Science & Technology Cooperative Society Limited

Uttar Pradesh



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CO-OPERATIVE SOCIETY LIMITED
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Identification and Definitions

1.1 Name

Science & Technology Cooperative Society Limited, Uttar Pradesh

1.2 Address

Second floor Lakshh plaza, sector 7C. Vrindavan Yojana Lucknow UP 226029

1.3 Area of operation

Area of operation will be limited to territory of Uttar Pradesh. It means the geographical area from which the society is authorised to draw it's membership as specified in the bye Laws. Society shall be competent to execute work, advertise within India or abroad from it's facilities created in the state of UP.

the wever as per the exigencies of the work, it can deploy its workforce as per the Professional requirement.

1.4 Definitions

1.4.1 Registrar

means the Commissioner and Registrar Cooperative appointed by the Government as per the Cooperative Societies Act to perform the functions of Registrar and includes any person appointed to assist the Registrar and exercising all or any of the powers of the मण्डल लाख्य Registrar:

1.4.2 Act

Act means the UP Cooperative Societies Act 1965 under which the Society is registered;

1.4.3 Rules

means the Cooperative society rules 1968, under which the Society is registered;

1.4.4 Election rules

Uttar Pradesh cooperative societies election rules 2014.

1 Identification and Definitions

1.4.5 Bye Law

means the Registered Bye Law of the Cooperative Society and includes amendment thereof:

1.4.6 Co-operative Tribunal

means the U.P. Cooperative Tribunal constituted under the Act;

1.4.7 Government

means the State Government/ Government of India/Appropriate authority in the U.T. with reference to the context;

1.4.8 Jurisdiction

means the area of operation of the Cooperative Society;

1.4.9 Society

means the Cooperative Society:

1.4.10 Seal

means the General Seal of the Society with year of establishment;

1.4.11 IoT

TeV means Internet of Things and it's related activities, software and hardware depending ion the use case.

1.4.12 AICTE

AM India council for Technical Education

1.4.13 Branches

means Branches of the Cooperative Society;

1.4.14 Employee

mean the persons appointed by the Board of Directors in order to maintain the day to day operations of the Society.

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1.4.15 Office-bearer

means an individual elected by the General Body of the Board of the Co-operative Society to any office of such Co-operative Society in accordance with its bye-laws and includes President, Vice President etc;

1.4.16 Chief Executive Officer

means a person, who is appointed under the Act (1.4.2) as executive head of the Society to manage the affairs and day to day operations/activities, subject to the superintendence, control and direction of the Board and designated by whatever designation such as Chief Executive, Managing Director or Secretary etc;

1.4.17 Financial Year

means the period commencing from the 1st day of April of any year and ending with the 31st day of March of succeeding year;

1.4.18 General Body

means a Body consisting of all the A class members of the Society;

4.4.19 Member

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means any individual joining in application for registration or admitted as member of the Society after registration in accordance with the Act, the Rules and Byelaws;

1.4.20 Nominal Member

means any person admitted to the membership of the Society for a specific purpose as nominal member as provided in the Act, Rule and bye law and shall have no voting right:

1.4.21 Delegate

means a member nominated by a Co-operative Society to represent its interests in a federation or other co-operative society;

1.4.22 Person

means an adult individual not less than 18 years of age;

1.4.23 Board of Directors

means the Managing Committee or the governing body of the Society, by whatever name called, constituted as per the Act to which the direction, control and the management of the affairs of the Society is entrusted to;

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1.4.24 Director

means the member of the Board of Directors or by whatever name called duly elected or nominated or co-opted as per the Act. Rule and Bye Laws;

1.4.25 Professional Director

means a person appointed or co-opted as Director to the Board of Directors of Cooperative by virtue of his being an expert in the field of accounting, finance, management, banking, Information technology, law, agriculture, cooperation, cooperative management or another specialized field relating to the activities of the Society, if available in the local area, who is willing to guide and advice in the affairs or business activities of the Society.

1.4.26 President

means a person elected in accordance with the provisions of Act. Rules and Bye-laws who shall be responsible, for the overall development and progress of the Society and its members, due observance by the Society of the provisions of Cooperative Act, Rules and Bye-laws;

1.4.27 Vice- President

means a person elected in accordance with the provisions of Act. Rules and Bye-laws who shall act as President in absence of the President of the Society,

1.4.28 Sub Committee

means the Sub Committee constituted according to act, rules and Bye Laws for the Suppose of Special particular assignment and for a specific period by whatever name is called:

1.4.29 Meeting

Meeting can be defined either of the following

Virtual

Connecting over virtual platform

OR

Physical

Meeting in person at a designated area

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1.4.30 Liability of a member

means, the extent of liability of every member is limited to the Shares held by him/her towards contribution of the capital of the Society:



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2 Objectives of the society

The objectives of the society shall be:

- To facilitate or make arrangements or to collaborate with any local bodies/Govts/ Deptts/Univesities/Societies Companies for achieving its objectives and for the benefit of Society and Members.
- To engage in service or business operations (like software development, procurement of hardware, technical equipment, or any Govt scheme, technical training of members for skill improvement, etc) which may enhance the facilities and income of Society or its members.
- 3. To setup technical institutions and related facilities
- 4. To setup and promote science ,technology , engineering , mathematics via promotions or setting up related institutions
- To demonstrate, promote and develop the latest technologies or extension activities related to science and technology (includes engineering) and its allied activities for enhancing the income of the society and its members.
- To design and develop drones for betterment of society and its allied activities to enhance the income of the society and its members under the prevailing laws.
- 7 Fordesign and develop high performance software platform using or not using opensource to employee the income of society and its members
 - 8. To procure design and develop loT (Internet of Things) devices including hardware and software.
 - 9. To provide consulting services related to the field of Science & Technology
- To To employed its members and non-members about values of Science & Technology, Flus programe them to be part of Science Technology Engineering & Mathematics community.
- To act as a source of information/data centre to be used by the Government for various purposes
- To undertake marketing and similar activities outside its Area of Operation for the benefit of the members of the Society.
- 13. To manage and outsource technical projects for the enhancement of the society

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2 Objectives of the society

- 14. To undertake such other activities as are conducive and incidental to the attainment of the above objects and approved by the General Body for the benefit of the members and Society.
- 15. To conduct survey, study or impact assessment or feasibility studies etc on its own behalf or as instructed by Govt. Companies, other cooperative societies, world bank, IMF etc.
- 16. To collate data and data analytic for better decision making in cooperative sector
- 17. Any other activities which is incidental to all the above objectives.



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3 Services of the Society

The following services or business facilities in which the Society can engage itself under the prevailing laws, keeping in view the above objectives are as follows

- 1. Any activity related to software design, development, procurement and maintenance.
- 2. Any activity related to hardware design, development, procurement and maintenance.
- 3. Any activity related to drone design, development, procurement and maintenance.
- 4. Any activity related to IoT design, development, procurement and maintenance.
- 5. Any education or training activity related to Science & Technology.
- Any consulting activity related to Science & Technology for enhancement of the society and its memebers.
- 7. Any collaboration activity related to Science & Technology.
- & Any astivity related to Science & Technology.
- Any asset creation or arrangements or setting up subsidiaries which may be beneficial to the society and its members for development, consulting, design, production, collection processing and marketing of the product & services
- 10. Awareness cleation, capacity building programmes, skill development, fairs and exhibitions of any extension related works in the field of Science & Technology
- 11. Collaboration with Govt. Depts/Universities/Industries and its association/ multilateral agencies with necessary approval from the concerned Govt, which is beneficial to the Society and its members.
- 12. Other business or financial support necessary and required to fulfill the objectives.

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4 Membership

4.1 Types of membership

The Society shall have three types of membership

- A class members are the share holders of the Society who can exercise all the membership rights as provided in the bye law.
- 2. B class members are associates members of the Society
- 3 C class members are nominal members of the Society

4.2 Eligibility for A class membership

The following persons subject to fulfillment of the eligible condition shall be A-Class Members:

- 1. The promoters at the time of registration of Society. OR
- 2. An individual who.
 - I Is competent to contract under the provision of Section 11 of the Indian Contract Act 1872 and is citizen of India (as defined in constitution of India) or Person of Indian origin
 - Is a graduate from any reputed institute or university
 - 3 Should have cleared all the interviews conducted with the board of directors.

 Any disapproval from the board of members will lead to disqualification. OR
- Central government or any Central Government Body or State Government or any State government body or
- 4. Any legal entity of India.

4.3 Eligibilty for B Class membership

1. A person who desires or interested to provide his services to the Society shall be admitted as associate member by payment of admission fee of INR 1,000 - which is non-refundable and shall be credited to Reserve Fund of the Society.

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2. Is a graduate from any reputed institute or university.

Central government or any Central Government Body or State Government or any state government body

any legal entity in India.

4 Membership

- 3. Should have cleared all the interviews conducted with the board of directors. Any disapproval from the board of members will lead to disqualification
- 4. Associate Members shall have no right to attend any meeting to vote in the affairs of the Society and they will not be entitled for dividend from the Society.
- 5. Associate members cannot contest in any election.
- 6. An Associate member who is indebted to the Society either in his personal capacity or as surety or guarantor shall continue to be such member so long as the fiability of the Society has not been fully discharged.
- 7. No share certificate shall be issued to such associates members but separate Record shall be maintained in the Society which shall contain his signature. Adhar number and full address in proof of his membership.

An associate member will be eligible for wages and bonus.

Eligibilty for C Class membership

A pass with whom the cooperative society has or proposes to have have business dealures may be admitted as nominal members.

Nomin Members shall have no right to attend any meeting to vote in the affairs the society and they will not be entitled for dividend from the Society.

offinal members cannot contest in any election.

- A Nominal member who is indebted to the Society either in his personal capacity or as surety or guarantor shall continue to be such member so long as the hability of the Society has not been fully discharged.
- 5. No share certificate shall be issued to such nominal members but separate Record shall be maintained in the Society which shall contain his signature, Adhar number and full address in proof of his membership.

4.5 Ineligibility or Disqualification of Members

A person shall not be eligible for admission or continue as member of the Society, and or shall cease to be member if he / she:

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- 1. has been sentenced for an offence involving moral turpitude, such sentence not having been reversed
- 2. has been convicted for any other offence by a court of Law and sentenced to imprisonment for three months or more unless a period of 5 years has been elapsed since his/ her release;



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- is an applicant to be adjudicated as a bankrupt or an insolvent or is an uncertified bankrupt or is an un-discharged insolvent
- 4. is not wrking towards upliftment of society
- 5. is not sick and minimum work fog is less than 80 hours for two months.
- has defaulted in payment of all dues including contributions, subscriptions, if any, as decided by the Board of Directors of the Society from time to time and has not made the payment within 30 days after receiving the notice of payment.
- 7. he is of unsound mind;
- 8. Possesses any other disqualification as per the provision of the Act, Rules and Bye-

4.6 Procedure for A Class membership

- Any person who is desirous of becoming a member of the Society and is eligible
 as per the bye law, may obtain an application form at a prescribed fee and may
 submit the duly filled application form to the Chief Executive Officer (CEO) of the
 Society.
- 2. The CEO shall conduct the written technical assessment using online tool such backerrank. This is a mandatory condition to full-fill to become member otherwise sufficient on will be terminated at this stage.
 - Fighe CEO and Team shall conduct the 4 rounds of technical Interview to check the problem solving and decision making skills. This is a mandatory condition to full-full to proceed thead with application otherwise the application will be terminated at this stage.
 - 4. The CEO hall place the same before the Board of Directors for final decisions.
- 5. The CEO shall inform the applicant the decision of the Board of Directors within 15 days after the BOD meeting and if allowed by the BOD, ask him/her to deposit which admission fee and share money along with necessary documents as specified by the Board of Directors like Identity proof, residence proof, land holding proof, resolution of informal group/ other cooperative society etc. on submission of which the applicant shall be admitted as member of the Society.
- Every individual shall subscribe at least five shares (INR 1000 each share) amounting to INR 5000 of the Society to become A-Class Member. The member shall also have to pay an admission fee INR 1000 at the time of admission, which shall be non-refundable.
- The prospective members should be educated with cooperative values, principles
 and philosophy and the services/facilities and benefits available in the Society before admitting as a member.

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4.7 Procedure for B Class membership

- Any person who is desirous of becoming a member of the Society and is eligible
 as per the bye law, may obtain an application form at a prescribed fee and may
 submit the duly filled application form to the Chief Executive Officer (CEO) of the
 Society.
- 2. The CFO shall conduct the written technical assessment using online tool such as hackertank, codility etc but not limited. This is a mandatory condition to full-fill to become member otherwise the application will be terminated at this stage.
- The CFO and Team shall conduct the 4 rounds of technical Interview to check
 the problem solving and decision making skills. This is a mandatory condition to
 full-fill to proceed with ahead otherwise the application will be terminated at this
 stage.
- 4. The CFO shall place the same before the Board of Directors for final decision-
- 5. The CEO shall inform the applicant the decision of the Board of Directors within 15 days after the BOD meeting and if allowed by the BOD, ask him her to deposit the admission fee and share money along with necessary documents as specified by the Board of Directors like Identity proof, residence proof, land holding proof, resolution of informal group/ other cooperative society etc. on submission of which the applicant shall be admitted as member of the Society
- 6. B Class members are ineligible for Share subscription.
- 7. The prospective members should be educated with cooperative values, principles and philosophy and the services/facilities and benefits available in the Society before admitting as a member.

उपान 4.8 Procedure for C Class membership

- 1. Any person the is desirous of becoming a member of the Society and is eligible as per the byo law, may obtain an application form and may submit the duly filled application form to the Chief Executive Officer (CFO) of the Society
- 2. The CEO shall place the same before the Board of Directors for final decisions
- 3. The CEO shall inform the applicant the decision of the Board of Directors within (13) day after the BOD meeting and if allowed by the BOD, ask him her to submit the necessary documents as specified by the Board of Directors like Identity proof, residence proof, land holding proof, resolution of informal group other cooperative society etc. on submission of which the applicant shall be admitted as member of the Society.
 - 4. C class members are ineligible for share subscription and profit sharing

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5 The prospective members should be educated with cooperative values, principles and philosophy and the services facilities and benefits available in the Society better admitting as a member.

4.9 Share Subscription by the A-Class Members

- 1 Every Individual shall pay the admission fee of INR 1000 and subscribe a minimum of 5 fully paid up shares amounting to INR 5000 to the capital of the Society in order to exercise the rights of membership.
- 2 Maximum share holding by a member including Govt shall be limited to 1 10th of the total subscribed share capital of the Society
- 3 Every Individual to whom shares are allotted shall be entitled to receive share certificate specifying therein number of shares allotted to him and amount paid by him.
- Every share certificate shall be signed by the President and Chief Executive or any other officer authorized by the Board of Directors of the Society
- 5 The Society shall maintain a Register of shares, showing record of shares issued transferred to its member from time to time and amount of share capital available of each member with the Society.
- 6. The Society shall have the absolute right to set off the share amount and the dividend earned on it towards the respective loans or any other dues recoverable from him/her. This doctrine shall also apply to the members, past members and SUPTable decased members.
 - The sorger shall have the absolute right to utilize the dividend earned on strength-
 - 8. The rate of invidend, to be declared by the Society shall be decided in the General Body Meeting according to act and rules

4.10 Rights of the Members

430 f A Class member

Lvery A class member shall have the following tights

- 1 to attend, participate and vote in General Meeting of the Society.
- 2 to receive a copy of the annual report and accounts
- 2. to elect Directors or Delegate and to contest as a Director in the Board of eligible provided that he she has been a member of the Society for a minimum period of one year.

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4. to avail all services/facilities or infrastructural support rendered by the Society;

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- 5. to receive dividend as share in profit earned by the Society on his share capital:
- to inspect own accounts in the Society and to obtain a copy of the same by payment of a fee prescribed by the Board of Directors/ Managing Committee;
- to receive annual reports, audited statements of accounts. Audit report, Inspection report and the compliance report;
- 8. to receive a copy of proceeding of minute book pertaining to General Body meetings:
- 9. to get the copy of Act, Rules and up-to-date Bye-Laws of the society.
- 10 to receive copies of any inquiry or special audit report; and
- 11. to avail the voting right in the Society, a member is required to transact the form mum services as decided by the General Body of the Society in accordance to the Act, Rule and Byelaw.

4.10.2 B Class member

Every B class member shall have the following rights:

- 1 Every B Class member shall be eligible for payment under any work done
- To receive collective incentive up to maximum of 20% of the total revenue arising from the project. The intended member should be directly associated with the project.

4:10.3 C Class members

- Every associate member shall have the following rights

- 1. To receive collective incentive up to 20% of the total revenue arising from the project. The intended member should be directly associated with the project and his / her re-numeration and contribution shall be decided upfront and an MOU LOI / Agreement shall be signed before execution of work.
- To provide facilities owned by them which may be beneficial for Society and its members on mutually decided terms and conditions operated within or outside the operational area of the Society.

4.11 Duties of Members

1. Every applicant before admitting to the membership of the society shall sign a declaration that he / she has read and understood the provisions of the byelaw and will be bound by the Bye-laws of the society.

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- A member who is already a member by reason of having joined the application for Registration is required to sign such declaration within one month of the Registration of the society.
- No member shall exercise any right of membership until he has signed the declaration as referred to above and has paid the admission fee and the full value of shares subscribed by him/her.

4.12 Liability of members

The A class members of the Society shall, in the event of liquidation/dissolution, be jointly and severally liable to contribute towards deficit in the assets, be limited to the extent of share capital subscribed or paid by him/her.

4.13 Withdrawal of Membership and Share capital

Membership can be withdrawn only after permission of the board of directors or General Body. If the member has paid all the dues to the society in full, he can withdraw his membership, provided that a member is required to give a three months notice to the Board of Directors and give a written request, explaining his reasons for withdrawal. Withdrawal/Cessation of membership does not absolve the member from any financial or other liabilities he has as a member.

14 Expulsion of member

त जिपानिक Society may be expelled by a resolution in the Board of Director or General Body Respect by 2/3rd majority present and voting if:-

- 1. He/she has golded against the interest of the Society; and/or
- 2. His/her continuance as a member is detrimental and prejudicial to the functioning of the Society. Provided that, the concerned member shall not be expelled unless he/she has been given a reasonable opportunity of being heard in the matter.

4.15 Nomination by member

A member may nominate a person as nominee in whose favour the Society shall dispose of the share or interest of such member on his/her death.

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5 Capital and Funds

The Society shall ordinarily obtain funds from the following sources:

- 1. Admission fee/Membership enrollment fee
- 2. Share Capital
- 3. Reserve and Surplus
- 4. Grants and subsidies
- 5. Donations
- 6. Income from business activities

5.1 Admission Fee

the Society collects admission fee of Rs. 1000 from both A class and B class members. The admission fee is no refundable. The C Class members will not pay any admission fees.

5.2 SHARE CAPITAL

- 1. The authorized share capital of the Society shall be INR 5,00,00,000(Five Crore).
- 2. Each share is valued at Rs.1000. The total value of shares shall be paid in lump to allotment to the members.
 - The dividend on share capital held by the members shall be distributed to them
 as decided in the General Body subject to maximum ceiling prescribed in the Act
 and rules.
 - 4. A member may withdraw his/her share capital only on withdrawal of membership from the Society. On his/her death, the share capital amount shall be given to his/her nominee after settling dues to the Society, if any. Provided that where the nominee applies for membership, such amount shall be transferred to the nominee in accordance with procedure laid down by the Board of Directors in this regard.

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5.3 Reserve and Surplus

The Society shall appropriate 25 % of Net profit every year towards its Reserves and Surplus Fund or as per provisions of the Act. The Reserve Fund of the Society shall belong to it as a whole and no member shall have any claim to a share in it. However, the Society can utifize the full amount or a part of the said fund in the business with the approval of the General Body.

5.4 Grants and Subsidies

The Society can receive grants and subsidies form GoVL and of a agencies

5.5 Donation

The Society can receive donation from Govt, and other agency is need the purpose.



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6 MANAGEMENT OF SOCIETY

6.1 General Body

6.1.1

The supreme and final authority in the Society shall vest in the General Body of its members. The General Body of the Society shall consist of the following:

1. All A class members of the society

6.1.2

Without prejudice to the general provisions of the byelaws, the General Body shall have the following powers and duties

- 1. Election of the Board of Director in accordance with the procedures laid down in the Act, Rules, Election rules and byelaws;
- 2. Consideration of the annual report of the Society, prepared and presented by the

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- Consideration of latest audit report and compliance thereof and audited statement of auditors.
- 4. ApprovaFor Annual budget:
- 5. Considerated of report of Inspection and Enquiry, made in accordance with provisions of set, rules and byelaws, if any;
- 6. Appropriation of net profits.

other funds:

- 8. Amendment of bye-laws according to rules, if any,
- 9. Expulsion of member, if any;
- 10. Approval of long term perspective plan and annual operational plan;
- 11. Transaction of any other business with the permission of the President of the General Body Meeting.

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6.1.3

The General Body of members shall meet from time to time for the transaction of the business and such meetings shall be called the General Body Meetings and shall be of three kinds.

Annual General Body Meeting

- 1 The annual general body meeting shall be held within 8 months of closure of the financial year
- 2 15 days clear notice shall be required for convening a General Body Meeting
- 3 Proxy vote is not allowed in the General Body Meeting.
- 2. Special General Body Meeting A Special General Body meeting may be convened by the Board at any time during the year or by order of RCS or if they feel appropriate for a special purpose.

3. Requisitioned General Body Meeting

- 1 A Requisitioned General Body Meeting shall be convened by the Board within 30 days of a requisition signed by at least one-forth members of total members of the Society having voting right.
- 2 A requisition as mentioned above shall be addressed to the Chief Executive Officer and shall state the need for the meeting and the proposed agenda-
- 3 If on the receipt of the requisition, the Board fails to call the General Meeting within a reasonable time, the signatories to the requisition may refer the matter to the Registrar who, may, if he thinks fit summon the General Meeting or authorise a person to call such Meeting.

6.1.4 The General Body of the members shall meet at least once a year. The General Meeting of the Co-operative Society may be called by the Board or by Chief Executive Officer of the Co-operative Society under the direction of the Board.

6.1.5

At least 15 clear days notice, specifying the date, place and time and agenda of General Meeting shall be given to all members. The notice of a General Meeting may be given in one or more of the following modes:

- Affixing a copy of the notice at the Society's office or at some conspicuous place in the area of operation of the Society;
 - 2. By circulation of the notice book and getting signatures of members on it:
 - 3. By post
 - 4. By digital mode like registered email, SMS MMS on registered mobile number

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6.1.6

The quorum for the General Meeting shall be one-fourth of the total number of the members or as provided in the Act and Rule. If at the time fixed for General Meeting, the quorum is not complete, even after waiting for one hour beyond scheduled time, then the meeting shall be adjourned for further date and fresh notice for that date shall be given to members.

6.1.7

The meeting can be done via online platform and the meeting recording should be archived for the records.

6.1.8

If the meeting has been called on the requisition of the members and the quorum is not complete, the meeting will be adjourned and no further General Meeting shall be convened on the strength of the requisition. If the General meeting is convened otherwise than on requisition, the President shall postpone the meeting to a further date and a fresh notice for the subsequent General Meeting shall be given to all members. The business at the subsequent General Meeting may be transacted with the any number of the members present.

6.1.9

The President or in his/her absence the Vice President shall preside over meetings of the General Body. When both of them are absent, the members present shall elect a charman loftine meeting.

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6.1.11

Every member of the General Body shall have one vote. Voting by proxies shall not be allowed at the General Body. All questions shall be decided by the majority of votes of the members present and eligible for voting. When the votes are equal, the Chairman, of the General Body shall have additional casting vote.

All business discussed or decided at a General Meeting shall be recorded in the minute book and shall be signed by the President of the meeting and CEO of the society.

6.1.12 Services of General Body

General Body shall be responsible for the successful design, development, maintenance, execution and delivery of the project. A-Class members may bring their expertise for

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design, development, delivery, procurement & maintenance of the goods and services offered by society.

- 1. The member possess the necessary skill and expertise for successful completion of project
- 2. The member shall be paid consulting fees on hourly basis when he she is involved in the design, development, delivery, procurement & maintenance of the product and services offered by the society
- 3. The member shall be paid consulting fees from the project revenue in which he/she is directly involved
- 4. For the payment of such consulting fees work log should be maintained
- 5. The work-log is subject of approval at the discretion of Board and CEO
- In case of dispute related to consulting fees, A Class members can resolve via voting. Minimum of 2/3 vote of total of A-Class members is required to prove the majority of decision.

6.1.13 Share and Dividend

A-Class members shall be eligible for fees along with dividend and may hold shares

6.2 Board of Director

6.2.1

There shall be a Board of Director of the Society to manage its affairs and it shall be constituted by election from amongst members of the Society or as laid down in the Cooperative Society Act and Rule of the State.

6.2.2

No person shall be eligible for election as a member of the Board of Director of the Society of the person:

is below 21 years of age; or

- 2. is convicted of any offence involving dishonesty or moral turpitude; or
- 3. has applied for insolvency or is declared insolvent; or
- 4. is of unsound mind; or
- 5. is in arrears of shares; or

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- 6. is not a voting member of the cooperative for at least 2 year immediately preceding the date of election; or
- 7. Has not attended at least 2 General Body meetings of the Society held immediately preceding the election; or
- 8. Has at any time lost the right to vote as a member or to continue as one as specified in the bylaw; or
- 9. Has incurred any other disqualification of Director specified in the Act. Rule and bylaws.

Proper representation in the Board should be given to SC ST women members of the Society as per provision of the Act.

6.2.4

The term of office of the Board of Directors shall be according to Act.

6.2.5

The Board shall take necessary steps as per the provisions of the Act and Rule to conduct election before expiry of the term.

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Egyr days notice is required for convening the Board of Directors meetings. Arteast fifteen

6.2.7

The Cooperative may adopt elections to the Board of Directors in accordance with the provisions as provided in the Act and Rule.

6.2.8

The Board shall meet at least once in three months for monitoring the transaction of business of the Society.

6.2.9

A Board meeting shall also be convened on the requisition of a majority of Board members within 15 days of the receipt of such a requisition. The requisition shall be addressed to the Chief Executive Officer and shall state the need for the meeting and the proposed agenda.

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The Board of Director may decide to induct co-opt maximum up to 2 miles to Director having experience and expertise in the field of Agriculture and to 22 miles. Food Technology, Banking, Cooperation, Management, Legal, Internal, 1977, etc. in the Board for proper guidance and advice. The profession of Directors and such member shall be excluded for the purpose.

6.2.11

A member of the Board shall be disqualified or cease to hold office to be a se-

- 1. ceases to be a share-holder of the Society, or
- 2. has applied for insolvency or is declared insolvent, or
- 3. is convicted of any offence for dishonesty or moral turpitude; or
- 4. resigns and his resignation is accepted by the Board, or
- 5. absents himself from three consecutive meetings of the Board of Direct reason permission of the Board; or
- 6. fails to pay any arrear of share, or
- 7. has been penalized for offence under Cooperative Act & Rulei or
- 8. has lost the right to vote as member under the Bye Law of the Society, or
- 9. has any time expelled from Society or any other Society before two years

6.2.12

The Board of Directors shall incur disqualification as per the provisions of the Act one

6.2/13

The Director of the Board absents himself herself from three consecutive meeting a track Board he/she shall cease to be member of such Board. The fact shall be intimated to a member concerned and it shall be reported by the Chief Executive Officer at the new meeting of the Board, with the reply received from the member. It shall be open to the body to reinstate such member, provided that a requisition in writing is received from such a member and provided also that he she shall not be reinstated more than after during the term of the Director. If the President or Vice-President so loses has seat in the Board and if he is not reinstated by the Board at its next meeting, he shall cease to the President or the Vice-President, as the case may be and the Board shall proceed to fill up the vacancy caused there by.

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A Director of the Board shall also cease to hold office or become ineligible to contest for election or cooption as a Director of the Board if, on an enquiry and Certification by the Registrar as per the Act, he is found:-

- 1. guilty of misuse of his position to harm the society or misuse of property of the cooperative to harm the society;
- 2. responsible for making any appointment to any post in the cooperative in contravention of the relevant services rules and regulations;

6.2.15

The members of the Board shall elect from amongst themselves the President and Vice President.

6.2.16

The Meeting of the Board shall be held whenever necessary for the interest of the Society. The quorum of the Board meeting shall be maintained by attendance of minimum onethird of total number of members of the Board or five members of the board whichever is higher. President or the Vice President or in his absence a member elected by those present in meeting shall preside over the Board Meeting. Unless otherwise provided these bye-laws, all matters shall be decided by a majority of votes in the Board meeting. Fagh member shall have one vote. In case of equality of votes, the President shall have additionalscasting vote.

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The Board shall expecise all the powers and discharge all the duties of the Society, except those reserved for General Body subject to any regulations or restrictions duly laid down by the Society in General Meeting or in the bye-laws. In particular, the Board of Directors shall have the following powers and duties:

terpreserve, in all their transactions, the relevant provisions under the Act, the Rules and the bye-laws ;

- 2. to maintain true and accurate accounts in respect of all money received and expenditure made and all asset bought and sold by the Society;
- 3. to prepare a true account of the assets and liabilities of the society;
- 4. to prepare an annual report on working of the Society, an annual statement of accounts including Balance Sheet, profit and loss account and trading account for submission to the annual General Body Meeting;

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6 MANAGEMENT OF SOCIETY

- 5. to prepare the statement of accounts required for Audit and to place those along with relevant vouchers and other connected papers before the Auditor,
- to examine the accounts, sanction contingent expenditure and ensure maintenance of the prescribed registers.
- to consider the Inspection Report of the Registrar and the Financing Bank and take necessary action and ensure submission of compliance report to the concerned Authority;
- 8. to admit new members and allotment of shares:
- 9. to arrange for recovery of shares;
- 10. to give directions to the Chief Executive Officer to convene General Meetings in accordance with the bye-laws;
- 11. to create and appoint, from time to time, in different categories of employees to assist the Society in performance of its duties and discharge of its functions. The qualification and condition of service of Officer and other employees shall be decided as per Human Resources Policy or Service Rule of the Society as approved by the Board of Director.
- 12. To engage of skilled manpower/consultants on hire basis.
- 13. to authorize any member, or officer or employee of the Society or any other person specially authorized, to institute, conduct defend, compromise, refer to arbitration or abandon legal proceeding by or against the Society or Board or officer or employees concerning the affairs of the Society.
- 14 to acquire on behalf of the Society, shares in other/registered Co-operative societies.
- 15. to arrange for the safe custody of books and record, cash equipments and assets of the Society and to fix specific responsibilities to the employees in this behalf:
- 16. To accept the resignation of the Board member and in case of acceptance to arrange to fill the resultant vacancy through election for the remaining period of its term in accordance with the procedure laid down in the Act, Rules and these bye-laws.
- 17, to invest the surplus funds of the society in accordance with the cooperative societies Act and Rules framed there under,
- 18. to purchase, sell, hire or otherwise acquire or dispose of property on behalf of the society;
- 19. to carry on the business of the Society as decided and entrusted by the General Body of Society.

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The Board of Director may constitute the sub-committees such as Village Committee, Finance and Audit Committee, Recruitment/ Selection/ Appointment Committee, Youth/ Women Committee, Business/ Trade Promotion and Entrepreneurship/ Industrialization Committee, Sustainable/community Development Committee, etc., as per the business activities and requirement of the Society and also determine their powers and functions. The fee and allowances may be paid to the members of the committee shall be such as may be determined by the Board based on the work log. All the decision/resolutions taken in the Sub-committee are suggestive/recommendatory in nature and will only be acted upon after approval in the Board of Director Meeting and CFO.

6.2.19

In the conduct of the affairs of the Society, the Board of Director shall exercise the prudence and due diligence and shall be responsible for any loss sustained through acts contrary to the law, the bye-laws and the stated objects of the Society.

6.2.20

All business discussed or decided at a meeting of the Board of Director shall be recorded in a minute book which shall be signed by the President of the meeting, members of the Board present and the CEO within the time frame given in the Act, and Rule.

6.2.21 Services of the Board of directors

The services of the Board shall be honorary or gratuitous.

Exception

Board of director may boing his expertise for design, development, delivery, procurement & maintenance of the goods and services offered by society. The director shall be eligible for fees payable as per section 6.1.12.

6.3 President and his powers

The President shall be elected from amongst the members of Board of Director.

- The President shall exercise general control and supervision over the administration, business, and functions of the Society on behalf of the Board.
- 3. The president shall exercise the powers delegated to him by the Board and may. subject to approval of the Board or in an emergency, delegate any of his powers and duties to the Vice-President or in his absence, to any Director for specified period and may withdraw any powers so delegated.

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6 MANAGEMENT OF SOCIETY

- 4. The President shall have power to call for any record of the Society or any report from CEO to satisfy himself that the affairs of the Society are being managed in accordance with the provisions of the Act, Rule and Bye law
- 5. The President shall not act in contravention of any order given or decision taken by the Board in its meeting.
- The President shall act in co-ordination with the CFO for successful execution of projects
- 7. The President shall represent the cooperative in all other organisations and forums, or approach the Board for the selection of an appropriate Director for the purpose, if she/he is unable to represent the cooperative in any instance.
- He shall preside over the meetings of the General Body and the Board of Directors.
 The President shall exercise his easting vote only when there is an equality of votes.

6.4 Chief Executing officer

The Chief Executive Officer or Managing Director shall be an selected from A Class member of the society to look after day to affairs and administration of the Society as per the Act, Rule and Byelaw. He should possess the necessary educational qualification, experience and training as defined below

6.4.1 Eligibility

- 1. Should be eligible for A Class member
- 2. Must have been employed in past with reputed organisation

6.4.2 Duties and Responsibilities

- 1. The Chief Executive Officer, will work as a supporting body to Board of Directors
- 2. The Chief Executive Officer shall discharge the following duties and responsibilities:
 - 1 To convene, as per direction of the Board, General Body and Board of Directors meeting in time.
 - 2. To remain present in all meetings of Board and General Body and shall produce all relevant papers, document required at such meetings and sign along with the President, the minutes of such meetings;
 - 3 To record the proceedings in the maintain minute book and make all entries transacted in the meetings;
 - 4 To receive all money on behalf of the Society and issue receipt;
 - 5 To make payment and accept receipt of cash according to the direction of the Board:

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- 6 To maintain and keep all books of accounts and registers in accordance with
- 7 To operate Bank Account subject to such conditions as the Board may direct;
- 8 To prepare statement of demand, collection balance regarding loans and ad-
- 9 To prepare receipts, vouchers etc. for the financial transactions of the Society.
- 10 To make all correspondence for the Society and supply necessary information to members.
- 11 To maintain control over the subordinate staff of the Society.
- 12 To sign cheques and documents along with president in accordance with provisions of the bye law;
- 13 To expend money for the Society in accordance with the sanction limit provided by the Board:
- 14 To act as per the directions of the Board;
- 15 To ensure that the cash balance in the Head Office and Branches are kept in the safe with double lock system:
- 16 The records, movable goods for trading, implements, and products are kept under the custody of the CEO or other Officer nominated by the Board of Directors;
- 17 To enter into any agreement for the Society with the permission of the Board:
- 18 To perform/execute any job or assignment as per the direction of the Board.
- F9-Validate the decision taken by Board of directors.
- To phagage the proper execution of projects
- 2P To filing of suits on behalf of society and effective advocacy of suits filed against the society

6.5 Services of B-Class Members

Services of B Class thembers will be paid only. They are eligible to receive a payout as per the following instructions.

B Class members will not be eligible for dividend and share holdings

- 2. The member possess the necessary skill and expertise for successful completion of project
- 3. The member shall be paid consulting fees on hourly basis when he she is involved in the design, development, delivery, procurement & maintenance of the product and services offered by the society

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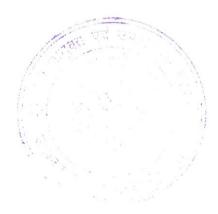
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6 MANAGEMENT OF SOCIETY

- 4. The member shall be paid consulting has from the propert revenue in which he she is directly involved.
- 5. For the payment of such consulting fees work log should be maintained
- 6. The work-log is subject of approval at the discretion of Board and CLO
- 7 In case of dispute related to consulting fees. A Class members can resolve via softing Minimum of 2.3 vote of total of A Class members is required to prove the majority of decision.

6.6 Services of C-Class Members

Services of C class members will not be eligible for any r meration. The decision can be altered at the discretion of board under exceptional literatures.



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7 Internal Control

7.1 Maintenance of Books and Accounts and Registers

The books can be maintained in the form of a physical register or it can be software, desktop or web application as per the convenience of the society. Registers and books may refer to a physical notebook or a software product. The following registers and books shall be maintained by the Society:

7.1.1 Books related to financial statements and others

- minute-book or books for recording the proceedings of the meetings of the general body, committee of management and of any other committees or sub. committees of the society;
- register of application for membership of the society containing the name address of the applicant, the number of share applied for and in case of refusal, the date of communication of the decision refusing admission to the applicant;
- 3. **register of members** showing, the name and address of each member, the date of admission, the shares taken and the amount paid by the member towards such shares and the date of and the reasons for cessation of his membership;

उपनिवंदार register of nominations (made by members under Rule 77)

5 register of derigates of the members where general body of the society is constituted by delegates:

- 6. cash book showing daily receipts and expenditure and the balance at the end of each day;
- a ledger for each member of the society;

8. voucher file containing all vouchers for expenditure made by the society numbered serially and filed chronologically;

- 9. a general ledger showing receipts and disbursements and the outstandings under various heads from day to day;
- 10. register of officers and office-bearers including delegates appointed if any :
- 11. register of dividend take care of share capitals

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7 Internal Control

12. such other books and registers as may be specified by the Registrar from time to time for a particular co- operative society or societies or class of co-operative societies or for a particular type of business conducted by a co-operative society or societies or class of co- operative societies:

7.1.2 Maintenance

This is how the books will be maintained

- The books, records and registers of the cooperative shall be kept in the custody of the Chief Executive Officer or such other Officer as the Board may authorize
- 2. The Board shall specify the officer of the Cooperative who shall
 - 1 maintain books of accounts;
 - 2 Keep custody of cash and stores;
 - 3 Keep other books and registers, and
 - 4 Prepare returns and financial statement. Provided that a person charged with keeping of accounts shall not be in charge of each
- The books and accounts and other records shall be open for perusal by any members
 of Board of Director during business hours of cooperative.
- 4. Copies of the Act & Rule of the State, the bye law, minute book pertaining to general body meeting, report and compliance thereon of Audit, Inquiry or Inspection.

 Voter list shall be made available to any member during business hours at a fee to be decided as per Act and Rules
- 5. The books of accounts etc in so far as they relate to a member of the Society shall be made available to that member at a fee decided as per Act and Rules.
- 6. The Society shall maintain such accounts and other matters connected with accounts in such form and manner as may be directed by the authority competent to do so under the Co-op. Societies Act.
- 7. The Society shall prepare and submit such returns and statements as the concerned authority may require from time to time.

7.2 Audit of the Cooperative

- The Cooperative shall be audited every year by the Auditor appointed for the purpose by the AGM.
- 2. The cooperative shall prepare the statement of account required for audit and place the same before the Auditor or Audit firm as the case may be, after signing the Balance sheet and Profit & Loss Account by President and the Chief Executive

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Officer of the Cooperative within 30 days of the close of each year in order to facilitate complete audit and the concerned Auditor shall complete the audit within 6 months of close of financial year

- 3. The Board of Director or Registrar may appoint an Special Auditor internal Auditor based on the turn over or volume of business of the Society. The internal Auditor may be from amongst staff or may be outsourced for regular internal control and monitoring of funds and accounts management of the cooperative
- 4. The Society shall pay such audit fee as may be assessed from time to time by the Authority competent to do so.



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8 Change of Structure of Society

- 1. The Society may, by a resolution in its General Body.
 - 1 Decide to amend its by-laws to change the form or the extent of its liability;
 - 2 Decide to transfer its assets and liabilities, in whole or in part, to any other cooperative society which agrees to such transfer by a resolution of its General Body;
 - 3 Divide itself into two or more cooperative societies.
 - 4 Merge itself with other similar cooperative society.
- Any two or more cooperative societies may, by a resolution of their respective general bodies, decide to amalgamate themselves and form a new cooperative society.
- Every resolution of the Society shall be passed at its General Meeting by 2/3rd of members present and voted for and such resolution shall contain all particulars of the liability, transfer, division, and amalgamation as the case may be.
- 4. The Society shall give notice in writing together with a copy of the resolution to all its members and federations to which it is affiliated, and creditors who may give their consent. Notwithstanding any by-law or contract to the contrary, any member federation, or creditor not consenting to the resolution shall, during a period of one member than the date of service of the notice have the option of withdrawing their shares, deposits, loans or services as the case may be.
- 5. Any member, federation, or creditor who or which does not exercise within the specified period the right under the Act shall be deemed to have consented to the resolution.
- 6. A resolution passed by the Society shall not take effect until.
 - 1. The members, federations, and creditors have consented or are deemed to have consented to the resolution under the Act and Rule or
 - All claims of the members, federations, and creditors who have exercised the option referred to under the Act or Rule within the period specified therein have been met in full or otherwise satisfied; and
 - 2 i. In the case of change of liability, amendment of the by-laws of the cooperative society concerned is registered or is deemed to have been registered; or

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8 Change of Structure of Society

- ii. In the case of division or amalgamation, certificate of registration of the cooperative society or societies is issued by the Registrar of Cooperative Societies.
- When a resolution passed by a cooperative society takes effect the resolution shall be a sufficient conveyance to vest the assets and liabilities in the transferee without any further assurance.
- 8. The registration of a cooperative society shall stand cancelled and the cooperative society shall be deemed to have been dissolved and shall cease to exist as a corporate body.
 - 1 When the whole of the assets and habilities of second coperative society are transferred to another cooperative society, or
 - 2 When such cooperative society divides itse i in. Two or more cooperative societies.
- 9. Where two or more cooperative societies are amalgamated to firm a new cooperative society, the registration of the cooperative societies so collapsed and shall stand cancelled and they shall be de ... to have seen dissolved and shall cease to exist as corporate bodies.



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9 Dispute of Society

Any dispute touching the constitution, business and management of the Society arising between the members, past members and deceased members of the Society or other persons shall be settled in accordance with the relevant provisions of the Co-operative Societies Act, and the Rules framed there-under and shall be disposed of in the manner prescribed under such Act, and the Rules.



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10 Liquidation of Society

- 1. The cooperative may be dissolved or liquidated in accordance with the provision of the Act
- 2. In the event of dissolution of the cooperative, any funds remaining after fulfillment of all external habilities shall be disbursed in proportion to the share amount of such members as are not defaulters on the date that settlement of member amounts is taken up.
- 3. Any amount that cannot be thus shared with members for whatsoever on, shall be given as a donation to another organization with similar objectives. In the approval of the General Body.



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Miscellaneous

- 1. If the Society is indebted to a Co-operative Central Financing institution, it shall be competent for representative of the latter to inspect the books and the record of the Society and the Board of the Society shall arrange the production of the books and record before such representatives.
- 2. Should any doubt arise with regards to the interpretation of any of ' .e bye-laws, the matter shall be referred to the Registrar whose decision shall be in accordance with the Act and Rule.
- 3. In case of any conflict or inconsistency between the $\Delta r \approx Rule$ and By this Society, the provisions of the Act & Rule shall be we overriding effect.
- 1) Sankalp Singh Bohra
- Ankit Jaiswal

- Kumar Yadav

11(5)—समिति की उपविधियों का कोई उपबन्ध उ०प्र० राज्य सहकारी समिति निर्वाचन नियमावली 2014 में निर्धित व्यवस्था से असंगत/उल्लेख न होने अथवा प्रतिकूल होने की दशा में समिति की उपविधियों के वह उपबन्ध तत्समय प्रचलित यथासंशोधित उ०प्र० राज्य सहकारी समिति निर्वाचन नियमावली 2014 के प्राविधान प्रभावी होगें।

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