/ Government of India, Government of Bihar/ Government of Jharkhand, Fisheries Corporation or State Fisheries Commission, Fish Farmer Producer Company may be expelled by a majority of not

less two thirds of the members entitled to vote who are present at a General Body Meeting held for the purpose;

- (i) If it intentionally does any act likely to injure the credit of COFFED or fail to observe proper discipline in regard to work of COFFED;
- (ii) If it does any act which may be held by the BOARD or a General Body of COFFED to be dishonest or contrary to the stated objects or interest of the COFFED;
- (iii) If it persistently defaults or fails to carry out its obligations to the COFFED.
- (b) Before expulsion, the member to be expelled will be given an opportunity to explain its position. After the explanation has been considered, the member may be suspended by the BOARD which shall then call a General Body Meeting within one month from the date of suspension, termination of membership shall take effect from the date of expulsion or such date as may be specified in the resolution of expulsion and after the resolution is approved by the General Body.

9. COFFED shall have a charge upon the share of contribution or interest in the capital and on the deposit of a member or the past member and upon any dividend, bonus or the estate in respect of any debt due from such member or past member to the COFFED and may set off any sum credited or payable to a member or past member or in towards payment of any such debt.

THE TRANSFER OF MEMBERSHIP

In addition to those provided under section 34, 35, 36 & 37

10. Subject to the provision of the Act, Rules and these bye-laws, a member or an ex-member may transfer its share to another member or applicant qualified under these bye-laws and approved by the BOARD or to share transfer fund.

THE SOURCES FROM WHICH THE FUNDS MAY BE RAISED BY THE MULTI-STATE CO-OPERATIVE FEDERATION

(FUNDS)

11. COFFED may receive funds from any or all the following sources:
 - (a) Admission Fee
 - (b) Share Capital
 - (c) Grants-In-Aid, Donation And Contribution From Affiliated Federations;
 - (d) Deposit from members, Borrowings;
 - (e) Subscriptions; and

- (f) Profit

Provided that the total amount of the maximum borrowing of the COFFED by way of deposits and loans received during any financial year shall not exceed ten times of the sum of subscribed share capital and accumulated reserve fund minus losses.

THE PURPOSE FOR WHICH THE FUNDS MAY BE APPLIED INVESTMENT OF FUNDS

In addition to those provided under section 64

12. COFFED may invest or deposit its funds-
- (a) in a cooperative bank, State cooperative bank, cooperative land development banks or Central Cooperative Bank; or
 - (b) in any of securities specified in section 20 of the Indian Trusts Act, 1882 (2 of 1882); or
 - (c) in the shares of securities of any other multi-state cooperative society or any cooperative society; or
 - (d) in the shares, securities or assets of a subsidiary institution or any other institution; or
 - (e) with any other bank.
- Explanation for the purpose of clause (e), "bank" means any banking company as defined in clause (c) of section 5 of the Banking regulation act, 1949 (10 of 1949), and includes.
- (i) the State Bank of India constituted under the State Bank of India Act, 1955 (23 of 1955);
 - (ii) a subsidiary bank as defined in clause(k) of section 2 of the State Bank of India (subsidiary Banks) Act, 1959 (38 of 1959);
 - (iii) a corresponding new bank constituted under section 3 of the banking Companies (Acquisition and Transfer of Undertakings) Act, 1970 (5 of 1970) or a corresponding new bank constituted under section 3 of the Banking Companies (Acquisition and Transfer of Undertakings) act, 1980 (40 of 1980).

THE NATURE AND AMOUNT OF CAPITAL OF THE FEDERATION (SHARE CAPITAL)

13. (a) The authorized share capital of COFFED shall be Rs. 50,00,00,000/- (Fifty Crore) made of 5,00,000 (Five Lakh) shares of Rs. 1,000/- (One Thousand) each. Share holding of every member shall not be less than 1(one) share.

- (b) The COFFED shall cause to be kept and maintained a registered of its members setting forth the name and address, share capital and other interest of each member.
- (c) Every member shall be entitled to certificate in such form as the BOARD may approve for any or all the shares standing in the name for the time being and from time to time.
- (d) Each such certificate shall specify the number of shares for which it is issued and the amount up thereon and shall be signed by the Managing Director and countersigned by the President.
- (e) Such certificate shall be issued in order any by number from a stock certificate book and a record of each certificate, together with a receipt signed by or on behalf of the member to whom it is issued shall be kept on the stub thereof.
- (f) In case a certificate is lost, defaced or destroyed, a duplicate thereof may be issued on such terms as to evidence, indemnity and fee as the BOARD may prescribe.
- (g) No transfer or alienation of shares in the COFFED whether by sale, hypothecation, devise, succession or otherwise shall be registered without the consent of the BOARD.

THE MANNER IN WHICH THE MAXIMUM CAPITAL TO WHICH A SINGLE MEMBER CAN SUBSCRIBE

In addition to those provided under section 33

- (a) No member, other than the authorities to in clauses (g) to (l) of D(5) of the byelaws. A Co-operative Society, Shall hold more than such portion of the total share capital of the Federation (in no case exceeding one – fifth thereof).

LIABILITY

- 14. (a) Liability of the members shall be limited to the share capital subscribed by them.
- (b) Liability of every member would continue for period to two years from the date of ceasing to be member of COFFED.

THE PROCEDURE FOR NOTICE AND MANNER OF VOTING, IN GENERAL AND OTHER MEETINGS.

GENERAL BODY

CONSTITUTION, POWER AND FUNCTIONS OF GENERAL BODY

In addition to those provided under section 38

- 15. The General Body of COFFED shall consist of :

- (a) One representative each of the members admitted under bye-law No. 5(a), (b), (c), (d), (e) and (f) shall be represented either by their Chairman or Chief Executive or Secretary or Administrator, by whatever name called.
 - (b) Not exceeding two representatives of each affiliated state federation and these two representatives shall be the Chairman and the Chief Executive of the State Federation. Where, however, there is no board of the State Federation, then one representative shall be the Administrator, by whatever name called, and the other shall be the Chairman/Chief Executive of the fishery cooperative society affiliated to the state fishermen/fisherwomen/fisheries Cooperative federation.
16. Every member society, the Government of Bihar, the Government of Jharkhand, the Central Government, the National Cooperative Development Corporation, Corporation or State Fisheries Commission and Fish Farmer's Producer Company eligible to send representatives as per bye-law 15 shall nominate their representatives on the General Body of COFFED and certified copies of the resolution of the competent authorities or copies of the instrument of nomination shall be sent to the Managing Director. Such resolution/instrument shall specify the period for which such nominees will continue to represent them.
17. (a) The Annual General Body Meeting of the members shall be called within a period of six months of the close of the cooperative year at the principal place of COFFED.
- (b) **SPECIAL GENERAL BODY MEETING**
- SPECIAL GENERAL MEETING OF GENERAL BODY**
- In addition to those provided under section 40**
- (i) A Special General Meeting may be called at any time by the Managing Director on the direction of the Board and call such meeting within one month after the receipt of requisition in writing from the Central Registrar or from such member or members or a proportion of the total number of members.
 - (ii) If a special general meeting of COFFED is not called in accordance with the requisition referred in section 40 sub section (1) of MSCS Act, 2002, The Central Registrar or any person authorized by him in this behalf shall have the power to call such meeting and that meeting shall deemed to a meeting called by the Managing Director in accordance with the provisions of that sub section and the Central Registrar may order that the expenditure incurred in calling such meeting shall be paid by COFFED or by such person or persons who, in the opinion of the Central Registrar, was or were responsible for the refusal or failure to convene the Special meeting.

THE MANNER OF CONVENING GENERAL MEETINGS AND QUORUM THERE OF OTHER THAN THOSE PROVIDED UNDER THIS ACT.

- (c) **NOTICE FOR GENERAL MEETING**
 - (i) The annual general meeting of the COFFED may be called by giving not less than fourteen days notice in writing.
 - (ii) Special general meeting of the COFFED may be called by giving not less than seven days notice in writing.
 - (iii) When a general body meeting is called by the Central Registrar or any person authorized under sub section (2) of section 39 or a special general meeting under sub section(2) of section 40, he may determine:-
 - (a) the period of notice of such meeting which shall not be less than seven days;
 - (b) the time and place of such meeting; and
 - (c) The subject to be considered in such meeting. The Central Registrar or any person authorized may preside over such meeting.
 - (d) The notice of annual general meeting shall be accompanied by a copy each of audited balance sheet, profit & loss account, together with the auditor's report thereon relating to the preceding year and the report of the board, amendment of bye-laws, if any and election of members of the board, if any.
 - (e) The quorum for a general meeting shall be one fifth of the total number of members of the general body of COFFED. Each representative present at the General Body meeting shall have one vote. No proxies shall be allowed. No business shall be transacted in the general body meeting unless there is a quorum at the time when the business of the meeting is due to commence. If within half an hour from the time appointed for the meeting shall stand adjourned. Provided that a meeting which has been called or requisition of the members shall not be adjourned but dissolved.
 - (f) If at any time during the meeting sufficient number of members are not present to form the quorum the chairperson or the member presiding over the meeting on his own or on his attention being drawn to this fact, shall adjourn the meeting and the business that remains to be transacted at this meeting, if any, shall be disposed of the usual manner at the adjourned meeting.
 - (g) Where a meeting is adjourned under sub-rule (3) or sub-rule (4) of rule 16 the adjourned meeting shall be held either on the same day or on such date, time and place as may be decided by the chairperson or the member presiding over the meeting, but within seven days from the date of adjourned meeting.
 - (h) No business shall be transacted at any adjourned meeting other than the business on the agenda of the adjourned meeting under sub- rule (3) or sub-rule (4) of Rule

16.

- (i) No quorum shall be necessary in respect of an adjourned general meeting.
- (j) the Vice-President or in the absence the vice-President or in the absence of both, one of the other members elected for the purpose shall preside over the General Body Meetings.

SIZE, CONSTITUTION & FUNCTIONS OF THE REPRESENTATIVE GENERAL BODY:

- a) Representative General Body will have twenty-one (21) members; they will include:
 - 1. Chairman, 2. Any five Directors other than Chairman, 3. Any fifteen non-Director members of the federation
- b) Representative General Body will be appointed through General Body.
- c) Representative General Body will work in accordance with the powers delegated to it through the policy of the General Body made in its annual general meeting. Normally, Representative General Body will be delegated power of amendment to by-laws of the federation.
- d) Any member/office-bearer, dissatisfied with the decision of the Representative General Body, will be able to appeal against it in the annual general meeting of the General Body. But the General Body will not carry out the work of the Representative General Body. Besides, when the General Body thinks proper, it can withdraw the partial/full powers delegated to Representative General Body, through a proposal passed by the majority. It can also dissolve & reconstitute the Representative General Body.

THE RIGHTS AND DUTIES OF THE MEMBERS

- 18. The duties and powers of the General Body Meeting shall be:
 - (i) to consider adopt the audit report and annual report of COFFED
 - (ii) to dispose of net profit of COFFED in accordance with the Act, Rule and these bye-laws;
 - (iii) to amend bye-laws of COFFED:
 - (iv) to expel any member of COFFED
 - (v) to consider and approve the programme of activities of the COFFED for the ensuring year;
 - (vi) to elect, suspend or remove the members of the board other than those nominated by the Government of Bihar, the Government of Jharkhand, the government of India and National cooperative Development Corporation.
 - (vii) to fix the maximum borrowing limit of COFFED;

- (viii) to consider any other business with the permission of the Chairman of the General Body;
 - (ix) to consider audited statement of accounts;
 - (x) to consider audit compliance report.
 - (xi) to review of operational deficit if, any;
 - (xii) to consider the appointment of a Statutory Auditor to conduct the audit of COFFED
 - (xiii) to review the actual utilization of reserve and other funds;
 - (xiv) to approve the long-term perspective plan and the annual operational plan;
 - (xv) list of employees who are relatives of members of the Board or of the Chief Executive;
 - (xvi) formulation of code of conduct for the members of the Board and officers; and
 - (xvii) election of members of the board, if any.
 - (xviii) to approved the appointment of Chief Executive Officer / Managing Director
 - (xix) to approved the appointment of Functional Director
19. The record of the decisions of the General Body duly signed by the Chairman and Managing Director of the meeting shall be maintained.

THE PROCEDURE FOR AMENDING THE BYE-LAWS

20. The amendments to these bye-laws shall be passed only by a regulation of the meeting of the General Body in which a quorum is present, by a vote of not less than two-third majority of the members present there at, and voting and fifteen clear days' notice of the proposed amendment of consideration has been given to all the members.

ELECTION OF MEMBERS OF BOARD

BOARD OF DIRECTORS

In addition to those provided under section 45

21. (i) The conduct of elections to the board of COFFED shall be responsibility of the existing Board.
- (ii) The election of members of Board of COFFED shall be held by secret ballot;

THE TENURE OF DIRECTORS, CHAIRPERSON AND OTHER OFFICE-BEARERS OF THE FEDERATION, NOT EXCEEDING FIVE YEARS.

- (iii) The election of the members of Board shall be held in the general meeting of the COFFED.
- (iv) The term of office of the elected members of the board shall be such, not exceeding five years from the date of elections.
- (v) Where the board fails to conduct election of the members of board, the Central Registrar shall hold the election within a period of ninety days from the date when such election become due;
- (vi) No person shall be eligible to be elected as a member of the board unless he a member of the general body of COFFED; and
- (vii) The expenses for holding election by the Central Registrar shall be borne by COFFED.
- (viii) The term of office of the members of the Board who are nominees of the Government or institutions or federation shall be as indicated from time to time by the Government or the concerned institutions. However, their term will be co-terminus with the term of elected Directors/Board; and the Government/concerned institutions shall make fresh nominations for the new Board.
- (ix) The elected members of the Board shall be eligible for re-election.
- (x) Delegates from defaulting member societies shall not be entitled to exercise the right to vote or to seek election to any office. The delegates of defaulting society, if holding any office of COFFED shall forfeit their right to hold such office w.e.f. the date on which the society becomes defaulter under these bye-laws provided, due notice has been given to the defaulting society and it has failed to pay its dues within 30 days after the receipt of notice.

THE MEMBER OF THE BOARD NOT EXCEEDING TWENTY-ONE.

(BOARD OF DIRECTORS)

In addition to those provided under section 41 & 48

22. The Board of Directors of COFFED shall not exceed Twenty One excluding Functional Directors and Co-opted Directors.
- (a) One representative to be elected by all the delegates of the general body of the

member institutions from each of the following division of Bihar & Jharkhand State.

- | | |
|---------------------------------|---------------------------------|
| 1. Patna Division | 2. Tirhut Division |
| 3. Saran Division | 4. Darbhanga Division |
| 5. Kosi Division | 6. Purnea Division |
| 7. Bhagalpur Division | 8. Munger Division |
| 9. Magadh Division | 10. Palamu Division |
| 11. North Chhotanagpur Division | 12. South Chhotanagpur Division |
| 13. Santhal Pargana Division | 14. Kolhan Division |

Provided further that the reservation of one seat for the Scheduled Castes or the Scheduled Tribes and Two seats for women shall also be on the board (i) One from Bihar State & (ii) One from Jharkhand State

- (b) One representative to be nominated by the National Cooperative Development Corporation
- (c) One representative to be nominated by the Central Government.
- (d) One representative to be nominated by the Bihar Government.
- (e) One representative to be nominated by the Jharkhand Government.
- (f) Functional Director

Provided also that the Functional Director of a Co-operative Society shall also be the member of the Board and such member's shall be Excluded for the purpose of counting the total no. of Director's specified in the proviso to clause 22.

- (g) The Managing Director
- (h) Two eminent persons may be co-opted by the Board of Directors.

Provided that such co-opted members shall not have the right to vote in any election of COFFED in their capacity as such member. The co-opted directors shall be specialists in any field relating to the objects and activities of the society.

- (i) Two subject matter specialists may be invited by the Board in any of its meeting as special invitee.
- (j) One representative from State Fisheries Commission / Fish Farmer's Producer Company / State Fisheries Federation / Fisheries Corporation.
- (k) Functional Director

Provided also that the Functional Director of a Co-operative Society shall also be the member of the Board and such member's shall be Excluded for the purpose of counting the total no. of Director's specified in the proviso to clause 22.

- 24. The President shall exercise general supervision over the affairs of COFFED. In the absence of the President, the Vice - President shall exercise all the powers of the President.

THE MANNER OF CONVENING BOARD MEETINGS, ITS QUORUM, NUMBER OF SUCH MEETINGS IN A YEAR AND VENUE OF SUCH MEETINGS.

(MEETINGS OF THE BOARD OF DIRECTORS)

In addition to those provided under section 50

25. (1) (i) At least 15 days clear notice shall ordinarily be given to the members for the meeting of the Board in writing, including the date, place and time and agenda of the meeting. Notice shall be sent under Speed Post/Registered Post.

THE FREQUENCY OF BOARD MEETINGS.

- (ii) The Board shall meet at least once in every quarter, provided that the total number of meetings of the Board shall not ordinarily exceed six in a year.
 - (iii) The quorum for a meeting shall be 5 or one third of the Directors, whichever is less. If there will be no quorum within thirty minutes from time fixed for the meeting, the meeting shall stand adjourned to such other time and date, no earlier than 10 days from the date at which the meeting was originally convened (after notice of the date to which it is adjourned is given) as the Directors present at such meeting may determine. There shall be no quorum for an adjourned meeting. No new subjects shall, however, be discussed at such adjourned meeting
 - (2) In case urgency, business may be transacted by circulation and such business shall be reported to the BOARD at its next meeting for confirmation. Such decision shall have the same binding force as any other decision of the BOARD. In case any dissenting vote is received on a resolution sent by circulation, the matter shall not be adopted and shall be placed before the next meeting of the BOARD for a decision.
26. The meetings of the Board of Directors shall be presided over by the President/Chairman or in his absence by the Vice President/Vice-Chairman and in the absence of both President/Chairman and Vice-President/Vice Chairman, the Directors present in the Meeting shall elect a President/Chairman for the Meeting from among themselves. All questions at the meeting of the BOARD shall be decided by a majority of vote and in case of equality of votes, the President/Chairman shall have a casting vote.

THE PROCEDURE FOR REMOVAL OF MEMBERS OF THE BOARD AND FOR FILLING UP TO VACANCIES.

(DISQUALIFICATIONS FOR BEING A MEMBER OF BOARD)

In addition those provided under section 43.

27. No member of any multi-state cooperative society or nominee of a member society or a national cooperative society shall be eligible for being chosen as, or for being a member or the board of such multi-state cooperative society or a national cooperative society, or any other cooperative society to which the multi-State cooperative 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: Provident that the Managing Director or such full time employee of the COFFED as may be notified by the Central Government from time to time or a person elected by the employees of COFFED to represent them on the board of COFFED shall be eligible for being chosen as, or for being , member of COFFED 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 as 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, which the date fixed for such repayment 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 installment, 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 COFFED of which he was a member or for the election to the board of any multi-state cooperative society;
 - (h) is a person against whom any amount due under a decree, decision or order is pending recovery under his 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 cooperative society which is a member of the former society;
- (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 members in the general body.
- (2) A person shall not be eligible for being elected as member of a board of COFFED for a period of five years if the board of COFFED 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.

28. A member of the BOARD shall cease to hold office if he;

In addition those provided under section 43.

- (i) resigns and his resignation is accepted by the BOARD; or
- (ii) fails without showing satisfactory reasons of the BOARD to attend three consecutive BOARD's meetings ; or
- (iii) ceases to represent the affiliated cooperative in the General body of COFFED ; or
- (iv) ceases to be nominee of the Government of India or the National Cooperative Development Corporation: or
- (v) becomes financially interested in any business conflicting with the interest of the COFFED; or
- (vi) directly or indirectly is interested in any business contract with the COFFED or participates in the profits of any contract with the COFFED in a meeting and refrains from voting in respect any such contract; or
- (vii) ceases to hold the office of the Chairman, Chief Executive or Administrator, by whatever name called, as the case may be, in the society which he represents on general body of COFFED.

FUNCTIONS AND POWERS OF THE BOARD OF DIRECTORS

In addition to those provided under section 49

29. The Board shall exercise all the power of the COFFED except those reserved for General body, subject to any resolution or restrictions laid down by the COFFED in a General Body Meeting or in bye-laws. In particular, the BOARD shall have the following powers and duties:
- (a) to observe in all the transactions the Act, Rules and these bye-law;
 - (b) to admit members and allot shares;
 - (c) to interpret the organizational objectives and set up specific goals to be achieved towards these objectives;
 - (d) to make required changes in the long term objectives and plans;
 - (e) to approve the subsidiary bye-laws, regulations and programmes;
 - (f) to make periodic and systematic appraisal of operations of COFFED.
 - (g) to place before the General Body the annual report and the audit report;
 - (h) to prepare and lay before the General Body the programme of work for the ensuring year;
 - (i) to decide on acquiring membership of cooperative societies at National and International levels and to nominate its representatives on these bodies;
 - (j) to consider the inspection note of the Registrar or of any other person authorized on his behalf and to take necessary action;
 - (k) to decide matters relating to withdrawals, transfers, retirement, refund and forfeiture of shares;
 - (l) to appoint, suspend, punish and remove the Managing Director and to approve his salary, allowances, pension, gratuity, retirement benefits and other terms and conditions of service. However as long as the Central / State Government holds fifty one percent or more of the Equity Share Capital or of total shares of COFFED the salary and allowances, pension, gratuity, retirement benefits and other terms and conditions of service of the Managing Director shall be such as prescribed under the Act;
 - (m) to frame rules regarding recruitment, appointment, suspensions, punishment and other conditions of service in respect of the employees of COFFED and to prescribe the scales and nature of securities to be obtained from the employees, wherever necessary;
 - (n) to consider and express opinion on problem of common interest concerning the member federations on its own initiative or as referred to it by the members;
 - (o) to consider matters of common interest and to advise and assist the member federation in furtherance of their interest.

- (p) to frame subsidiary rules for TA, DA, sitting fee of the members of the BOARD;
- (q) to sanction posts of the administration of the COFFED
- (r) to elect amongst themselves a President and Vice-President as per provisions of the Act and Rules;
- (s) to appoint from amongst members of the BOARD, the executive committee and other sub-committees for efficient conduct of business, as per provisions of the Act and Rules;
- (t) to recommend to the General Body distributions of profits;
- (u) to purchase, sell, take on hire/lease or dispose of immovable properties, buildings, land godowns, processing plants, machinery, cold storage, etc;
- (v) to purchase, sell or otherwise acquire or dispose of movable property upto an extent of Rs. 1 Lakh at a point of time. However, in case of purchase of machinery, fishing boats, trawlers and vessels, etc. there will be on limit on the value of these moveable items;
- (w) to sanction bonus and productivity linked incentives to staff;
- (x) to determine the terms and conditions of collaboration with other cooperative societies and others;
- (y) to sanction contracts of any values;
- (z) to lay down criterion for determining default of members;
- (za) to appoint, trustee or trustees, attorney or attorneys, agent or agents for the business of the COFFED;
- (zb) to accept or reject resignation of members of BOARD;
- (zc) to be such acts and take such steps as are incidental or conducive to the attainment of the objectives of COFFED.
- (zd) To approve the panel of auditors for placing in the General Body.
- (ze) to make provisions for regulating the appointment of employees of the COFFED and the scales of pay, allowances and other conditions of service of, including disciplinary action against such employees.
- (zf) to place the annual report, annual financial statement, annual plan and budget for the approval of the general body
- (zg) to consider audit and compliance report and place the same before the general body;
- (zh) to acquire or dispose of immovable property;
- (zi) to review membership in other cooperatives;
- (zj) to approve annual and supplementary budget;
- (zk) to rise funds; and
- (zl) to sanction loans to the members

- (zm) to appoint, suspend, punish and remove the Functional Director and to approve his salary, allowances, pension, gratuity, retirement benefits and other terms and conditions of service. However as long as the Central / State Government holds fifty one percent or more of the Equity Share Capital or of total shares of COFFED the salary and allowances, pension, gratuity, retirement benefits and other terms and conditions of service of the Functional Director shall be such as prescribed under the Act:
- (zn) to appoint, suspend, punish and remove the Deputy Managing Director and to approve his salary, allowances, pension, gratuity, retirement benefits and other terms and conditions of service. However as long as the Central / State Government holds fifty one percent or more of the Equity Share Capital or of total shares of COFFED the salary and allowances, pension, gratuity, retirement benefits and other terms and conditions of service of the Deputy Managing Director shall be such as prescribed under the Act:
- (zo) to appoint, suspend, punish and remove the General Manager and to approve his salary, allowances, pension, gratuity, retirement benefits and other terms and conditions of service. However as long as the Central / State Government holds fifty one percent or more of the Equity Share Capital or of total shares of COFFED the salary and allowances, pension, gratuity, retirement benefits and other terms and conditions of service of the General Manager shall be such as prescribed under the Act:
- (zp) to appoint, suspend, punish and remove the Operational Manager, Data Manager, Data Edit Manager, Data Collection Manager, Recovery Manager, Claim Manager, Social Media Manager, Form Manager, File Manager, Travelling Manager, Human Resource (HR) Manager, Scanning Manager, Marketing Manager, Micro-Insurance Manager, Micro-Finance Manager, Micro-Pension Manager, RTI Manager, Statics Manager, Production Manager, Sports Manager, Finance Manager, Account Manager, Post Harvest Manager, Publication & Advertisement Manager, Fish Feed Manager, Fish Seed Manager, Fish Medicine Manager, Fertilizer Manager, Panchayat Co-ordinator, Block Co-ordinator, Sub-division Co-ordinator, District Co-ordinator, Division Co-ordinator & State Co-ordinator and to approve his salary, allowances, pension, gratuity, retirement benefits and other terms and conditions of service.

REMOVAL OF ELECTED MEMBERS BY GENERAL BODY

In addition to those provided under section 47

- 30. An elected member of a board, who has acted adversely to the interest of the COFFED, may on the basis of a report of the Central Registrar or otherwise be removed from the board upon a resolution of the general body passed at its meeting by a majority of not less than two-third of the members present and voting at the meeting. Provided that the member concerned shall not be removed unless he has been given a reasonable opportunity of making a representation in the matter.

EXECUTIVE COMMITTEE

In addition those provided under section 53.

31. The BOARD shall constitute an Executive Committee comprising of the following:
 - a) President;
 - b) Vice-President;
 - c) Two Directors;
 - d) One representative of the National Cooperative Development Corporation; and
 - e) Managing Director.
32. The Executive Committee shall have the following powers and functions:
 - (i) to arrange for internal checking of the accounts at least once in a quarter;
 - (ii) to purchase, sell or otherwise acquire or dispose of moveable property of the COFFED;
 - (iii) to fix limits of cash to be kept by various officers and branches and authorize officers to sign or execute receipts and other documents on behalf of COFFED.
 - (iv) to arrange for raising funds for carrying on the business or COFFED and to determine the terms and conditions therefore;
 - (v) to decide the terms, period for and the rate of interest at which deposits are to be received and to arrange for repayment of such deposits;
 - (vi) to sanction expenditure on purchase of dead stock, furniture and fixture, stationery, vehicles and other contingent expenditure. Executive Committee may delegate these powers to the Managing Director and other officer of COFFED subject to such restrictions as it may deem fit;

COMMITTEE

- | | |
|--------------------|-----------------------------|
| 1. Micro Insurance | 2. Marketing |
| 3. Production | 4. Training & Education |
| 5. Export | 6. Research & Dissemination |
| 7. Statistics | 8. Co-operative |
| 9. Purchase | 10. Micro Finance |
| 11. Micro Pension | |

SUB-COMMITTEE

- | | |
|--------------------|---------------|
| 1. Post Harvest | 2. Ornamental |
| 3. Claim | 4. Legal |
| 5. Infra-Structure | 6. Fish Seed |
| 7. Fish Feed | 8. Fish Net |

- | | |
|----------------------|-----------------------------|
| 9. Fish Boat | 10. Fish Medicine |
| 11. Social Media | 12. Publication |
| 13. Pearl Culture | 14. Mollusc Culture |
| 15. Fish Culture | 16. Integrated Fish Farming |
| 17. Water Management | 18. Sale |

THE AUTHORIZATION OF OFFICERS TO SIGN DOCUMENTS AND TO INSTITUTE AND DEFEND SUITS AND OTHER LEGAL PROCEEDINGS ON BEHALF OF THE FEDERATION.

- (vii) through any members or officer of employees of COFFED or any other persons, specially authorized, to institute, conduct, defend, compromise, refer to arbitration or abandon legal proceedings by or against COFFED or its officers, employees concerning the affairs of COFFED.
 - (viii) to refer any claim or demand for arbitration and to observe and perform the awards;
 - (ix) to delegate its powers to such officers of the COFFED at it may deem fit.
33. (i) Executive Committee may meet as often as necessary but normally once in every quarter.
- (ii) Four members shall form the quorum in the meeting of the Executive Committee.
- (iii) The meeting of the Executive Committee shall be presided over by the president, in his absence by the Vice- President and in the absence of both the President and Vice- President, the members present may elect their own President from amongst themselves to preside over the meeting.
- (iv) All business transacted or decided at the times of the Executive Committee shall be recorded in the proceedings Book which shall be signed by the Chairman of the meeting.
- (v) 7 days notice shall or ordinarily be necessary for the meeting of the Executive Committee. Notice shall be sent under Speed Post/Registered post.

PRESIDENT

34. The President shall preside at all meeting of the BOARD and of the GENERAL BODY. He shall together with the managing Director sign all deeds, mortgages and other conveyances of real property as well as share certificates, bond debentures and certificates, for loan units. In addition there to he shall perform all such other duties as are usually required of the President of COFFED or are prescribed by the BOARD.

VICE-PRESIDENT

35. Except as in the proviso otherwise provided:
- (a) The President being absent or unable to act, the Vice- President shall discharge the duties of the President.
 - (b) If the office of the President becomes vacant, new President of the COFFED shall be elected by the Board for the unexpired period of the BOARD.

THE POWERS AND FUNCTIONS OF THE CHIEF EXECUTIVE OFFICER

In addition to those provided under section 52.

(MANAGING DIRECTOR)

36. (a) The BOARD shall appoint a Managing Director on such terms and conditions and for such period as it may be decide and he shall be full time employee of COFFED.
- (b) (i) The Managing Director shall act as the Chief Executive Officer of COFFED and shall conduct the business of and exercise control over the administration of COFFED, under the direction and control of the board.
- (ii) He shall advise the BOARD, the Executive Committee and other committees/sub-committees in framing the polices and programmes of COFFED and to implement these after approval. He shall furnish to the BOARD periodically such information as may be necessary for long range planning and for appraisal of the operation of COFFED.
37. **The following shall be duties of the Managing Director:**
- (i) to convene the meeting of the General Body, the BOARD, the Executive Committee and other committee or sub-committees and participate in them. He shall, however, no right to vote in matters pertaining to elections;
 - (ii) to attend the meetings of the different committees and to implement the decision taken in the meetings of these committees;
 - (iii) to be responsible for the General conduct, supervision and management of the day to day business and affairs of COFFED.
 - (iv) to ensure maintenance of proper accounts of the COFFED and to prepare monthly reports for the information of the BOARD.
 - (v) to receive all moneys and securities on behalf of the COFFED and to arrange for the safe custody of cash, properties, records and other securities;
 - (vi) to assist in the inspection of the books and records by various authorities empowered to do so under the Act, Rules and these Bye-laws;
 - (vii) to certify copies of the entries in the books under the Act;
 - (viii) to sign all cheques, deposits, receipts and to operate the account of COFFED.

- (ix) to keep in safe custody the registers and other papers in use of COFFED and other property of COFFED.
- (x) to sign receipts for moneys received by COFFED.
- (xi) to sign all deposit receipts and to operate on the accounts of COFFED with such banks as may be approved by the BOARD.
- (xii) to be officer of COFFED, to use or to be used on behalf of the COFFED and sign and execute bonds, agreement and other documents by and on behalf of the COFFED.
- (xiii) to select and appoint personnel and to determine the powers, duties and responsibilities of the employees of COFFED for ensuring proper conduct of the day to day business;
- (xiv) to assist the BOARD to take stock of assets of the COFFED in conjunction with any other member or members appointed by the BOARD at the end of each year or at such other times as the BOARD may require;
- (xv) to permit access to all records of the COFFED to any auditor or to the BOARD under the provisions of the Act;
- (xvi) to keep record of all the proceedings of the meetings of the Board, the Executive Committee or other committees or sub-committees. He shall be charge of all books, records, papers and the seal of the COFFED; and
- (xvii) to delegate any of the above powers to any officer/officers of COFFED.

38. The Managing Director shall exercise control and supervision on the administration of the COFFED and to conduct the affairs of the COFFED in conformity with the Act, rules and these bye-laws and the decisions of the General body, the BOARD, Executive Committee or other committees.

FUNCTIONAL DIRECTOR

The Functional Director shall assists to Managing Director to exercise control and supervision on the administration of the COFFED and to conduct the affairs of the COFFED in conformity with the Act, rules and these bye-laws and the decisions of the General body, the BOARD, Executive Committee or other committees.

THE MANNER OF IMPOSING THE PENALTY.

Recommendations for working against the interests of members & non-completion of the duties by members, Directors & employees:

1. In case of non-completion of duties allotted to any member/employee by the general body, appropriate action will be taken, by general body, against such member/employee.
2. If federation Member, Director & Employees act against by-laws, Act & Rules & against the interests of the federation & be incompetent to complete the duties prescribed in the by-laws, BoD may consider removal of such person(s) & filling of the vacancy so created will be done as per by-laws.

3. If any Director of the BoD does such act which comes in the class of specified offence under para104 of the Act, then he will be liable for punishment as per the same para.
4. If any employee doesn't complete his duties, then he will be liable for punishment as per the provisions of the employee service rules of the federation. In case of absence of such rules, he will be punished as per the decision of the BoD.

THE APPOINTMENT, RIGHT AND DUTIES OF AUDITOR'S AND PROCEDURE FOR CONDUCT OF AUDIT

(APPOINTMENT AND REMUNERATION OF AUDITORS.)

In addition to those provided under section 70.

39. (i) The Board recommends appointment of a Statutory Auditor to conduct the audit of COFFED and fix the remuneration from a panel of a auditors approved by the Central Registrar or from a panel of auditors, if any, prepared by the COFFED for the general meeting of COFFED.
- (ii) A retiring auditor shall be re-appointed as per provisions of the Act and Rules.
- (iii) The General Body of COFFED is not appointed or re-appointed auditor, the Central Registrar may appoint auditor.

POWER AND FUNCTIONS/DUTIES OF AUDITORS

In addition to those provided under section 73.

40. (1) Every auditor shall have a right of access at all times to the books, accounts and vouchers of the COFFED, whether kept at the head office of the COFFED or elsewhere, and shall be entitled to require from the officers or other employees of the COFFED such information and explanations as the auditor may think necessary for the performance of his duties as an auditor.
- (2) Without prejudice to provisions of sub-section (1) of section 73, the auditor shall inquire:-
 - (a) whether loans and advances made by the COFFED on the basis of security have been properly secured and whether the terms on which they have been made are not prejudicial to the interest of the COFFED.
 - (b) whether transaction of the COFFED which are represented merely by book entries are not prejudicial to the interest of the COFFED,
 - (c) whether personal expenses have been charged to revenue account; and
 - (d) whether it is stated in the books and papers of the COFFED that any shares have been allotted for cash, whether cash has actually been received in respect of such allotment, and if no cash has actually been so received, whether the position as stated in account books and the balance-sheet is correct, regular and not misleading.

- (3) The auditor shall make a report to the members of the COFFED on the accounts examined by him and on every balance-sheet and profit and loss account and on every other document required to be part of or annexed to the balance-sheet or profit and loss account, which are laid before the COFFED in general meeting during his tenure of office, and the report shall state whether, in his opinion and to the best of his information and according to the explanations given to him, the said accounts give the information required by this Act in the manner so required and give a true and fair view;-
 - (a) in the case of the balance-sheet, of the state of the COFFED's affairs as at the end of its financial year; and
 - (b) in the case of the profit and loss account, of the profit or loss for its financial year.
 - (c) The auditor's report shall also state-
- (4) The auditor's report shall also state-
 - (a) whether he has obtained all the information and explanations which to the best of his knowledge and belief were necessary for the purpose of his audit;
 - (b) whether in his opinion, proper books of accounts have been kept by the COFFED so far as appears from his examination of those books, and proper returns adequate for the purposes of his audit have been received from branches or offices of the COFFED not visited by him;
 - (c) whether the report on the accounts of any branch office audited by a person other than the COFFED's auditor has been forwarded to him and how he has dealt with the same in preparing the auditor's report;
 - (d) whether the COFFED's balance-sheet and profit and loss account dealt with by the report are in agreement with the books of account and returns.
- (5) Whether any of the matters referred to in clause (a) and (b) of sub-section (3) or in clause (a), (b), (c) and (d) of sub-section (4) is answered in the negative or with a qualification, the auditor's report shall state the reason for the answer.

THE TERMS ON WHICH A MULTI-STATE CO-OPERATIVE FEDERATION MAY DEAL WITH PERSONS OTHER THAN MEMBERS.

Federation's services will normally be available to members only. But, it will be able to exchange with non-members of its operational area also for fulfillment of its objectives. But such exchange will be under such conditions & registrations as decided by BoD as per the by-laws. Further, such non-members which are debtors to any registered co-operative society will not be provided services.

THE TERMS ON WHICH A MULTI-STATE CO-OPERATIVE FEDERATION MAY ASSOCIATE WITH OTHER CO-OPERATIVE SOCIETIES.

Other co-operative societies of the operational area of the federation also will be able to co-operate with the federation; but it will be possible only on conditions as prescribed by the general body of the federation.

THE TERMS ON WHICH A MULTI- STATE CO-OPERATIVE FEDERATION MAY DEAL WITH ORGANIZATIONS OTHER THAN CO-OPERATIVE SOCIETIES.

Federation, for advancing its described objectives, through majority decision of voting members in general meeting, can promote one or more subsidiary organizations & it will be possible for it to register such organization / organizations under such existing law as approved by the general body.

THE RIGHTS, IF ANY, WHICH THE MULTI-STATE CO-OPERATIVE FEDERATION MAY CONFER ON ANY OTHER MULTI-STATE CO-OPERATIVE FEDERATION OR FEDERAL CO-OPERATIVE AND THE CIRCUMSTANCES UNDER WHICH SUCH RIGHTS MAY BE EXERCISED BY THE FEDERAL CO-OPERATIVE

- a) Furthering harmonious relation between this federation & other federation
- b) Helping federation & its members in resolution of their differences with other federation or society & differences between federation & its members
- c) Representing interests of the federation & lobbying for policies & laws favourable to the federation
- d) bringing into use the list of chartered accountants prepared by the union / federation
- e) Ensuring operation through timely election in the federation
- f) Assisting federation in normal functioning of general meetings & calling requisitioned general meeting
- g) Preparing code of conduct for observance by the federation
- h) Preparing existence proof for the federation

- i) Providing legal aid & advice
- j) Providing any other service on request of federation
- 2 Union will use its above rights under such situation as described in Act & by-laws of the federation

THE PROCEDURE AND MANNER FOR TRANSFER OF SHARES AND INTEREST IN THE NAME OF A NOMINEE IN CASE OF DEATH OF A MEMBER.

Since society will be the member of the federation hence question of death doesn't arise. In case of dissolution of the member society, its share amount, if there are no dues of the federation with the member, will be refunded to the appointed dissolver/receiver only. If amount is left even after adjustment of any dues then that also will be refunded to the appointed dissolver / receiver only.

THE EDUCATIONAL AND TRAINING PROGRAMMES TO BE CONDUCTED BY THE MULTI-STATE CO-OPERATIVE FEDERATION.

The federation shall organize co-operative educational programmes for its members, directors and employees and sufficient funds in this regard shall be earmarked as per the requirement.

Obtaining affiliation from various fishery institutes of the country & nominating representatives for different fishery related seminars, training programmes & workshops.

Making arrangement for training of members through MoU (Memorandum of Understanding) with various fishery institutes.

Submitting list of candidates to government for training in 1 year PG programme in inland fishery in Central Institute of Fisheries Education, Deemed University, ICAR, Mumbai.

Obtaining affiliation with the highest co-operative institution, namely, National Co-operative Union Federation Ltd, New Delhi & organizing training, workshop, seminar etc with their collaboration.

Affiliating with country's highest fish co-operative institution (FISHCOPFED), New Delhi for organizing educational / training programmes, workshops & seminars

Federation will be able to organize people & swawlambi groups in its operational area as per the guidelines & with the help of its affiliated union & as per the process determined by its general body & conduct programmes for their education & training

Federation, as per the policy decided by the general body, will organize scheduled caste / scheduled tribe / women of fisherman class & swawlambi(self supporting) persons of weaker fisherman class & conduct programmes for their development, education & training.

THE PRINCIPAL PLACE AND OTHER PLACES OF BUSINESS OF MULTI-STATE CO-OPERATIVE FEDERATION.

The Businesses of federation will be whole India . The Principal Place of the business will be Bihar and Jharkhand.

THE MINIMUM LEVEL OF SERVICES TO BE USED BY ITS MEMBERS.

The minimum level of services to be used by its members as prescribed by the Board Of Director and approved by the General Body.

CONTRIBUTORY PROVIDENT FUND

In addition to those provided under section 69.

23. A contributory Provident Fund shall be established in COFFED which shall be regulated in the following manner;
 - (a) All regular employees of COFFED may be admitted to the fund;
 - (b) All sums paid into the fund shall be credited to the books of COFFED to an account, named as 'Co-operative Fisheries Federation Ltd'. Provident Fund Account.
 - (c) Every member of fund shall contribute monthly to the fund even when on lien or foreign service, an amount which shall be not less than 8.33 per centum of his basis salary, which shall be credited to the individual account of each member in the books of the Fund.
 - (d) The contribution payable by COFFED shall be equal to the member's contribution as fixed above, but shall not exceed in any case 8.33 per centum of the basis salary of the members of the Fund.
 - (e) The detailed rules related to Contributory Provident Fund of the Federation to be known as 'CONTRIBUTORY PROVIDENT FUND rules of Co-operative Fisheries Federation Ltd.

REGISTERS AND BOOKS OF ACCOUNTS

41. The Managing Director shall maintain books and registers in such form as may be prescribed in the Act and the Rules or by the Central Registrar and he shall in particular keep books in such form as may be approved by the BOARD to record the followings:
 - (a) bye-laws of the COFFED;
 - (b) the name of all the members;

- (c) the address and calling of every member as far as can be ascertained;
- (d) the number of shares held by each member;
- (e) the amount paid in and the remaining unpaid respectively in respect of each member;
- (f) the amounts, if any, standing to the credit of a member; and
- (g) the names, address and calling of all the members who are or have been Directors of the COFFED indicating the dates of their assuming office and the dates on which they cease to be Directors.

42. Copies of the bye-laws and the balance sheet shall be supplied free on demand to any member. The last balance sheet shall be open to public inspection during office hours on all the working days.

BONDING

43. Every person appointed to an office touching the receipts, management or expenditure or money or the receipt of goods, wares and merchandise for the purpose of the COFFED shall, before entering upon the duties of his office give such security as deemed sufficient by the BOARD, which security may be varied to amount or renewed from time to time.

THE CONSTITUTION OF VARIOUS RESERVES THE MANNER OF ALLOCATION OR DISBURSEMENT OF NET PROFITS OF THE MULTI-STATE CO-OPERATIVE FEDERATION

(DISTRIBUTION OF PROFITS)

44. After making provision for depreciation on buildings, machinery and other stock, productivity linked bones and incentives to the staff, as decided upon by the BOARD, the net profit of the COFFED shall be disposed of in the following manner;
- (a) twenty-five per cent shall be carried to the credit of the Reserve Fund;
 - (b) ten percent shall be carried to business losses reserve, bad debts reserve for irrecoverable assets;
 - (c) sum not exceeding twenty percent may be carried to;
 - (i) Building Fund;
 - (ii) Distress Relief Fund
 - (d) contribution to the Cooperative Education Fund as prescribed in the Act and Rules;
 - (e) distribution of dividend amongst members in accordance with the provisions of Act and Rules;

- (f) distribution of not more than 2% of the business transacted with a member society as patronage dividend subject to availability of funds; and
- (g) all undistributable and undivisible profit shall be carried forward to the reserve fund.

SETTLEMENT OF DISPUTES

THE SETTLEMENT OF DISPUTES

In addition to those provided under section 84

45. If any dispute touching the constitution or business of COFFED arising between members or past members of COFFED or persons claiming through a member or past member or between members or past members or persons so claiming and any officer, agent or servant of the society (past or present) or between COFFED or its BOARD, and any other officer, agent, member or servant of COFFED, (past or present), it shall be referred to the Central Registrar for arbitration as provided in the Act and the Rules framed there under. The member shall include the nominal members also.

GENERAL

46. All matters not specifically provided for are to be decided in accordance with the Cooperative Societies Act and the notified Rules there under.
47. In case of any dispute about the interpretation of any provisions of the Act, Rules and these Bye-laws, the decision of the Central Registrar shall be final.
48. Should there be a conflict between the bye-laws of the COFFED and the affiliated societies, the bye-laws of COFFED shall prevail

Sl.	Name	Post	Signature
1.	Sakaldeo Sahani	Chairman	
2.	Pradeep Kumar Sahani	Director	Sd/-
3.	Raj Kumar Kewat	Director	Sd/-
4.	Shiv Prasad Sahu	Director	Sd/-
5.	Rajesh Kapri	Director	Sd/-

कार्यालय, निर्बंधक, सहयोग समिति, बिहार, पटना ।

पत्र संख्या

2240

पटना, दिनांक 2.5.06

7/नि० विधि-02-उप संशोधन-01/2004.

प्रेषक,

श्री अशोक कुमार झा,
उप निर्बंधक-न्यायिक,
सहयोग समिति, बिहार, पटना ।

सेवा में,

मुख्य कार्यपालक पदाधिकारी-सह-प्रशासक,
बिहार राज्य मत्स्यजीवी सहकारी संघ लि०,
पटना ।

विषय:- बिहार राज्य मत्स्यजीवी सहकारी संघ लि०, मुसल्लहपुर हाट, पटना
के निर्बंधित उपविधियों में प्रस्तावित संशोधन का निर्बंधन ।

महोदय,

निदेशानुसार उपर्युक्त विषयक आपके पत्रांक-16/संघ/06 दिनांक -
10.3.06 के प्रसंग में सूचित करना है कि निर्बंधक, सहयोग समिति, बिहार,
पटना ने बिहार राज्य मत्स्यजीवी सहकारी संघ लि०, पटना की उपविधियों
में प्रस्तावित उपविधि संख्या-9, 14, 3, 15, 17, 18, 19 एवं 24 के प्रस्तावित
संशोधन को निर्बंधित कर लेने की कृपा की है ।

निर्बंधित उपविधि एवं निर्बंधन प्रमाण-पत्र की प्रति संलग्न कर अग्रेतर
आवश्यक कार्रवाई हेतु भेजी जाती है ।

अनु०:- यथोक्त ।

बी०एम०
29/4

विश्वास भाजन,

अशोक कुमार झा,
उप निर्बंधक-न्यायिक संस

FORM No. VII
(Rule 17 (2))

Certificate of registration of amendment

I do hereby certify that the amendments to the bye-laws of the
बिहार राज्य मत्स्यजीवी सहकारी संघ लि. मुसल्लखपुरा हाट पन्ना-6 Cooperative
Society registered under the Bihar Cooperative Societies Act, 1935 (Act VI of 1935)
as contained in the enclosed documents have been registered under section 25 of
the said Act, in token of which necessary certificate duly signed and sealed bearing
number 19/149R/06 dated Twenty Sixth day of April 2006 has been
appended on the document.

The copy of the bye-laws deposited in this office has been accordingly
amended.

Seal



Dated this day of
Twenty Sixth April two thousand Six

[Signature]
Registrar
Cooperative Societies, Bihar, Patna
Registrar.
Co-operative Societies
in Bihar.

क्रम सं०	उपविधि संख्या	वर्तमान उपविधियाँ	संशोधन का प्रस्ताव उपविधियों में	संशोधन का कारण
1	2	3	4	5
1.	9	<p>9. सदस्यता का अन्त</p> <p>(क) यदि समिति या क्षेत्रीय मातृसंघी सहकारी संघ समाप्त या विघटित कर दी गई हो या इसे उपविधि अनुकूल अपने हिस्से के वापस लिया हो अथवा दूसरे संघ या समिति के नाम हस्तान्तरित कर दिया हो।</p> <p>(ख) यदि सदस्य इस उपविधि के अनुसार संघ से निकाल दिया गया हो।</p>	<p>9. सदस्यता का अन्त</p> <p>(क) यदि संघ से संबद्ध समिति विघटित घोषित कर दी गई हो या उपविधि के अनुसार पूरा हिस्सा वापस ले लिया हो या अन्य समिति/संघ के नाम हस्तान्तरित कर दिया हो।</p> <p>(ख) यदि संबद्ध समिति को उपविधि के अनुसार संघ से निकारित कर दिया गया हो।</p> <p>(ग) संघ के कार्य क्षेत्र से अलग घोषित हो गयी हो।</p>	<p>संशोधन के कारण सहकारिता आन्दोलन सफलभूत करने के मद्देनजर हिस्सेदारों में उत्तरदायित्वों की भावना जागृत करने के ख्याल से।</p> <p>तथैव</p> <p>तथैव</p>
2.	14 (3)	<p>विशेष आम सभा</p> <p>(क) विशेष आम सभा नियुक्त किए गए अन्य पदाधिकारी (संचालन पदाधिकारी) के लिखित आदेश पर तथा संचालन पदाधिकारी द्वारा निर्धारित कार्यक्रम के अनुसार मुख्य कार्यपालक पदाधिकारी/प्रबंधक द्वारा बुलाई जाएगी।</p> <p>(ख) साधारण सभा के लिए 15 दिन पूर्व और असाधारण तथा विशेष सभा के लिए 7 दिन पूर्व में ही सूचना देनी होगी।</p>	<p>14(3) विशेष आम सभा</p> <p>(क) विशेष आम सभा नियुक्त, सहयोग समितियों, बिहार या उनके द्वारा नियुक्त किए गए अन्य पदाधिकारी (संचालन पदाधिकारी) के लिखित आदेश पर तथा संचालन पदाधिकारी द्वारा निर्धारित कार्यक्रम के अनुसार मुख्य कार्यपालक पदाधिकारी/प्रबंधक द्वारा बुलाई जाएगी।</p> <p>(ख) विशेष आम सभा के लिए 15 दिन पूर्व सूचना देनी होगी।</p>	<p>सहकारिता अधिनियम 1935 (संशोधन 2002) में किए गए संशोधन के अलावा में निबंधक स० स०, बिहार, पटना का ज्ञापक-5353, दिनांक-06.11.2002 के अनुपालनार्थ।</p> <p>तथैव</p>

1	2	3	4	5
3.	15	<p>15. <u>निदेशक मण्डल</u></p> <p>(क) निदेशक मण्डल 21 (इक्कीस) सदस्यों की होगी, जिसमें समापति, उपसमापति, मंत्री एवं नाम निर्देशित सदस्य भी सम्मिलित रहेंगे।</p> <p>(ख) <u>निदेशक मण्डल का गठन निम्न प्रकार होगा</u></p> <ol style="list-style-type: none"> राज्य सरकार (सहकारिता विभाग) द्वारा नाम निर्देशित एक व्यक्ति। राज्य सरकार सहकारिता विभाग के क्षेत्रीय संवर्ग के किसी राजपत्रित पदाधिकारी को संघ के मुख्य कार्यपालक पदाधिकारी के रूप में नियुक्त कर सकेंगी, जो नाम निर्देशित सदस्य भी होंगे। वित्त पोषक बैंक द्वारा नाम निर्देशित एक पदाधिकारी। प्रत्येक संबद्ध क्षेत्रीय मत्स्यजीवी सहकारी संघ से एक प्रतिनिधि, जो उपर्युक्त आम सभा द्वारा इस संघ के लिए निर्वाचित होंगे। शेष सदस्यों, जिसमें अध्यक्ष, उपाध्यक्ष, मंत्री एवं संयुक्त मंत्री सम्मिलित रहेंगे, का चुनाव संघ की आम सभा में उपस्थित प्रतिनिधियों के द्वारा की जाएगी। 	<p>15. <u>निदेशक मण्डल</u></p> <p>(क) निदेशक मण्डल 17 (सतरह) सदस्यों की होगी, जिसमें अध्यक्ष, उपाध्यक्ष एवं नाम निर्देशित सदस्य भी सम्मिलित रहेंगे।</p> <p>(ख) <u>निदेशक मण्डल का गठन निम्न प्रकार होगा</u></p> <ol style="list-style-type: none"> इसी विलोपित किया जाता है। राज्य सरकार (सहकारिता विभाग) के क्षेत्रीय संवर्ग के किसी राजपत्रित पदाधिकारी संघ के मुख्य कार्यपालक पदाधिकारी को नियुक्त कर सकेंगी, जो निदेशक मण्डल के नाम निर्देशित सदस्य होंगे। इसे विलोपित किया जाता है। संघ से संबद्ध क्षेत्रीय मत्स्यजीवी सहाकारी संघ से नियमानुसार विशेष आम सभा द्वारा संघ के लिए निर्वाचित एक-एक प्रतिनिधि इस संघ के निदेशक मण्डल के सदस्य होंगे। लेकिन किसी भी स्थिति में यह संख्या तीन से अधिक नहीं होगी। शेष सदस्यों, जिसमें अध्यक्ष, उपाध्यक्ष एवं अन्य ग्यारह सदस्यों/निदेशकों तथा संघ से संबद्ध संस्थाओं हेतु प्रतिनिधि का चुनाव संघ की विशेष आम सभा में उपस्थित प्रतिनिधियों द्वारा की जाएगी। कोई पद पर किसी कारण से चुनाव नहीं हो पाता है तब वैसे स्थिति में प्रबंध कमिटी द्वारा सहयोजन से भरा जाएगा। 	<p>सहकारिता अधिनियम 1935 (संशोधित 2002) में किए गए संशोधन के आलोक में निबंधक सं० सं०, बिहार, पटना का ज्ञापक-5353, दिनांक-05.11.2002 एवं पत्र सं०-4781, दिनांक-27.07.2000 के अनुपालनार्थ।</p> <p>तथैव</p> <p>तथैव</p> <p>तथैव</p>

सहसचिव
पटना (बिहार)
21/8/20

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		6. (क) निदेशक मण्डल के पदाधिकारियों एवं निदेशकों का कार्यकाल तीन वर्ष का होगा, जिसकी गणना बिहार सहकारिता नियम संशोधन अध्यादेश, 1975 के निदेशानुसार की जाएगी। (ख) सात (7) सदस्यों का कोरम होगा। (ग) संघ की सदस्यता से उस समिति के, जिसका वे प्रतिनिधि हैं, हट जाने पर, त्याग-पत्र देने पर, निष्काशित किए जाने पर अथवा लगातार तीन निदेशक मण्डल की बैठक में अनुपस्थित रहने पर अथवा मृत्यु हो जाने पर किसी भी सदस्य का निदेशक मण्डल की सदस्यता समाप्त हो जाएगी।	6. (क) निदेशक मण्डल के पदाधिकारियों (पदेन को छोड़कर), निदेशकों, प्रतिनिधियों का कार्यकाल निर्वाचन की तिथि से पांच वर्ष का होगा। (ख) 9 (नौ) सदस्यों का कोरम होगा। (ग) निदेशक मण्डल की सदस्यता उस समिति के, जिसका वे प्रतिनिधि हैं, से हट जाने पर/ त्याग-पत्र देने पर/ निष्काशित किए जाने पर या लगातार तीन निदेशक मण्डल की बैठक में अनुपस्थित रहने पर/ संघ के निदेशक मण्डल से त्याग-पत्र देने पर या अन्य किसी कारण से अथवा बिहार सहकारी सोसाइटी नियमावली 1959 का नियम 24 एवं 25 द्वारा विहित कोई नियोग्यता आ जाए तो उसकी सदस्यता समाप्त हो जाएगी। (घ) उपधारा 15(6)(ग) मुताबिक रिक्त हुए स्थान की पूर्ति निदेशक मण्डल द्वारा संघ से संबद्ध समितियों के प्रतिनिधियों में से नए सदस्यों को सहयोजन (कोट) कर की जाएगी, जो अगले चुनाव तक अपने पद पर काम करेंगे। (ङ) निदेशक मण्डल की बैठक तीन माह पर एक बार अथवा आवश्यकतानुसार निर्धारित समय/ तिथि/ स्थान पर मुख्य कार्यपालक पदाधिकारी द्वारा बुलायी जाएगी।	सहकारिता अधिनियम 1935 (संशोधित 2002) में संशोधन हो जाने के कारण। तथैव तथैव तथैव
		(घ) उपधारा 15(ग) मुताबिक कर, रिक्त स्थान की पूर्ति निदेशक मण्डल द्वारा नए सदस्यों को कोट-कर ली जाएगी, जो अगले चुनाव होने पर अपने पद पर काम करेंगे। इसी प्रकार अध्यक्ष, उपाध्यक्ष, मंत्री एवं संयुक्त मंत्री को उपरोक्त कारणों से हुई रिक्तियों की पूर्ति भी निदेशक मण्डल द्वारा कोट करके की जाएगी, जो अगले चुनाव तक अपने पद पर काम करेंगे। (ङ) निदेशक मण्डल की बैठक आवश्यकतानुसार निश्चित समय एवं स्थान पर किसी भी समय बुलायी जा सकती है।		बिहार सहकारी सोसाइटी नियमावली 1959 का नियम 28 एवं संघ का कार्य संचालन सुचारु रूप से चलाने के लिए ऐसी संशोधन वांछनीय है।

BYE-LAWS OF BIHAR STATE CO-OPERATIVE FISHER'S FEDERATION LTD.

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			(च) अध्यक्ष/उपाध्यक्ष के आग्रह के बावजूद मुख्य कार्यपालक पदाधिकारी द्वारा बैठक आहूत नहीं की जाती है तो वैसे स्थिति में अध्यक्ष निदेशक मण्डल की बैठक बुला सकेंगे।	तथैव
4.	17	<p>समापति के अधिकार और कर्तव्य</p> <p>(क) निदेशक मण्डल की बैठक की अध्यक्षता करना।</p> <p>(ख) संघ के मंत्री के अनुपस्थिति में निदेशक मण्डल की बैठक बुलाना।</p>	<p>17. अध्यक्ष के अधिकार और कर्तव्य</p> <p>(क) निदेशक मण्डल की बैठक की अध्यक्षता करना।</p> <p>(ख) अध्यक्ष के आग्रह के बावजूद मुख्य कार्यपालक पदाधिकारी द्वारा निदेशक मण्डल की बैठक नहीं बुलाए जाने अथवा मुख्य कार्यपालक पदाधिकारी की अनुपस्थिति में अध्यक्ष द्वारा निदेशक मण्डल की बैठक बुलायी जा सकेगी।</p> <p>अध्यक्ष के अनुपस्थिति में अध्यक्ष के उत्तदायित्वों का निर्वाह सपाध्यक्ष करेंगे।</p> <p>(ग) संघ के प्रबन्ध का साधारण तौर से देख-रेख करना।</p>	<p>संघ का संचालन सुचारु रूप से चलाने के लिए ऐसी संशोधन वांछनीय है।</p>
5.	18.	<p>मंत्री के अधिकार एवं कर्तव्य</p> <p>(क) संघ के अभिलेखों को सम्मालकर रखना।</p> <p>(ख) संघ के आय-व्यय का ठीक-ठीक हिसाब रखना।</p> <p>(ग) संघ के वेतनभोगी कर्मचारियों पर नियंत्रण रखना।</p>	<p>18. मुख्य कार्यपालक पदाधिकारी का अधिकार एवं कर्तव्य</p> <p>(क) संघ के प्रशासन पर सामान्य नियंत्रण रखना।</p> <p>(ख) प्रबन्ध समिति की बैठक आहूत करना।</p> <p>(ग) निबंधित सोसाईटी की ओर से सभी रूपये या प्रत्याभूति प्राप्त करना तथा संघ के नगद शेष तथा अन्य सभी सम्पत्तियों के संचारण एवं अभिरक्षा के लिए व्यवस्था करना।</p>	<p>बिहार सहकारी सोसाईटी अधिनियम 1935 (संशोधित 2002) की धारा 14(3) एवं निबंधक सहयोग समितियाँ, बिहार का इपाक-5353, दिनांक-05.11.02 तथा पत्र सं०-4781, दिनांक-27.07.2002 के अनुपालनार्थ मंत्री के अधिकार एवं कर्तव्य को विलोपित किया जाता है।</p>

[Signature]

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		(घ) संघ के निदेशक मण्डल तथा आम सभा की बैठक आयोजित करना एवं समय-समय पर उनके समक्ष कार्रवाई का प्रतिवेदन प्रस्तुत करना।	(घ) संघ की ओर से प्रोमिसरी नोट सरकारी तथा अन्य प्रत्याभूतियों का पृष्ठांकन एवं अन्तरण करना और चेको तथा अन्य निगोशिएबुल ईस्टमेंट का पृष्ठांकन, उसपर हस्ताक्षर तथा पराक्रमण करना।	तथैव
		(ङ) निदेशक मण्डल तथा आम सभा की कार्यवाही वही रखना तथा प्रत्येक बैठक की कार्यवाही लिखना अथवा लिखवाना।	(ङ) संघ के दैनिक कारोबार एवं कर्मचारियों का समान संचालन, पर्यवेक्षण एवं प्रबंधन के लिए उत्तरदायी होना।	तथैव
		(च) निबंधक द्वारा आय-व्यय जांच आदि के लिए प्रतिनियुक्त पदाधिकारी को उनकी कार्य में सहयोग देना।	(च) बैंको में लेखा का संचालन करना तथा सभी प्राप्तियों तथा जमा पर हस्ताक्षर करना।	तथैव
		(छ) संघ की ओर से आवश्यक दस्तावेज पर हस्ताक्षर करना।	(छ) संघ की ओर से सभी वन्च पत्रों तथा अनुबंधों पर हस्ताक्षर करना।	तथैव
		(ज) संघ की उपविधि में वर्णित उद्देश्यों की पूर्ति एवं निदेशक मण्डल द्वारा समय-समय पर लिए गए निर्णय को कार्यान्वित करने की दिशा में कार्य करना।	(ज) संघ के कर्मचारियों के अधिकारों, कर्तव्यों एवं उत्तरदायित्वों का निर्धारण करना।	तथैव
			(झ) संघ के किसी वेतनभोगी कर्मिक को नियुक्त, पदोन्नत, स्थानान्तरित, दंडित, निलंबित, सेवामुक्त अथवा दख्खास्त करना।	तथैव
			(ञ) संघ के विरुद्ध अथवा पक्ष में मुकदमा दायर करना अथवा किसी मुकदमे या अन्य न्यायिक कार्यवाही का संचालन करना, प्रतिवाद करना, समझौता करना।	तथैव
			(ट) उनके नियंत्रण एवं पर्यवेक्षण में संघ के किसी कर्मचारी अथवा कर्मचारियों को सभी अथवा कोई शक्ति प्रत्यायोजित करना।	तथैव

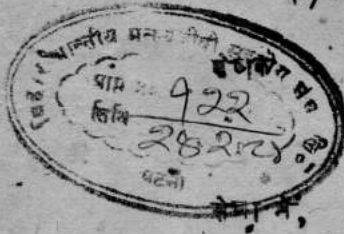
संघीय
सचिव

1	2	3	4	5
19.	कार्य परिचालन	19. कार्य परिचालन (क) कुल कागजात तथा दस्तावेज पर, जिसकी पाबन्दी संघ की होगी, समाप्ति, मंत्री या कोई सदस्य कोई तीन व्यक्ति हस्ताक्षर करेंगे जैसा निदेशक मण्डल का निर्णय होगा।	कार्य परिचालन (क) इसे विलोपित किया जाता है।	बिहार सहकारी सोसाइटी अधिनियम 1935 (संशोधित 2002) की धारा 14(3) में तथा संघ की उपविधियों की धारा 18 (क से ट तक) में प्रदत्त शक्ति मुख्य कार्यपालक पदाधिकारी को है। इसलिए इसे विलोपित किया जाता है।
		(ख) निदेशक मण्डल द्वारा निदेशक मण्डल की सीमा तक अधिकार दे उस सीमा तक निदेशक मण्डल द्वारा अधिकृत किसी दो व्यक्तियों के सम्मिलित हस्ताक्षर से निकासी होगा।	(ख) इसे विलोपित किया जाता है।	तथैव
		(ग) संघ के कोष रसीद पर अध्यक्ष, मंत्री अथवा प्रबंधक हस्ताक्षर करेंगे तथा निदेशक मण्डल द्वारा लिए गए निर्णय के अनुसार निदेशक मण्डल के अन्य सदस्य कोष रसीद काटेंगे जिसपर संघ के मंत्री का अथवा निर्णयानुसार किसी अन्य पदाधिकारी का हस्ताक्षर होगा।	(ग) संघ के कोष रसीद पर संघ का सील एवं मुख्य कार्यपालक पदाधिकारी अथवा प्रबंधक का हस्ताक्षर होगा जो दसूली हेतु संघ के कर्मचारियों को निर्गत किया जा सकेगा जो वसूली राशि के उत्तरदायी होंगे। राशि के गबन की स्थिति में कार्रवाई के लिए मुख्य कार्यपालक पदाधिकारी अथवा प्रबंधक अथवा दोनों पदाधिकारी प्राधिकृत होंगे।	संघ के कार्य को सुचारु रूप से चलाने के लिए संशोधन वांछित है।

1	2	3	4	5
7.	24	<p>लाम का बंटवारा</p> <p>नियमावली के अनुसार संघ का खालिस लाम निम्नलिखित ढंग से बंटेंगे :-</p> <p>(क) 35 प्रतिशत सुरक्षित कोष में तथा -</p> <p>(ख) 10 प्रतिशत डूबने वाले कर्ज के फण्ड में।</p> <p>2.</p> <p>बाकी रकम इस नियमावली के सर्वाधिक जमा के निर्णय के अनुसार नीचे लिखे कुल या किसी एक मद में लगेगी।</p> <p>(क) हिस्से पर डिविडेंट में परन्तु किसी भी हिस्से पर दिये जानेवाले डिविडेंट उसके हिस्से के 10 प्रतिशत से अधिक नहीं होगा।</p> <p>(ख) कार्यकर्ताओं को बोनस देने में परन्तु यह रकम कुल खालिस लान के 6 - 1 प्रतिशत से एवं किसी भी कार्यकर्ता को दो महीने के वेतन से अधिक नहीं होगी।</p> <p>(ग) नियमावली में वर्णित उद्देश्यों की पूर्ति के लिए चंदा में जैसा कि सर्वजनिक सभा निर्धारित करें तथा -</p> <p>(घ) आगामी वर्ष के खर्च के लिये या ऐसे विशेष कोष में जो सार्वजनिक सभा निर्धारित करें।</p>	<p>लाम का बंटवारा</p> <p>नियमावली के अनुसार संघ का खालिस लाम निम्नलिखित ढंग से बंटेंगे :-</p> <p>(क) 25 प्रतिशत सुरक्षित कोष में।</p> <p>(ख) 10 प्रतिशत डूबने वाले खाते हेतु।</p> <p>(ग) 10 प्रतिशत सहकारी शिक्षा एवं निधि हेतु।</p> <p>(घ) 10 प्रतिशत हिस्सा विन्डन फण्ड में।</p> <p>(ङ) कर्मचारियों को बोनस देने में। परन्तु यह रकम कुल खालिस लान का 10 प्रतिशत से एवं किसी भी कर्मचारी को दो महीने के वेतन से अधिक नहीं होगी।</p> <p>(च) हिस्से पर डिविडेंट में परन्तु किसी भी हिस्से पर दिये जानेवाले डिविडेंट उसके हिस्से के 10 प्रतिशत से अधिक नहीं होगा।</p> <p>(छ) नियमावली में वर्णित उद्देश्यों की पूर्ति के लिए चंदा अथवा आगामी वर्ष के खर्च में जाने या विशेष कोष में जो सर्वजनिक सभा (आम सभा) द्वारा निर्धारित हो, में शेष खर्च का विमोचन होगा।</p>	<p>बिहार सहकारी सोसाइटी अधिनियम 1935 (संशोधित 2002) की धारा 18 के अलावा नए ऐसी संशोधन वांछनीय</p> <p>प्रमाणित :- 19/10/2006</p> <p>व्यक्ति :- 1. बिहार राज्य प्रत्यक्षीय सहकारी समाज, पटना (क) 9/10/2006, 15/10/2006, 19/10/2006, 21/10/2006, 23/10/2006, 25/10/2006, 27/10/2006, 29/10/2006, 31/10/2006, 02/11/2006, 04/11/2006, 06/11/2006, 08/11/2006, 10/11/2006, 12/11/2006, 14/11/2006, 16/11/2006, 18/11/2006, 20/11/2006, 22/11/2006, 24/11/2006, 26/11/2006, 28/11/2006, 30/11/2006, 02/12/2006, 04/12/2006, 06/12/2006, 08/12/2006, 10/12/2006, 12/12/2006, 14/12/2006, 16/12/2006, 18/12/2006, 20/12/2006, 22/12/2006, 24/12/2006, 26/12/2006, 28/12/2006, 30/12/2006, 01/01/2007, 03/01/2007, 05/01/2007, 07/01/2007, 09/01/2007, 11/01/2007, 13/01/2007, 15/01/2007, 17/01/2007, 19/01/2007, 21/01/2007, 23/01/2007, 25/01/2007, 27/01/2007, 29/01/2007, 31/01/2007, 02/02/2007, 04/02/2007, 06/02/2007, 08/02/2007, 10/02/2007, 12/02/2007, 14/02/2007, 16/02/2007, 18/02/2007, 20/02/2007, 22/02/2007, 24/02/2007, 26/02/2007, 28/02/2007, 01/03/2007, 03/03/2007, 05/03/2007, 07/03/2007, 09/03/2007, 11/03/2007, 13/03/2007, 15/03/2007, 17/03/2007, 19/03/2007, 21/03/2007, 23/03/2007, 25/03/2007, 27/03/2007, 29/03/2007, 31/03/2007, 02/04/2007, 04/04/2007, 06/04/2007, 08/04/2007, 10/04/2007, 12/04/2007, 14/04/2007, 16/04/2007, 18/04/2007, 20/04/2007, 22/04/2007, 24/04/2007, 26/04/2007, 28/04/2007, 30/04/2007, 02/05/2007, 04/05/2007, 06/05/2007, 08/05/2007, 10/05/2007, 12/05/2007, 14/05/2007, 16/05/2007, 18/05/2007, 20/05/2007, 22/05/2007, 24/05/2007, 26/05/2007, 28/05/2007, 30/05/2007, 01/06/2007, 03/06/2007, 05/06/2007, 07/06/2007, 09/06/2007, 11/06/2007, 13/06/2007, 15/06/2007, 17/06/2007, 19/06/2007, 21/06/2007, 23/06/2007, 25/06/2007, 27/06/2007, 29/06/2007, 01/07/2007, 03/07/2007, 05/07/2007, 07/07/2007, 09/07/2007, 11/07/2007, 13/07/2007, 15/07/2007, 17/07/2007, 19/07/2007, 21/07/2007, 23/07/2007, 25/07/2007, 27/07/2007, 29/07/2007, 31/07/2007, 02/08/2007, 04/08/2007, 06/08/2007, 08/08/2007, 10/08/2007, 12/08/2007, 14/08/2007, 16/08/2007, 18/08/2007, 20/08/2007, 22/08/2007, 24/08/2007, 26/08/2007, 28/08/2007, 30/08/2007, 01/09/2007, 03/09/2007, 05/09/2007, 07/09/2007, 09/09/2007, 11/09/2007, 13/09/2007, 15/09/2007, 17/09/2007, 19/09/2007, 21/09/2007, 23/09/2007, 25/09/2007, 27/09/2007, 29/09/2007, 01/10/2007, 03/10/2007, 05/10/2007, 07/10/2007, 09/10/2007, 11/10/2007, 13/10/2007, 15/10/2007, 17/10/2007, 19/10/2007, 21/10/2007, 23/10/2007, 25/10/2007, 27/10/2007, 29/10/2007, 31/10/2007, 02/11/2007, 04/11/2007, 06/11/2007, 08/11/2007, 10/11/2007, 12/11/2007, 14/11/2007, 16/11/2007, 18/11/2007, 20/11/2007, 22/11/2007, 24/11/2007, 26/11/2007, 28/11/2007, 30/11/2007, 02/12/2007, 04/12/2007, 06/12/2007, 08/12/2007, 10/12/2007, 12/12/2007, 14/12/2007, 16/12/2007, 18/12/2007, 20/12/2007, 22/12/2007, 24/12/2007, 26/12/2007, 28/12/2007, 30/12/2007, 01/01/2008, 03/01/2008, 05/01/2008, 07/01/2008, 09/01/2008, 11/01/2008, 13/01/2008, 15/01/2008, 17/01/2008, 19/01/2008, 21/01/2008, 23/01/2008, 25/01/2008, 27/01/2008, 29/01/2008, 31/01/2008, 02/02/2008, 04/02/2008, 06/02/2008, 08/02/2008, 10/02/2008, 12/02/2008, 14/02/2008, 16/02/2008, 18/02/2008, 20/02/2008, 22/02/2008, 24/02/2008, 26/02/2008, 28/02/2008, 01/03/2008, 03/03/2008, 05/03/2008, 07/03/2008, 09/03/2008, 11/03/2008, 13/03/2008, 15/03/2008, 17/03/2008, 19/03/2008, 21/03/2008, 23/03/2008, 25/03/2008, 27/03/2008, 29/03/2008, 31/03/2008, 02/04/200</p>

बिहार सरकार
सहकारिता विभाग

संख्या 2306 / गटना, दिनांक 23 फरवरी, 08 ।
98/8 निबंधन(सं) 20/08



श्री नीति रंजन भा,
उप निबंधक, सहयोग समितियाँ (न्यायिक)
बिहार, गटना ।

अध्वेत्तनिक सचिव,
बिहार इन्फ्रीम मस्खजीबी सहयोग संघ लि०, मुसलहपुर हाट, गटना ।

विषय: - संघ की उजविधि में संशोधन के संबंध में ।

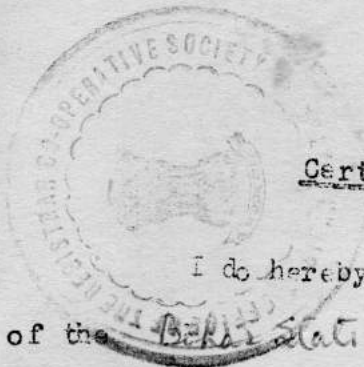
महोदय,

उपरोक्त विषयक आज के तारीख 9948/ संघ/08 दिनांक 22-99-08 के पत्र में कहना है कि संघ की उजविधियों में संशोधन का निबंधन कर दिया गया है जिसका निबंधन संख्या 2-हैडकार्टर/08 दिनांक 90-2-08 है।

2. संशोधित उजविधि की एक प्रति संलग्न किया जा रहा है।

ज० व० सिंह
23/2

विश्वास भजन,
23/2/08
उप निबंधक ।



FORM NO. VII
(Rule 17(2))

Certificate of registration of amendment

I do hereby certify that the amendments to the bye-laws of the *Bihar State Fishermen's Co-op Union Ltd* Cooperative Society registered under the Bihar and Orissa Cooperative Societies Act, 1935 (Act VI of 1935) as contained in the enclosed document have been registered under section 25 of the said Act, in token of which necessary certificate duly signed and ~~and~~ sealed bearing number *2-46-84* dated *18/2/84* day *19* has been appended on the document.

The copy of the bye-laws deposited in this office has been accordingly amended.

Admission
18/2/84

निबंधक

सहयोगी संस्थानिका

Cooperative Societies Bihar
बिहार

Seal

Dated this day of the *Eighteenth* February one thousand nine hundred and *Eighty four*

संशोधन का कारण

बिहार राज्य मत्स्यजीवी सहकारी संघ लि० होगा
जिसका अंग्रेजी अनुवाद *The Bihar State
Fishermen's Cooperative Union Ltd. will be*

३। छ। मत्स्यजीवी तथा नाव यातायात सहयोग समिति की स्थापना करना, उनके वृद्धि में प्रोत्साहन देना एवं राज्य भर में मत्स्यजीवी एवं नाव यातायात सहकारी समितियों को एक स्मृता देकर सहकारिता आन्दोलन को दृढ़ बनाना तथा इन उद्देश्यों की पूर्ति हेतु राज्य के किसी भी भाग में संघ का शाखा स्थापित करना ।

61 गणेश होने के बाद 30 दिनों के भीतर दरवाज़ा उखील या उखील होने की सूचना आवेक को दे दी जायेगी -

8. निदेशक मंडल किसी सदस्यता प्रति के कार्य कलाप की जांच के बाद और उचित साक्षी लेकर निम्नलिखित कारणों या उनमें से किसी एक के लिए जुर्माना कर लगाएंगे।

विद्यया
साहयोग सविद्यया
मेगल्लि विद्वात्

Optima

निर्बन्धक

3

अदकाची वसुलिल्ले विमा

81ग

जान-बूझकर टेर करने पर या बेईमानी करने पर या किसी भी ऐसी शर्त को तोड़ने पर जो संघ और मेम्बर के बीच किसी ठीका से तय पाई हो ।

जब भी किसी पर जुर्माना हो कि या किसी को निलंबित किया जाय तो उस हुक्म को अंगली आम सभा में स्वीकृत करा लेना होगा ।

जुर्माना या निलंबन की राय आम सभा में बहुमत से स्वीकृत हो सकती है ।

पर निकाल बाहर की सजा स्वीकृत होने के लिए दो तिहाई से कम मेम्बरों की राय न होनी चाहिये ।

91क

यदि स मति क्षेत्रीय मत्स्यजीवी सहयोग संघ स्थगित या विधटित कर दी गयी हो या इस उपविधि के अनुकूल अपने हिस्से को वापस लिया हो अथवा दूसरे संघ या समिति के नाम हस्तान्तरित कर दिया हो ।

131ग

सरकारी सेविंग बैंक

141क

संघ का सर्वाधिकार हिरसेदारों की सार्वजनिक सभा को होगी । प्रत्येक सम्मिलित प्राथमिक सहयोग समिति एक प्रतिनिधि का नाम वाषिक आम सभा के पहले संघ को बुनकर भेजेगी ।

131ग । राष्ट्रीय कृत बैंक ।

141ग । संघ का सर्वाधिकार, हिरसेदारों को आम सभा को होगा । प्रत्येक सम्बद्ध प्राथमिक सहकारी समिति एक प्रतिनिधि का नाम वाषिक आम सभा के पहले संघ को बुनकर भेजेगी ।

81ग। जान-बूझकर टेर करने पर या बेईमानी करने पर या किसी भी ऐसी शर्त को तोड़ने पर जो संघ और मेम्बर के बीच किसी ठीका से तय पाई हो ।

जब भी किसी पर जुर्माना हो या किसी को निलंबित किया जाय तो उस हुक्म को अंगली आम सभा में स्वीकृत करा लेना होगा ।

जुर्माना या निलंबन की राय आम सभा में बहुमत से स्वीकृत हो सकती है ।

1	2	3	4
	सभी बातों में अधिक प्रतिनिधियों की राय मानी जायेगी ।	1415 सभी बातों में बहुमत की राय मानी जायेगी ।	
1416	कोरम पूरा नहीं होने पर सभा स्थगित कर दी जायेगी ।	1417 निश्चित समय के बाद एक घंटा के अन्दर कोरम पूरा नहीं होने पर सभा स्थगित कर दी जायेगी ।	
1418	स्थगित की गई आम-सभा की बैठक कम से कम 71 सत्रों के अन्दर पुनः बुलाई जायेगी, जिसके कार्य स्थगित आम सभा की सूचना अनुसार ही होंगे ।	1419 स्थगित की गई आम सभा की बैठक कम से कम 71 सत्रों के अन्दर पुनः बुलाई जायेगी, जिसके कार्य स्थगित आम सभा की सूचना अनुसार ही होंगे ।	
1514	प्रत्येक क्षेत्रीय मत्स्यजीवी सहयोग प्रतिनिधि जो उनकी आम सभा द्वारा इस संघ के लिए निर्वाचित होंगे ।	1514 प्रत्येक सम्बद्ध क्षेत्रीय मत्स्यजीवी सहकारी संघ के एक प्रतिनिधि जो उनकी आम सभा द्वारा इस संघ के लिए निर्वाचित होंगे ।	
1515	प्रोब सदस्यों का चुनाव संघ की आम सभा में उपस्थित प्रतिनिधियों के द्वारा की जायेगी ।	1515 प्रोब सदस्यों जिसमें अध्यक्ष, उपाध्यक्ष, मंत्री एवं संयुक्त मंत्री शामिल रहेंगे का चुनाव संघ की आम सभा में उपस्थित प्रतिनिधियों के द्वारा की जायेगी ।	
1516	स्तम्भ 15 में निर्वाचित सदस्यों और क्षेत्रीय मत्स्यजीवी सहयोग संघों के प्रतिनिधि निर्देशकों में से संघ की आम सभा के द्वारा अध्यक्ष, उपाध्यक्ष, मंत्री एवं संयुक्त मंत्री और अन्य पदाधिकारियों का निर्वाचन किया जायेगा ।	1516 समाप्त ।	

15-6।घ।

संघ की सदस्यता से हट जाने पर निदेशक मंडल में किसी कृतकारी पद पर लगातार 6 वर्ष की अवधि पूरी कर लेने पर त्याग पत्र देने पर, निष्कासित किए जाने पर अथवा लगातार तीन निदेशक मंडल की बैठक में अनुपस्थित रहने पर किसी भी सदस्य की निदेशक मंडल की सदस्यता समाप्त हो जायेगी ।

15-6।ङ।

उपधारा 15-6।घ। के मुताबिक हुए रिक्त स्थान की पूर्ति निदेशक मंडल द्वारा नये सदस्य को कोष्ट कर ली जायेगी, जो अगले चुनाव होने तक अपने अध्यक्ष, उपाध्यक्ष मंत्री एवं संयुक्त मंत्री की उपरोक्त कारणाओं से हुई पद पर काम करेंगे ।

15।ख।

निदेशक मंडल विचार कर के जिस सीमा तक अधिकार है, उस रकम तक का चेक पर सभापति एवं मंत्री के हस्ताक्षर किसी दो व्यक्तिओं के सम्मिलित हस्ताक्षर से निकासी होगा ।

3

15-6।घ। संघ की सदस्यता से, उस समिति के जिसका वे प्रतिनिधि हैं हट जाने पर त्याग पत्र देने पर, निष्कासित किए जाने पर अथवा लगातार तीन निदेशक मंडल की बैठक में अनुपस्थित रहने पर अथवा मृत्यु हो जाने पर किसी भी सदस्य की निदेशक मंडल की सदस्यता समाप्त हो जायेगी ।

15।ङ। उपधारा 15।घ। के मुताबिक हुए रिक्त स्थान की पूर्ति निदेशक मंडल द्वारा नये सदस्य को कोष्ट कर के ली जायेगी जो अगले चुनाव होने तक अपने पद पर काम करेंगे । इसी प्रकार अध्यक्ष, उपाध्यक्ष मंत्री एवं संयुक्त मंत्री की उपरोक्त कारणाओं से हुई रिक्तियों की पूर्ति भी निदेशक मंडल द्वारा कोष्ट कर के ली जायेगी । जो अगले चुनाव तक अपने पद पर काम करेंगे ।

15।ख। निदेशक मंडल विचार करके जिस सीमा तक अधिकार है, उस रकम तक का चेक पर निदेशक मंडल द्वारा अधिकृत किसी दो व्यक्तिओं के सम्मिलित हस्ताक्षर से निकासी होगा ।

पत्र संख्या-८/नि.३९/८० ६५६०

बिहार सरकार,
सहकारिता विभाग ।

पटना, दिनांक, २१ मई, ८९ ।

श्री जगन्नाथ सिंह,
उप निबंधक, सहयोग समितियां
(न्यायिक), बिहार, पटना ।

सेवा में,

मंत्री,
बिहार प्रान्तीय मत्स्यजीवी सहयोग संघ लि.,
मुसलहपुर हाट, पटना ।

विषय: - बिहार प्रान्तीय मत्स्यजीवी सहयोग संघ लि., को उपविधि में
संशोधन का निबंधन ।

महोदय,

उपरोक्त विषयक पत्र में कहना है कि बिहार प्रान्तीय मत्स्यजीवी
सहयोग संघ लि. को उपविधि में संशोधन का निबंधन निबंधक, सहयोग समितियां, बिहार
द्वारा कर दिया गया है जिसकी निबंधन संख्या ४२/मु. दिनांक ७-५-८९ है ।

इसके साथ संशोधन निबंधन प्रमाण पत्र की एक प्रतिलिपि तथा निबंधित
उपविधियों की एक प्रतिलिपि संलग्न किया जाता है ।

पत्र प्रेषित की सूचना कृपया देखें ।

विश्वास भाजन,

C. M. J.
१९/५/८९
उप निबंधक (न्यायिक) ।

मो प्रसाद
१६/५

बिहार प्रान्तीय मत्स्यजीवी सन्ध्या संघ लि० की उपविधि

नाम

१- इस संघ का नाम :- बिहार प्रान्तीय मत्स्यजीवी सन्ध्या संघ लि०, होगा।

मकान पता

२- इसका निर्बंधित कार्यालय मुसलमानपुर हाट, मुसलमान पाना - कलमकुर्जा, पटना नगर में होगा। निर्बंधित पता में यदि कोई परिवर्तन होता तो उसकी सूचना निबंधक, सन्ध्या संघ समिति, बिहार पटना को तथा रुपया देने वाले अधिकारी यदि कोई हो तो उसे १५ दिनों के अंदर दी जायेगी।

उद्देश्य



इस संघ का उद्देश्य अपने सदस्यों के बीच मित्रता, अनिर्भरता और सन्ध्या संघ का प्रचार कर उनकी बचत वृद्धि सुधारना होगा। इस उद्देश्य की पूर्ति के लिये संघ निम्नलिखित कुछ या किसी काम को करेगा।

- (क) सदस्य मत्स्यजीवियों एवं नाविकों के सामाजिक एवं बौद्धिक विकास के लिये उपाय करना तथा उनके आर्थिक जीवन में उन्नति लाने की दिशा में कार्य करना।
- (ख) मत्स्यजीवी तथा नाव यातायात सन्ध्या संघ समिति की स्थापना करना उनकी वृद्धि में प्रोत्साहन देना, एवं राज्य भर में मत्स्यजीवी एवं नाव यातायात सन्ध्या संघ समितियों को एक रुपया देकर सन्ध्या संघ आन्दोलन को बढ़ा बनाना।
- (ग) सदस्य समितियों को सरकार द्वारा जलकरो एवं घाटों की कटौती दिलवाने का प्रयत्न करना, तथा इस हेतु आवश्यक आर्थिक सहायता (कर्ज अर्थात् आदि) उपलब्ध कराना।
- (घ) जिस क्षेत्र में समिति निर्बंधित नहीं है अथवा समिति निर्बंधित

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या जलकरो की बचोवस्ती लेने में स असहम है इस हेतु के जलकरो की बचोवस्ती लेकर उनका स्थानीय समिति के सदस्यों के साथ व्यवस्था करना ।

(ड) मछली, मछाना, सिंघाड़ा इत्यादि जल से उत्पन्न होने वाले वस्तुओं के उत्पादन वितरण एवं छपत की उचित व्यवस्था करना ।

(च) मत्स्य पालन, मत्स्य विकास तथा नाव यातायात में काम आने वाले सामग्री जैसे - लकड़ी, सूत नागलन सूत एवं नागलन जाल, लोहा नाव जाल आदि उपलब्ध कराने की व्यवस्था करना ।

(छ) नाइलोन सूत बिक्री केन्द्र चलाना तथा मछली पकड़ने का जाल बुनाई ईकाई स्थापित करना ।

(ज) मत्स्यजीवी एवं नाव यातायात सहयोग समितियों के उचित संचालन एवं नियंत्रण के निमित्त रुप से उनकी देख-रेख का प्रबंध करना तथा इनके सहयोग आन्दोलन को सकल बनाने के लिये वैतनिक तथा अवैतनिक कार्यकर्ताओं को तैयार करना ।

(झ) मत्स्यजीवी एवं नाविकों ठेकेदारी एवं अन्य पूँजीपतियों के शोषण से मुक्त कराने के उपाय करना ।

(ञ) मत्स्यजीवी एवं नाव । ~~नाव-मत्स्य~~ नाव यातायात सहयोग

समितियों से सम्बन्धित मामलों में राज्य स्तरीय नीति निर्धारण करना तथा सरकार को मत्स्यजीवी एवं नाविक स्तरीयता अफ़दोक्त सम्बन्धी नीति निर्धारण में सहयोग करना ।

(ट) जलकरो एवं घाटों के नियंत्रक विभागों से सम्भव स्थापित कर प्राथमिक समितियों को प्राथमिकता, सुविधा एवं न्याय दिलाना ।

(ठ) संघ द्वारा मत्स्य उद्योग की स्थापना करना, जैसे :- शीत कर बनाना, मछली पोसेरिंग यूनिट स्थापित करना, नाव एवं मेकैनाइज्ड

(ड) मत्स्यजीवियों एवं नाविकों के बच्चों के लिये सरकार से निःशुल्क शिक्षा का प्रबंध करना उनके लिये पुस्तक आदि की पूर्ति का उपाय करना तथा योग्य शिक्षित युवकों को सरकारी नौकरी विशेष रूप से मत्स्य विभाग, नौ सेना, जहाजरानी आदि में नौकरी दिलाने की व्यवस्था करना ।

(व.) उपर्युक्त उद्देश्यों की पूर्ति हेतु समुचित व्यवस्था करना ।

कार्य-क्षेत्र

४- इस संघ का कार्य क्षेत्र सम्पूर्ण बिहार राज्य होगा ।

सदस्यता

५-(क) बिहार एन्ड उड़ीसा को-ऑपरेटिव सोसाइटी ऐक्ट १९३५ के अन्तर्गत नियमित रूप से निबन्धित क्षेत्रीय मत्स्यजीवी संस्थान संघ तथा एक हजार रुपये से अधिक ^{उप-र} निस्त पूंजी धारी प्राथमिक मत्स्यजीवी तथा नाविक संस्थान संस्थान समितियों जो इसके कार्य क्षेत्र में स्थित हों इस संघ के सदस्य होंगे ।

बिहार सरकार

ग) इस संघ के सदस्य के समितियां होंगी जो ऊपर वर्णित बैंक (क) के अन्तर्गत हों और जिसमें सम्बद्धता शुरू २५-०० (पच्चीस रुपये) जमा किया हो तथा कम से कम एक निस्त १००-०० (एक सौ रुपये) का खरीदा हो और संघ की उपविधि के अनुसार उनकी सम्बद्धता स्वीकृत की गई हो ।

६-(क) प्रत्येक समिति या संघ जो इसका सदस्य होना चाहे निदेशक मंडल द्वारा निर्धारित फार्म में एक वरखास्त सेक्रेटरी के पास देगा ।

(ख) बिहार के बाह्य निदेशक मंडल समिटी वरखास्त को स्वीकार कर सकती है अथवा अस्वीकार भी कर सकती है ।

(ग) जो सजा होने के बाद ३० दिनों के भीतर चुने जाने या मेम्बरी अस्वीकृत होने की सूचना दे ली जायेगी ।

(घ) दरखास्त अस्वीकार हो जाने पर पार्टी को अधिकार होगा कि सधारण सभा के पक्षों में अपील करे ।

७- कोई भी समिति या संघ स्वस्थता के अधिकार या हस्तक्षेप तक नहीं पायेगा जब तक -

(क) पक्षों में शुल्क जमा नहीं कर दे ।

(ख) कम से कम एक हिस्सा न खरीद ले और ऐसे हिस्से के लिये जो कुछ जमा करना हो जमा न कर ले ।

(ग) इस तरह की घोषणा पर दरखास्त न बना है कि उपनियमों के द्वारा वह शक्ति होगा ।



(१) निदेशक मण्डल किसी मेम्बर के चाल-चलन के बीच के बीच और उचित सखी लेकर निम्नलिखित कारणों या उनमें से किसी एक के लिये जूमना कर सकते हैं या स्वस्थता को स्मृत कर सकते हैं एंक्ट रुल्स और संघ के उपनियमों का ज्ञान बूझ कर उल्लंघन करने पर ।

(ख) ऐसे कामों के लिये जो निदेशक मंडल की राय से संघ के प्रतिकूल हो ।

(ग) ज्ञान बूझ कर जैर करने पर या बेईमानी करने पर या किसी भी ऐसे शर्त के तोड़ने पर जो संघ और मेम्बर के बीच किसी टिका से तय पाई हो ।

जब भी किसी पर जूमना हो या किसी को निलम्बित किया जाय या निकाला जाये तो उस हक को आम सभा से स्वीकृत करा लेना होगा यह मिटिंग ऐसी राय होने के दो हफ्ते के भीतर जरूर बतानी होगी । जूमना के या निलम्बन की राय आम सभा में बहुमत से स्वीकृत हो सकती है । पर निकाल बाहर की सजा स्वीकृत होने के लिये

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दो तिहाई से कम मेम्बरों को राय न होनी चाहिये ।

९- सदस्यता का अन्त :

(क) यदि समिति क्षेत्रीय महासंघों सहयोग संधि स्थगित या विघटित कर दी गई हो या इस उपविधि के अनुकूल अपने हिस्से को वापस लिया हो अथवा दूसरे संधि के नाम हस्तांतरित कर लिया हो ।

(ख) यदि सदस्य इस उपविधि के अनुसार संधि से निकाल दिया गया हो ।

१०- हिस्सा :

(क) संधि का अधिकृत हिस्सा पूंजी २०,००,०००/- रुपया (बीस लाख) रुपये का होगा जो १००-०० रु० प्रति हिस्से को दर से कुल बीस हजार हिस्से में बंटा होगा । हिस्से का रकम एक मुस्त लिया जायेगा ।

(ख) किसी भी एक सदस्य को कुल चुकित हिस्से पूंजी का १/४ भाग अथवा एक हजार रुपया जो जोनों में कम हो उससे अधिक का हिस्सा एक सदस्य धारण करने का अधिकार नहीं होगा, किन्तु यह पूर्व सरकार पर लागू नहीं होगा ।

(ग) संधि से सम्बंध विच्छेद हो जाने या निकाल दिये जाने पर संधि की क्वाथी रकम यदि कोई हो तो उसे काट कर शेष रकम लौटा दी जायेगी ।

(घ) हर सदस्य को संधि का मोहर दिया सर्टिफिकेट मिलेगा जिसमें यह लिखा होगा कि यह सदस्य कितना हिस्सा धारण करता है । सर्टिफिकेट पुराना हो जाने, फट जाने अथवा गुम हो जाने पर दो रुपया संधि कार्यालय में जमा देने पर उसको प्रतिलिपि दी जायेगी ।

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(६) मिनिटेशक मण्डल की स्वीकृति से हिस्सा धारी अपना हिस्सा किसी अन्य सदस्य को हस्तान्तरित कर सकता है अथवा वापस ले सकता है वस्तुतः हिस्सा धारण किये कम से कम एक वर्ष बीत चुकी हो और उस हिस्साधारी के जिम्मे संघ का कोई बकाया नहीं है ।

११- सदस्यों का दायित्व :-

(क) संघ द्वारा लिये गये कर्ज आदि पर किसी सदस्य का दायित्व उसके द्वारा धारण की गई हिस्सा की रकम के बराबर होगा ।

(ख) संघ द्वारा लिये गये कर्ज आदि पर ऐसे सदस्य जो सदस्य नहीं रह गये हैं का दायित्व सदस्यता समाप्त होने की तिथि से दो वर्ष तक

रहेगी ।



कोष

(क) इस नियमावली की शर्तों के अनुसार संघ का कोष नीचे लिखे उपायों से इकट्ठा किया जायेगा ।

(१) हिस्सा जारी करके ,

(२) सदस्यों का इपया अमानत के रूप में जमा लेकर , समितियाँ , संघों तथा सहाकारी बैंक से कर्ज लेकर ,

(३) सरकार एवं सदस्य या अन्य संस्थाओं से श्रृणु , फटा , १ दान अथवा स्नायता लेकर ,

४- प्राथमिक समितियों द्वारा जलकरों और घाटों की बन्दोबस्ती राशि पर संघ के २ प्रतिशत अंशदान प्राप्त कर ,

(५) संघ द्वारा किये गये कारोबार में प्राप्त लाभ ।

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१६- संघ का कोष निम्नलिखित प्रकार से व्यवहार होगा :

- (१) संघ के कार्य संचालन में कार्यालय स्थापना पर खर्च जिसमें वेतन, स्फ़र खर्च आदि भी सम्मिलित होंगे ।
- (२) अन्य स्तकारी संस्थाओं के हिस्सा खरीदने पर ।
- (३) संघ द्वारा किये जा रहे कारोबार पर जिसकी स्वीकृति निदेशक मंडल द्वारा की जायेगी ।
- (ग) संघ का कोष जो कारोबार में नहीं लगाया जा सकेगा उसे निम्न प्रकार से जमा किया जा सकेगा या खर्च किया जा सकेगा ।

(१) सरकारी सेविंस बैंक :

इडिफा द्रष्ट एक्ट १८८२ की धारा २० में बताये

स्विचरिटियों में से किसी एक में,

निबन्धक, सहयोग समितियाँ बिहार की अनुमति से किसी ऐसे

सहयोग समिति के हिस्सा या स्विचरिटों में जिसका मूलधन परिमित है

हो ।

- (४) राज्य स्तकारिता अधिकार में,
- (५) रिजर्व बैंक ऑफ इंडिया में,
- (६) दूसरे ऐसे तरीकों में जो निबन्धक, सहयोग समितियाँ बिहार बतायें,

आम सभा

(क) संघ का सर्वाधिकार हिस्सेदारों की सार्वजनिक सभा की होगी ।

प्रत्येक सम्मिलित प्राथमिक सहयोग समिति एक प्रतिनिधि का नाम वार्षिक

आम सभा के पहले संघ को चुन कर भेजेगी ।

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(ब) प्रत्येक जिला मत्स्यजीवी संस्थान संघ एक-एक प्रतिनिधि चुन कर संघ की आम सभा के लिये भेजेगी।

आम सभा तीन प्रकार की होगी :

(१) साधारण :- साधारण आम सभा निर्देशक मण्डल की अनुरूपता पर मंडी द्वारा साल में एक बार बुलाई जायेगी।

(२) असाधारण :- असाधारण आम सभा कभी भी निर्देशक मण्डल के द्वारा अथवा दो तिहाई सदस्यों के लिखित निवेदन पर विशिष्ट कार्य के लिये बुलाई जायेगी।



(३) विशेष :- विशेष आम सभा निर्देशक संस्थान समितियाँ, बिहार या उनके द्वारा नियुक्त किये गये किसी अन्य प्राधिकारी के लिखित आदेश पर मंडी द्वारा बुलाई जायेगी।

(ब) साधारण सभा के लिये १५ दिन पूर्व और असाधारण तथा विशेष सभा के लिये ७ दिनों पूर्व में ही सूचना देनी होगी।

(ग) प्रत्येक एक प्रतिनिधि को एक वोट देने का अधिकार होगा। किसी दूसरे के बगले किसी दूसरे प्रतिनिधि को वोट देने का अधिकार नहीं होगा।

(घ) किसी बात पर यदि मत विभाजन किया गया और यदि दोनों ओर बराबर मत आये तो समाप्ति को निर्णायक मत देने का अधिकार होगा।

(ङ) सभी बहनों में अधिक प्रतिनिधियों की राय मानी जायेगी।

(च) कुल सदस्यों का पाँचवा भाग कोरम होगा।

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- (४) कौरम पूरा नहीं होने पर सभा स्थगित कर दी जायेगी ।
- (ख) स्थगित की गई आम सभा की बैठक कम से कम ७ (सात) दिन और अधिक से अधिक (१०) फव्वल दिनों के अन्दर पुनः बुलाई जायेगी जिसके कार्य स्थगित आम सभा की सूचना अनुसार हों होंगी ।
- (झ) स्थगित आम सभा में कौरम की आवश्यकता नहीं होगी किन्तु कोई भी प्रस्ताव तीन चौथाई उपस्थित प्रतिनिधि के राय से पारित किया जायेगा ।

१४- वार्षिक आम सभा के निम्नलिखित कार्य होंगे :

- (क) सर्वजनिक सभा के लिये सभापति का चुनाव ,
- (ख) वार्षिक प्रतिवेदन सब एंव आमद खर्च के ब्योरा को सुन्ना और उसपर विचार करना ,
- (ग) संघ के पदाधिकारियों द्वारा म किये गये कार्यों पर विचार करना ।
- (घ) संघ के पदाधिकारियों पर लगाये गये आरोप यदि कोई हो म तो उसपर विचार करना ,
- (ङ) संघ की ओर से वोनस लाभस आदि घोषित करना ।
- (च) संघ द्वारा लिये जम्मेवाले कर्ज का वार्षिक ह्व तय करना ।
- (च) सूच की दर निर्धारित करना ,
- (ज) अर्केक्षण प्रतिवेदन पर विचार करना ,
- (झ) अग्रामी अवधि के लिये निर्देशक मंडल के पदाधिकारियों तथा बख्तरियों को चुनना ।
- (ञ) अग्रामी अवधि के लिये अध्यक्षकारी संस्थाओं के लिये प्रतिनिधियों का चुनाव करना ।



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- (८) सभी ऐसी बातों पर जिसका सम्बन्ध संघ के वित्तीय अवस्था से हो, विचार करना,
- (९) निर्बंधक, सहयोग समितियों के किसी पदों अथवा निदेशानुसार रखे गये पुरस्ताव पर विचार करना ।
- (१०) अन्य कोई विषय पर विचार करना जिसका सम्बन्ध संघ के साधारण कारोबार से हो ।

निदेशक मंडल

१५-(क) निदेशक मंडल २१(एकद्वी) सदस्यों की होंगी जिससे सभापति उप सभापति, मंत्री एवं संयुक्त मंत्री एवं नाम निदेशित सदस्य भी सम्मिलित रहेंगे ।



निदेशक मंडल का गठन निम्न प्रकार होगा,

- १(क) राज्य सरकार (सत्कारित विभाग) द्वारा नाम निदेशित एक व्यक्ति ।
- (ब)(२) राज्य सरकार, सत्कारित विभाग के द्वैतीय स्तर के किसी राजपत्रित पदाधिकारी को संघ के मुख्य कार्यालय पदाधिकारी के रूप में नियुक्त कर सकेगी जो निदेशक मंडल के नाम निदेशित सदस्य भी होंगे ।
- (३) विरत प्रोफेसर बैंक द्वारा नाम निदेशित एक पदाधिकारी
- (४) प्रत्येक द्वैतीय महसूजीय सहयोग संघ के एक-एक प्रतिनिधि जो उनकी आम सभा द्वारा निर्वाचित होंगे ।
- (५) शेष सदस्यों का चुनाव संघ की आम सभा में उपस्थित प्रतिनिधियों के द्वारा की जायेगी ।
- (६) सन्ध ५ में निर्वाचित सदस्यों और द्वैतीय महसूजीय सहयोग संघों के प्रतिनिधि निदेशकों में से संघ की आम सभा के द्वारा अध्यक्ष, उपाध्यक्ष, मंत्री एवं संयुक्त मंत्री और

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अन्य पदाधिकारियों का निर्वाचन किया जायेगा ।

(ब) निदेशक मंडल के पदाधिकारियों एवं निदेशकों का कार्यकाल तीन वर्ष की होगी जिसकी गणना बिहार स्थापना नियम संशोधन अध्यादेश १९७५ के निदेशानुसार की जायगी ।

(ग) सात सदस्यों का कोरम होगा ।

(घ) संघ की सदस्यता से हट जाने पर, निदेशक मंडल में किसी कृतकारी पद पर लगातार छः वर्ष की अवधि पूरी कर लेने पर, त्याग पद देने पर, निष्काशित किये जाने पर, अथवा लगातार तीन निदेशक मंडल की बैठक में अनुपस्थित रहने पर किसी भी

सदस्य की निदेशक मंडल की सदस्यता समाप्त हो जायेगी ।

(ङ) उप धारा १५ (घ) में के मृतकिक हुए रिक्त स्थान की पूर्ति निदेशक मंडल द्वारा नये सदस्य कोष्ट कर की जायेगी, जो अगले चुनाव होने तक अपने पद पर काम करेंगे ।

(च) निदेशक मंडल की बैठक आवश्यकतानुसार निश्चित समय एवं स्थान पर किसी भी समय बुलाई जा सकती है ।

१६- निदेशक मंडल के निम्नलिखित कार्य होंगे:-

(क) नये सदस्यों को भरती करना ।
(क) लौकी पाये गये सदस्यों को अर्थ लब्ध देना या निष्काशित करना जिसके विरुद्ध आम सभा में अपील किया जा सकेगा ,

(ख) कोष उठाना ,

(घ) आय -व्यय की जाँच करना ।

(ङ) संघ की उपविधि में वर्णित उद्देश्यों के लिये आवश्यक व्यवस्था करना ।

(च) वेतन भोगी कर्मचारियों को नियुक्ति करना , निशचित करना , अथवा सेवा समाप्त करना ।

(छ) आम सभा में पसृत किये जाने वाले मामलों एवं



विषयों पर विचार करना ।

१७- समाप्ति के अधिकार एवं कर्तव्य :-

- (क) निदेशक मण्डल की बैठक की अध्यक्षता करना ।
- (ख) संघ के मंत्री की अनुपस्थिति में निदेशक मण्डल की बैठक बुलाना ।

(ग) संघ के पञ्चम का सधारण तौर से देव रेख करना ।

१८- मंत्री के अधिकार एवं कर्तव्य :-

- (क) संघ के अभिलेखों को संभालकर रखना ।
- (ख) संघ के आय - व्यय का ठीक - ठीक हिसब रखना ।
- (ग) संघ के वेतन भोगी कर्मचारियों पर नियंत्रण रखना ।
- (घ) संघ के निदेशक मण्डल तथा आम सभा की बैठक आयोजित करना । एवं समय - समय पर इनके समस्त कार्रवाइ का प्रतिवेदन प्रस्तुत करना ।

(ङ) निदेशक मण्डल तथा आम सभा की कार्यवाही बही रखना तथा प्रत्येक बैठक की कार्यवाही लिखना अथवा लिखवाना ।

(च) निबन्धक द्वारा आय - व्यय जाँच आदि के लिये प्रतिनियुक्त प्रवाधिकारी को इनके कार्य में सहयोग देना ।

(ठ) संघ की ओर से आवश्यक दस्तावेजों पर हस्ताक्षर करना

(ड) संघ की उपविधि में वर्णित उद्देश्यों की पूर्ति एवं निदेशक मण्डल द्वारा समय - समय पर लिये गये निर्णयों को कार्यान्वित करने की दिशा में कार्य करना ।

१९- कार्य परिचालन :

(क) कुल कमाजात या दस्तावेज पर जिसकी पाकड़ी संघ की होगी , समाप्ति मंत्री या बोर्ड के स्वस्थ , कोई तीन व्यक्ति हस्ताक्षर

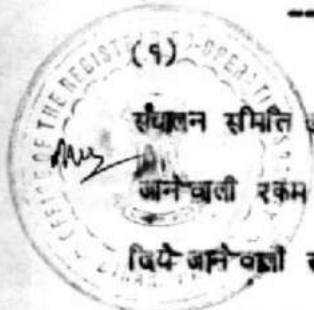
करेंगे जैसा निदेशक मंडल का निर्णय होगा।

(ख) निदेशक मंडल विचार करके जिस सीमा तक अधिकार वे उस रकम तक का चेक पर सभापति एवं मंत्री के हस्ताक्षर पर निकासी होगा।

(ग) संघ के कोष रसीद पर अध्यक्ष मंत्री अथवा प्रबंधक हस्ताक्षर करेंगे, तथा निदेशक मंडल द्वारा लिये गये कि निर्णय के अनुसार निदेशक मंडल के अन्य सदस्य कोष रसीद काटेंगे, जिसपर संघ के मंत्री का अथवा निर्णयानुसार किसी अन्य पदाधिकारी का हस्ताक्षर होगा।

२०-

कर्ज



(१) संघ कर्ज केवल 'स्वस्थ' की होगा परन्तु कर्ज देते समय

संघसूचन समिति उस बात को जांच कर लेगी कि स्वस्थ को कर्ज दी

जाने वाली रकम कहीं डूब तो नहीं जायेगी। अतः संघसूचन समिति कर्ज

दिये जाने वाली रकम पर उचित जमानत निर्धारित करेगी। कर्ज देते समय

यह भी क जान लेना आवश्यक होगा कि वह कर्ज मछली मछाना, सिंचाई

तथा नौका व्यवहार के अतिरिक्त किसी और कार्य में लगाने के लिये

तो नहीं लिया जा रहा है।

(२) संघ से और से दिये जाने वाले कर्ज पर अधिक से

अधिक १२ प्रतिशत वार्षिक सूद लिया जायेगा किन्तु आम सभा

को विशेष परिस्थिति में इस दर में फेर बदल करने का अधिकार- अधिकार

होगा।

२१-

बत्ती जाता :-

संघ निम्नलिखित बत्ती जाता रखेगा (१) स्वस्थ बत्ती, (२) सभा बत्ती

(३) निस्सेवारों की सभा बत्ती (४) जमा धर्य बत्ती (५) लेजर जाता

(६) भंडार बत्ती (७) नमूने की बत्ती (८) अन्यथा आवश्यक बत्ती।

- १४ -

२२-

जाय

संघ का हिसाब कितना जाय करने के लिये बोर्ड किसी भी आवस्य को किसी भी ऑडिटर को बहाल कर सकता है। हर ऑडिट के बाद ऑडिटर इस बात का सर्टिफिकेट देगा कि उन्होंने संघ को ऑडिट किया है। संघ की ऑडिट में जो भी दृष्टियाँ पाई जायें उसकी सूची होगी जो सालाना रिपोर्ट का एक हिस्सा सम्झा जायेगा। उसे बोर्ड वार्षिक सभा में प्रेश करेगा। इसके अलावे सरकारी जायपोस्ट ६ एम १९४ ई० के खण्ड ३३ के अनुसार होगी।



संघ का हिसाब प्रति वर्ष ३० जून को बन्द किया जायेगा

क लाभ का बटवारा -

नियमावली के अनुसार संघ का बालिश लाभ निम्नलिखित

व्यो से बटेगा :-

- (क) ३५ प्रतिशत सुरक्षित कोष में तथा
- (ख) १० प्रतिशत छूटने वाले कर्ज के फण्ड में।
- (२) बाकी रकम इस नियमावली के सर्वाधिक जमा के नियम के अनुसार नीचे लिखे कूल या कितनी एक मद में लगेंगी।
- (क) त्विसे पर डिविडेन्ड में परन्तु किसी भी त्विसे पर दिया जानेवाले डिवेडेन्ड उसके त्विसे के १० प्रतिशत से अधिक नहों होगी।
- (ख) कार्यकर्ताओं को बोनस देने में परन्तु यद्वरकम कूल बालिश लाभ के ५-१/४ प्रतिशत से एवं किसी भी कार्यकर्ताओं के दो महीने के वेतन से अधिक नहों होगी।

(ग) नियमावली में वर्णित अवस्थाओं की पूर्ति के लिये फंड में
जैसा कि सर्वजनिक सभा निर्धारित करे तथा

(घ) आगामी वर्ष के खाते में जाने या ऐसे विशेष कोष में
जो सर्वजनिक सभा निर्धारित करे ।

२५- (१) संच के व्यवसाय में यदि लाभ होगा तो संच एक सुरक्षित
कोष रखेगा ।

(२) नीचे लिखे रकम का सुरक्षित कोष होगा ।

(क) २५ प्रतिशत वार्षिक छातीश लाभ से कम नर्तव्य कोष
में जमा हो ।

(ख) प्रवेश शुल्क तथा सम्बन्धित होने का शुल्क संच की स्थापना
में लगे प्रारम्भिक खर्च काट कर ।

(ग) सभी उक्त किये गये हिस्से का एवम

(घ) स्वसम्पत्ति पर किये गये वार्षिक ढंको का

(ङ) संच के विघटन के उपरान्त ही सुरक्षित कोष का व्यवसाय-
वटवारा हो सकत है ।

(४) आवश्यकत पड़ने पर नीचे लिखे कामों में सुरक्षित कोष
का धन लगाया जायेगा परन्तु शर्त यह है कि उसके पूर्व रजिस्ट्रार की
स्वीकृति ले ली जायेगी ।

(क) इतिपूर्ति केलिये बाज में यह रकम खर्च होगा ।

(ख) संच से ऐसे ढंम की जो किसी प्रकार नर्तव्य दिया जा सके ।
परन्तु नई वसूली के बाद यह रकम चुकती कर ली जायेगी ।

(घ) संच जो कर्ज लेना चाहे उसकी जमानत में भगड़ा का निखटारा

२६- कोई ऐसा भगड़ा जिसका निखटारा संचासक समिति सर्वजनिक
सभा द्वारा नर्तव्य हो सके तो नियमावली के अनुसार उसे रजिस्ट्रार
कोऑपरेटिव सोसाइटीज के समक्ष उपस्थित किया जायेगा ।

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२७-

नियमावली में संशोधन

सर्वजनिक सभा नियमावली में संशोधन कर सकती है एवं उसी स्थान पर नई नियमावली या उप नियम प्रस्तुत कर सकती है परन्तु ऐसे संशोधनों को तब तक काम में नहीं लाया जायेगा जब तक रजिस्ट्रार उसकी रजिस्ट्री नहीं कर दे।

२८-

: संघ का विघटन :

२९-

रजिस्ट्रार की स्वीकृति से तथा इसी शिष्टे आयोजित

सर्वजनिक सभा की विशेष बैठक में तीन चौथाई के बहुमत से संघ का विघटन हो सकता है।



साधारण

सभी ऐसे बातों का निर्णय जिसका इस नियमावली में उल्लेख नहीं है ऐक्ट तथा रूलस की शक्तों के अनुसार होगा।

३०-

संघ की अपनी विशेष मौलर रहेंगे जो सब कामों में व्यवहार की जायेगी।

संस्थापन

समिति का नाम-बिहार प्रान्तीय मत्स्यजीवी सहयोग संघ लि० प्रमाणित किया जाता है कि वर्तमान उपविधियों के अन्तर्गत पुनरीक्षित उपविधि संख्या- १ से ३० तक) अंगीकृत करने हेतु संशोधन जो इस समिति की तारीख ५-१२-७७ की हुई साधारण बैठक में प्रस्ताव द्वारा स्वीकृत एवं समिति द्वारा यथा संशोधित है, बिहार ऐक्ट उद्योग को-ऑपरेटिव सोसाइटीज ऐक्ट (१९६५ का ऐक्ट ६) की धारा-२५ के खंड (२) अधिन मेरे कार्यालय में विधित निर्बंधित किया गया है।

घटना

तारीख ६ - ५ - १९८१

Mrs. S. S. S.
Registrar. ७.५.८१
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