

THE BYE-LAWS
OF
THE KANGRA
CO-OPERATIVE PRIMARY AGRICULTURE
& RURAL DEVELOPMENT BANK LTD.

Head Office :

DHARAMSALA
Distt. Kangra, H.P.

Registration No. 3092 dated 30.09.1966
(amended upto 03.04.2000)

The Bye-Laws
of
The Kangra Co-operative Primary
Agriculture & Rural Development Bank Ltd.

NAME, ADDRESS AND AREA OF OPERATION

1. The bank shall be called The Kangra Co-operative Primary Agriculture & Rural Development Bank Ltd.,
2. The registered address of The Kangra Co-operative Primary Agriculture & Rural Development Bank Ltd., shall be at Dharamsala P.O. Dharamsala, Tehsil Dharamsala, District Kangra. Any change in the headquarters of the Primary Bank may be made by the Committee of the Primary Bank with the prior approval of the Registrar, Co-operative Societies, Himachal Pradesh.
3. The area of operation of The Kangra Cooperative Primary Agriculture & Rural Development Bank shall extend to Kangra, Hamirpur & Una Districts.
4.
 - (a) "Primary Bank" means The Kangra Co-operative Primary Agriculture & Rural Development Bank Ltd.
 - (b) "Committee" means the Managing Committee of the Primary Bank.
 - (c) "State Bank" means the Himachal Pradesh State Cooperative Agriculture & Rural Development Bank Ltd.,
 - (d) "Board" means the Board of Directors of the State Bank.

- (e) "Person" in relation to the membership means an individual Co-operative Society, who has applied for the membership of the Primary Bank.

OBJECTS

5. The objects of the Primary Bank shall be to promote the economic interest of its members and more particularly to provide facilities of long-term loans to its A-class members on the security of immovable property for one or more of the following purposes:-

- (i) Redemption of mortgages on agricultural land;
- (ii) Purchase of land for cultivation;
- (iii) Construction and repair of ordinary wells and tube-wells.
- (iv) Installation of pumps and other water lifting appliances.
- (v) Construction of bunds;
- (vi) Fencing of agricultural lands against wild animals;
- (vii) Raising of fruit gardens;
- (viii) Reclamation of banjar lands;
- (ix) Purchase or repair of tractor, its allied implements and other agricultural implements, such as chaff-cutter, cane crusher, winnowing machine, rice husking equipments etc. etc. It would not include implements such as ordinary plough etc. etc.
- (x) Construction of godowns and cattle-sheds;
- (xi) Such other purposes relating to improvement of land and methods of cultivation as may be approved by the Board from time to time.
- (xii) Liquidation of prior debts.

→ Inserted New Clauses Xiii, (a) to (f). Regd on

6. For the furtherance of these objects the Primary Bank may become a member of the State Bank.
7. Subject to the provisions of bye law 8, the following shall be eligible for admission as A-Class members of the Primary Bank :—
- (i) Central Co-operative Banks;
 - (ii) Co-operative Farming Societies, Tube-well irrigation Co-operative Societies and such other kinds of Co-operative Societies as may be approved by the Registrar;
 - (iii) Individuals who :—
 - (a) Ordinary reside in the area of operation of Primary Bank;
 - (b) Are over 18 years of age and of sound mind;
 - and
 - (c) are owners and cultivators of agricultural land.
8. No individual shall be eligible for admission as A-Class member of the Primary Bank if :—
- (a) he has applied for bankruptcy; or
 - (b) he has been declared as an insolvent; or
 - (c) he has been sentenced for an offence involving dishonesty or moral turpitude within 5 years preceding the date of admission as a member.
9. The following shall be eligible for admission as B-Class members of the Primary Bank :
- (a) Coparcener, co-shares, ascendants or descendants of A-Class members;
 - (b) Persons having a right, title or interest in or upon the property of A-Class members.
- “Provided - (1) They are not less than 18 years of age;

- (2) They have not applied for bankruptcy;
- (3) They have not been declared insolvent”.

10. Notwithstanding the provision of any other bye-laws, the State Government may contribute to the Share Capital of the Primary Bank. The share capital so contributed shall be retired in such period and manner as may be determined by the State Government from time to time.

11. Application for A-Class membership and allotment of Shares shall be addressed to the *General Manager* of the Primary Bank in a prescribed form. Every such application shall be disposed of by the Committee of Primary Bank. If the Committee refuses to admit a person it shall record its reasons for such refusal and communicate them to the person concerned. Any person who has been refused admission shall have a right of appeal to the Registrar within 60 days of the date of communication of refusal. The decision of the Registrar on such appeal shall be final.

11.A. Notwithstanding any other bye-laws, all the members of the State Bank belonging to the area of operation of the Primary Bank shall be deemed to have become its A or B Class members, as the case may be, from the date of the registration of the Primary Bank. The shares of such members will become automatically invested in the Primary Bank. The amount so transferred shall at the same time be deemed to be invested by the Primary Bank in the shares of the State Bank.

12. Application for B-Class membership shall be addressed to the *General Manager* in a prescribed form. Every such application shall be disposed of by the *General Manager*.

13. A member of the Primary Bank may be expelled for one or more of the following reasons :—

- (i) application for insolvency.
- (ii) any action which may be held by the Committee to be dishonest or contrary to the interest or reputation of the Primary Bank or State Bank.

14. No member shall be expelled except by a resolution by two third majority of General Body meeting. The General Body shall record the reasons for expelling a member and communicate them to the member concerned. Such member shall have a right to appeal to the Registrar within sixty days of the communication of the decision regarding his expulsion. The decision of the Registrar on such appeal shall be binding on the Primary Bank and the appellant.

15. Membership of the Primary Bank shall be terminated in one or more of the following circumstances :-

- (i) death;
- (ii) ceasing to hold atleast one full share;
- (iii) permanent insanity;
- (iv) application for insolvency;
- (v) withdrawal after 6 months notice to the *General Manager* of the Primary Bank provided that the member withdrawing is not indebted to the Primary Bank and is not a surety for an unpaid debt and further that the share/shares held by the member are disposed of in accordance with the provisions of these bye laws;
- (vi) Cancellation of the registration of an affiliated society;
- (vii) Convicted on a criminal offence involving dishonesty or moral turpitude;
- (viii) Failure to pay share money or amount of costs of recovery etc; if any (excluding loan & interest amount) from the member within a period of 30

days from the date of issue of call notice to the defaulting member to pay such amount.

16. Every A-Class member on admission shall pay an admission fee of Rs. 5/- and every B-Class member an admission fee of Rs. 2/- which shall not be refundable.
17. No A-Class member shall transfer his share or shares or create a charge in respect of the same in favour of another A-Class member or person except with the previous sanction of the Committee. In all such cases a transfer fee of Re 1/- per share shall be paid to the Primary Bank by the transferee.
18. (a) Every A-Class member of the Primary Bank other than a Co-operative Society shall nominate a person or persons to whom his share or interest referred to in Himachal Pradesh Co-operative Societies Act or such sum out of share or interest as may be specified by the A-Class member shall on the death of the member, be transferred or paid.
(b) Such nomination may, from time to time, be revoked or modified by the A-Class member.
(c) The number of persons who may be nominated by A-Class member shall not exceed the number of shares held by such member.
(d) When an A-Class member of the Primary Bank nominates more than one person, he shall, as far as possible, specify the amount to be paid or transferred as to each nominee in terms of whole shares and the interest accruing thereupon.
(e) The record of nomination shall be kept by the Primary Bank in such manner as may be laid down by the Registrar from time to time.

- (f) The value of the share or interest transferred or paid to a nominee or nominees shall be determined on the basis of the sum actually paid by the A-Class member to acquire such share or interest.

LIABILITY

19. The liability of each A-Class member for deficit in the assets of the Primary Bank, in the event of its being wound up, shall be limited to five times the subscribed share capital, but the liability of the State Govt. shall be limited to the subscribed share capital out-standing on such event.

FUNDS

20. The funds of the Primary Bank may be raised by :-

- (i) Shares;
- (ii) Loans from the State Bank;
- (iii) Grants; subsidies and fees;
- (iv) Such other means as may be approved by the Registrar.
- (v) Loans from Cooperative Banks operating in the State.

→ *inserted New conditions (vi) & (vii) Regd on Dec, 2017.*

21. ~~The authorised Share Capital of the Primary Bank shall be Rs. 6,00,00,000/- and shall consist of 6,00,000 shares of the value of Rs. 100/- each~~

22. ~~Each A-Class member shall take at least one share of value of Rs. 100/- payable in a manner as may be decided by the Committees of the Primary Bank. The B-Class members shall not hold any share.~~

23. No individual A-class member shall hold shares of which the face value exceeds 5% of the total loan raised by him/ her or 1/5th of the total paid up share capital of the Bank, whichever is less, provided that individual shall not such have or claim any interest in the shares of the Bank exceeding ten thousand rupees.

If any such member by inheritance or otherwise becomes possessed of more than the maximum number of shares permitted by this bye-law, the committee shall have the power to sell the excessive number or to buy them on behalf of the Primary Bank and to hold the proceeds at the disposal of such member.

24. The total borrowings of the Primary Bank shall not exceed at any time twenty times the paid up share capital plus reserve fund.

MANAGEMENT

25. The management of the affairs of the Primary Bank shall vest in the Managing Committee which shall consist of ten members.

- (i) Six Directors to be elected out of individual share holders and the representatives of the members Societies in the manner that two Directors are elected each from the Districts of Kangra, Una and Hamirpur.
- (ii) A Nominee of the State Bank;
- (iii) Three members to be nominated by the State Govt. or any authority specified by the State Govt. in this behalf.

26. No person shall be eligible for election as a member of the Committee of the Primary Bank, if he:

- (a) is below 21 years of age; or
- (b) is a paid employee of the Primary Bank or of any member society; or
- (c) is convicted of any offence involving dishonesty or moral turpitude; or
- (d) had applied for insolvency or is declared insolvent; or
- (e) is of unsound mind; or
- (f) is in default in a payment of the debts due for a period exceeding three months to the Primary Bank or to any other society; or

- (g) is interested directly or indirectly in any sale or purchase made by the Primary Bank or State Bank privately or in auction.
- (h) is a representative of the society which is in default in the payment of the debts due for a period exceeding three months to any financing institution.
- (i) is a representative of the society under winding up operations.

27. Election to the committee shall be regulated by the rules to be framed by the Registrar.
28. The President and the Vice-President of the Committee shall be elected annually by the members of the committee out of themselves.
29. (i) An elected member of the committee shall cease to hold office, if he :-
- (a) applies for bankruptcy; or
 - (b) is convicted of any offence involving dishonesty or moral turpitudes; or
 - (c) becomes of unsound mind; or
 - (d) becomes a paid employee of the Primary Bank or of any member society; or
 - (e) defaults in the payment of debts due to the Primary Bank or to any other society for a period exceeding three months; or
 - (f) resigns and his resignation is accepted by the Committee; or
 - (g) acquires an interest directly or indirectly in any sale or purchase made by Primary Bank or State Bank ; or
 - (h) is a representative of the society under winding up orders; or
 - (i) ceases to be a share holder of the society he represents or of the Primary Bank;

- (ii) Any member who ceases to be a member of the committee under clause (i)(e) of this bye-law shall not be eligible for re-election as member of

30. The term of each elected Director shall be three years but no elected Director shall remain on Board for more than two consecutive terms even by re-election. However, in no case shall an elected Director continue on the Board for more than six years. Elected Directors shall not remain as Directors for at least 2 years after the completion of 2 terms/6 years.
- The term of each elected Director shall be five years in accordance with other terms and conditions as laid down under Rule 38 of the H.P. Cooperative Societies Rules, 1971.
- Registered on 08.05.2003
- Director shall be re-elected for more than 2 years

31. DELETED.

32. The Committee shall meet atleast once every two months. Atleast 7 days notice of the meeting shall be given to the members before a meeting is held. *General Manager* of the Primary Bank shall call a meeting. Three members shall form quorum of meeting of the Committee. The President or in his absence Vice-President, if both are absent a member elected by those present in the meeting shall preside over the meeting of the Committee. Each member shall have one vote. Unless other-wise provided in these bye-laws or by the rules notified by Government, all questions shall be decided by a majority of votes. In case of equality of votes, the Chairman of the meeting shall have a casting vote.

33. If any elected member of the Committee of the Primary Bank absents himself for three consecutive meetings of the Committee without sufficient reasons, he shall be removed by the Committee from the membership of the Committee.

34. The powers and duties of the Committee shall be :-

- (i) to elect the President and the Vice-President of the Committee.
- (ii) To give directions to the *General Manager* for convening the meeting of the General Body of the Primary Bank and to submit to the General Body the annual report and the balance sheet of each co-operative year;
- (iii) to open branch offices at suitable centres, fix their jurisdiction and to appoint local committees, if necessary, from amongst the share-holders for supervising the business and the working of such branches, and to define the powers of such local committees;
- (iv) to frame rules regarding business and working of the Primary Bank consistent with the provisions of these bye-laws and with the prior approval of Registrar and the State Bank;
- (v) to delegate any of its power and duties to any one or more of the Committee members or to the General Manager.
- (vi) to appoint a Committee member to represent the Primary Bank in the meetings of the Managing Committee or general body of another Co-operative institution;
- (vii) to raise loans from the State Bank;
- (viii) to co-opt members of the Committee in the case of any interim vacancy;
- (ix) to accept or reject the resignation of a member of the committee;
- (x) to fix the rates of travelling and daily allowances payable to a Committee member subject to the approval of the Registrar;
- (xi) to grant admission to A-Class members and to allot shares;
- (xii) To grant loans to the members of the Primary Bank; subject to a limit sanctioned by the State Bank from time to time.
- (xiii) to institute, conduct, defend, compromise, refer to arbitration or abandon legal proceedings and claims by or against the Primary Bank.

(xiv) to ensure compliance of such suggestions and instruction contained in inspection or audit notes relating to the Primary Bank;

34(xvi) To Appoint employees not above the rank of accountant and to take disciplinary action and impose penalties, suspension, termination and dismissal against them as per conditions of Service Rules prescribed for the purpose, if any. To appoint employees borne on separate cadre of the Primary Bank as may be specified in the Service Rules from time to time and take disciplinary action and impose penalties, suspension, termination and dismissal against them as per conditions of Service Rules prescribed for the purpose, if any.

Registered on 08.05.2003

~~(xvii) to incur contingent expenses,~~

(xviii) to open accounts with other banks;

(xix) to buy, sell, endorse, assign, pledge or otherwise negotiate securities issued by the Central or State Government of the Indian Union and other securities specified in Section 20 of the Indian Trusts Act, 1882 on behalf of the Primary Bank and to authorise in this behalf any officer or officers of the Primary Bank and to arrange for the safe custody of the Securities owned by Primary Bank;

(xx) to arrange for the investigation of legal title and determine the market value and yielding capacity of the property proposed for hypothecation according to the instruction of the Registrar;

(xxi) to prescribe the fees to be paid by the borrowers alongwith the loan application subject to the approval of Registrar.

GENERAL MANAGER

35. The General Manager of the Primary Bank shall be taken from the Joint Cadre of Deputy General Manager grade maintained by the State Bank for the purpose with the consultation of the Managing Committee.

36. The General Manager of the Primary Bank shall have the following powers and duties;
- (i) to generally administer the affairs of the Primary Bank subject to the directions of the committee;
 - (ii) to supervise and control the work of the employees of the Primary Bank;
 - (iii) to maintain proper accounts;
 - (iv) to receive deposits and other money and issue receipts and also to pay amount due from the Primary Bank;
 - (v) to sign on behalf of the Primary Bank and conduct its correspondence;
 - (vi) to certify copies of entries in the books of the Primary Bank;
 - (vii) to sue and to be sued in the name and on behalf of the Primary Bank;
 - (viii) to arrange for the inspection of the mortgaged property;
 - (ix) to perform all other duties and exercise all such powers as may be assigned to him by the Committee.
 - (x) to have custody of all the properties of Primary Bank;
 - (xi) to arrange to call and attend meetings of the General Body, Committee and Sub-committee;
 - (xii) to make, draw, accept, endorse and execute cheques, payment orders, telegraphic and mail remittances, fixed deposits receipts, drafts, railway receipt and other negotiable instruments for and on behalf of the Primary Bank subject to the instructions of the committee;
 - (xiii) subject to the specific and general sanction of the Committee to invest surplus funds, to discharge, buy, sell and collect interest on Govt. promissory Notes and Securities on behalf of the Primary Bank.

General Body

37. The General Body of the Primary Bank shall consist of the following :
- (i) A-Class individual members;
 - (ii) One representative of each member society;
 - (iii) One nominee of the State Bank; and
 - (iv) Government nominees;
38. The General Body of the Primary Bank shall meet from time to time and at least once a year. A meeting of the General Body shall be convened by the General Manager of the Primary Bank under the direction of the committee. A General meeting shall also be convened if the requisition for such a meeting signed by not less than one fourth of the total members, is received by the committee. If on the receipt of requisition, the committee fails to convene the general meeting within one month, the signatories to the requisition, may refer the matter to the Registrar who may, if he thinks fit, summon the general meeting of the Primary Bank.
39. Atleast a fortnight's notice specifying the date, place and time and agenda of the general meeting shall be given to its constituents. The notice of a general meeting shall be given in leading two newspapers and by broadcasting from All India Radio.

The quorum for the general meeting shall be one third of the total number of its members or 30 whichever is less. If within one hour of the time fixed for a general meeting the quorum is not forthcoming the chairman of the meeting shall, if the meeting has been called on the requisition of the constituents, adjourn it 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 chairman shall postpone the meeting to further date. A fresh notice for the subsequent general meeting shall be given to its constituents. The business at subsequent general meeting may be transacted with the number of such members present.

40. The President or in his absence, the Vice-President shall preside over meetings of the General Body. When both of them are absent, the A-Class members present shall elect a Chairman for the meeting.
41. Every member of the General Body shall have one vote. Voting by proxy other than society members shall not be allowed at the General meeting. Unless otherwise provided in these bye-laws all questions shall be decided by a majority of votes of the members present. When the votes are equal the Chairman of the General meeting shall have an additional casting vote.
42. Unless otherwise provided in these bye-laws, the ultimate authority in all matters relating to the administration of the Primary Bank shall vest in the General Body.
43. Without prejudice to General provisions of the preceding bye-laws the General Body shall have the following powers and duties :-
 - (i) Election of the members of the Committee in accordance with the rules of election to be framed by the Registrar;
 - (ii) consideration of the annual report, the audited statement of receipts and disbursements, Balance sheet and profit and loss account;
 - (iii) disposal of profit;
 - (iv) fixation of the maximum borrowing limit of the Primary Bank consistent

- with these bye-laws, subject to the approval of the Registrar;
- (v) amendment of bye-laws;
 - (vi) Removal of the elected members of the Committee.

44. No resolution of the General Body, removing a member of the committee shall be valid unless it is carried by the vote of a majority of the members present at a general meeting.
45. All business discussed or decided at a General Body, Committee and Sub-Committee meetings shall be recorded in the proceeding book which shall be signed by the Chairman of the meeting, general meeting.
46. Loans shall be given only to A-class members, but no such member can claim a loan as a matter of right. No loans shall be granted without the approval of the State Bank. Loan shall be given to A-Class members but no such member can claim loan as a matter of right. Each member can claim out the approval of the
- Registered on 08.05.2003*
47. All applications for loan shall be made to the General Manager of the Primary Bank in the prescribed form. Every Application shall be accompanied by the title deeds and other documents relating to the properties proposed to be offered as security, as may be laid down by the State Bank. The applicants shall pay such fees alongwith their applications as may be approved by the Registrar. All such applications shall be disposed of by the Committee of the Primary Bank. The Committee may reject a loan application without assigning any reasons.
48. No A-Class member shall at any time be indebted to the Primary Bank by way of Principal to the extent more than the limit sanctioned by the State Bank from time to time.

48.A

Notwithstanding Bye-Law 48 any A-Class member may be granted any amount of loan, when agreed by the National Bank for Agriculture and Rural Development for implementing some special Development Schemes provided he satisfies all other conditions and his paid up share capital is not less than 5% of the loan amount.

Registered on 08.05.2003

Notwithstanding Bye-Law No. 48 any A-Class member may be granted any amount of loan, when agreed by the National Bank for Agriculture and Rural Development for implementing some special Development Schemes provided he satisfies all other conditions and his ratio of paid up share capital to loan is on uniform pattern as adopted by the State Bank from their individual borrowers.

be granted any amount e & Rural Development provided he satisfies all ss than 5% of the loan

- 49. Loan shall be granted to A-class members after obtaining security from borrowers in such standards as is laid down in loan procedure, from time to time.
- 50. The land mortgaged to the Primary Bank as security, shall have no prior encumbrance save the mortgage or mortgages to be given by the Primary Bank
Note :— An encumbrance in favour of the Primary Bank shall not be deemed to be an encumbrance within the meaning of this Bye-law.
- 51. No loan shall be granted for a period exceeding fifteen years.
- 52. The Primary Bank may recall a loan if it is mis-applied. If the Primary Bank apprehends that the value of the mortgaged property has deteriorated, it may call upon the loanee to furnish such additional security as it considers fit. If the loanee is unable to furnish the additional security, the Primary Bank may recall the entire loan or such portion of it as may be deemed fit.
- 53. The rate of interest at which the Primary Bank may give loans to its A-Class member, shall be such as may be determined by the Committee of the Primary Bank from time to time, subject to the approval of Registrar.

54. The Primary Bank shall not re-loan the recoveries made from the borrowers except with the sanction of the State Bank.

Distribution of Profits

55. The net profits of the Primary Bank as per audited balance sheet, shall be distributed as follows :—

- (i) 25 percent shall be carried to the Reserve Fund;
- (ii) Such proportion not exceeding 5 percent of the net profits as may be specified by the Registrar, shall be carried to a Co-operative Educational Fund to be administered in accordance with the instructions of the Registrar issued from time to time.
- (iii) the remainder may be utilised for one or more of the following purposes:
 - (a) Distribution of dividend amongst members at a rate of not exceeding one percent above the rates at which loans were raised from State Bank.
 - (b) A sum not exceeding 9% of the net profits may be spent on any charitable purpose as defined in section 2 of the Charitable Endowments Act 1890 and be allocated to a common Good Fund devoted to any of these purposes.
 - (c) Creation of a Bad Debt Reserve, Dividend Equalization Fund, Building Fund, Depreciation Fund or any other fund required by the Primary Bank.
- (iv) Bonus to the Staff.

(v) Any surplus may be credited to Reserve Fund or carried to the profits of next year.

56. The allocation of net profits shall be decided upon by the General Body on the recommendation of the committee. It shall be subject to the approval of the Registrar.

Amendment of Bye-Laws

57. No amendment to these bye-laws shall be carried out save in accordance with the resolution passed in the General Meeting of the Primary Bank of which due notice of the intention to discuss the amendment has been given. Provided that no such resolution shall be valid unless it is passed by a majority of two third members present at the General meeting.

Provided further that amendments previously approved by the Registrar may be adopted by a majority at an ordinary General Meeting. The amendments shall come into force after they are registered by the Registrar.

Miscellaneous

58. The Primary Bank shall be competent to undertake such measures as are conducive to the propagation of the Co-operative principles. For this business it shall pay such contribution not exceeding Rs. 100/- per annum to the Himachal Pradesh Co-operative Union as may be approved by the Registrar.

59. The Primary Bank shall pay such audit fee as may be assessed from time to time by the authority competent to do so.

60. The service of the members of the committee shall be honorary but they may be

paid travelling and daily allowance on a scale approved by the Registrar.

61. In the conduct of the affairs of the Primary Bank, the members of the committee and the officials of the Primary Bank shall exercise prudence and diligence of ordinary men of business and shall be responsible for any loss sustained to the Primary Bank through acts of omission and commission contrary to the bye-laws.
62. The Reserve Fund of the Primary Bank shall be indivisible and no member shall be entitled to claim a specified share in it. It shall be invested and utilized in such manner as the statutory rules notified by the Government may specify.
63. Should any doubt arise with regard to the interpretation of any of these bye-laws, the matter shall be referred to the Registrar, whose decision shall be final.
64. If any dispute, other than a dispute regarding disciplinary action taken by the Primary Bank or its Committee against a paid servant of the Primary Bank, touching the constitution or business of the Primary Bank arises between the members and past members of the Primary Bank or other persons referred to in the relevant provisions of the Co-operative Societies Act and the Rules framed there-under, it shall be disposed of in the manner provided in such an Act and Rules.
65. The Primary Bank shall maintain such account and other record connected with accounts in such form or manner as may be directed by the authority competent to do so under the Co-operative Societies Act.
66. The Primary Bank shall prepare and submit such returns and statements as the Registrar and State Bank may from time to time specify.
67. The Primary Bank may in the circumstances specified by the relevant provisions of the Cooperative Societies Act be wound up and cancelled by the Registrar in accordance with the procedure laid down by such an act and the Rules framed there-under.

68. All notices of the meetings and all other notices shall be deemed sufficient and proper if left at or posted to the address given by the Shareholders, depositors and other constituents of the Primary Bank under postal certificate.
69. (a) No person shall be employed or promoted by the Primary Bank unless he satisfies the qualifications prescribed in employees Service Rules, if any or the qualifications laid down by the committee from time to time.
- (b) No person shall be employed by the Primary Bank without obtaining from him security in such form and according to such standards as may be laid down by the Committee.
70. DELETED.
71. (i) DELETED.
- (ii) It shall be within the competency of the *General Manager* PARDB to sanction any kind of leave to employees working in the Primary Bank. However the *President* of PARDB shall be sanctioning authority in case of *General Manager* PARDB.
- (iii) The Provident Fund of the employees will be paid by the Primary Bank but no leave contribution will be charged from it.
- (iv) The leave reserve will be maintained by the State Bank.
72. After the registration of the Primary Bank and the re-assigning of the Mortgage Deeds in favour of the Co-operative Primary Agriculture & Rural Development Bank, the borrowers of the State Bank whose membership will stand transferred to the Primary Bank, will become borrowers of the Primary Bank and the Primary Bank shall become indebted to the State Bank for the total loan out-standing against such members.
73. The Primary Bank shall keep a copy of the H.P. Cooperative Societies Act, 1968, The Himachal Pradesh Agriculture & Rural Development Banks Act, 1979 and the Rules made under both the Acts and also the bye-laws of the State Bank and its

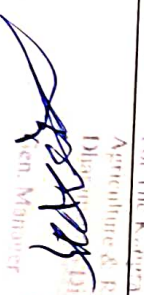
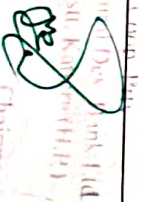
own bye-laws open to inspection free of charge at all reasonable times at the Registered address of the Primary Bank.

74. The Primary Bank shall prepare a list of its members with their addresses as on the last day of each co-op. year and furnish its copies to the Registrar and the State Bank within one month from the close of such year. Such lists shall be kept open at the office of the Primary Bank during office hours for inspection by any member of the Primary Bank. It shall be the duty of the General Manager to supply copies of such lists of members as on the last day of the co-operative year or on any other date to be specified by the member on payment of such fees as may be prescribed by the committee in this behalf within one month from the date of receipt of such requisition.
75. Any amount due by the Primary Bank and any claim within the period of limitation allowed by the Indian Limitation Act shall be added to the reserve fund of the Primary Bank.
76. If any sum belonging to the Primary Bank is either stolen or lost or found irrecoverable either wholly or partly, it shall be open to the Committee to write off such amount after obtaining the sanction of the Board and of the Registrar.
77. When a member from whom money is due pays any sum it shall be appropriated in the following manner:—
- (i) to fees, fine, postal charges, registration and other miscellaneous charges due by him;
 - (ii) to interest ; and
 - (iii) to Principal.
78. Should there be a conflict on any point between the bye-laws of the State Bank and the bye-laws of the Primary Bank, the matter shall be referred to the Registrar, Co-operative Societies, whose decision shall be final in the matter.

KANGRA COOPERATIVE PRIMARY AGRICULTURE AND RURAL DEVELOPMENT BANK LTD; DHARAMSHALA DISTT. KANGRA (H.P.)
PROPOSED AMENDMENTS IN BANK BYE-LAWS

Bye Law No.	EXISTING	AMENDMENTS PROPOSED AND ADOPTED BY THE GENERAL HOUSE OF THE BANK	AMENDMENTS TO BE REGISTERED
5.	<p>The Objects of the Primary Bank shall be to promote the economic interest of its members and more particularly to provide facilities of long-term loans Medium-term loans to its A-class members on the security of immovable property for one or more of the following purposes:-</p> <p>(i) Redemption of mortgages xxxxxxxx to (xii) Liquidation of prior debts.</p>	<p>The Objects of the Primary Bank shall be to promote the economic interest of its members and more particularly to provide facilities of long-term and medium term loans to its A-class members on the security of immovable property for one or more of the following purposes:-</p> <p>(i) Redemption of mortgages xxxxxxxx to (xii) Liquidation of prior debts. (xiii) The Bank shall also provide other facilities to its member customers as under:-</p> <p>(a) Encourage thrift and saving habits among its members by accepting deposits. (b) Receive money in current, saving, fixed/recurring daily deposit or other accounts from its members. (c) Open its Branches/Offices with the prior approval of Registrar, Cooperative Societies, H.P. (d) Encourage the member customers for cultivation in organic farming. (e) Enter into the Social welfare cause and organize motivational camps in the service area in collaboration with the different Govt. Deptt. and NGO's. (f) Acquire such immovable property / construct buildings for office accommodation in the service area.</p>	<p>The Objects of the Primary Bank shall be to promote the economic interest of its members and more particularly to provide facilities of long-term and medium term loans to its A-class members on the security of immovable property for one or more of the following purposes:-</p> <p>(i) Redemption of mortgages xxxxxxxx to (xii) Liquidation of prior debts. (xiii) The Bank shall also provide other facilities to its member customers as under:-</p> <p>(a) Encourage thrift and saving habits among its members by accepting deposits. (b) Receive money in current, saving, fixed/recurring daily deposit or other accounts from its members. (c) Open its Branches/Offices with the prior approval of Registrar, Cooperative Societies, H.P. (d) Encourage the member customers for cultivation in organic farming. (e) Enter into the Social welfare cause and organize motivational camps in the service area in collaboration with the different Govt. Deptt. and NGO's. (f) Acquire such immovable property / construct buildings for office accommodation in the service area.</p>

For the Kangra Co-operative Bank Ltd.
 Agriculture & P. & R. Deptt.
 District Kangra (H.P.)
 Chairman, Member

20. by:-	The funds of Primary Bank may be raised	The funds of Primary Bank may be raised by:-	The funds of Primary Bank may be raised by:-
<p>The authorized Share Capital of the Primary Bank shall be Rs. 6,00,00,000/- & shall consist of 6,00,000 Shares of the value of Rs. 100/- each.</p>	<p>The funds of Primary Bank may be raised by:-</p> <ul style="list-style-type: none"> (i) Shares; (ii) Loans from the State Bank; (iii) Grants, subsidies and fees; (iv) Such other means as may be approved by the Registrar. <p>Loans from Cooperative Banks operating in the State.</p>	<p>The funds of Primary Bank may be raised by:-</p> <ul style="list-style-type: none"> (i) Shares; (ii) Loans from the State Bank; (iii) Grants, subsidies and fees; (iv) Such other means as may be approved by the Registrar. (v) Loans from Cooperative Banks operating in the State (vi) By accepting deposits in current, savings, fixed/recurring and daily deposit accounts or other accounts from its members. (vii) The loan from Government, the Reserve Bank of India and National Bank for Agriculture & Rural Development. 	<p>The funds of Primary Bank may be raised by:-</p> <ul style="list-style-type: none"> (i) Shares; (ii) Loans from the State Bank; (iii) Grants, subsidies and fees; (iv) Such other means as may be approved by the Registrar. (v) Loans from Cooperative Banks operating in the State. (vi) By accepting money in current, savings, fixed/recurring and daily deposit accounts or other accounts from its members. (vii) The loan from Government, the Reserve Bank of India and National Bank for Agriculture & Rural Development.
<p>The authorized Share Capital of the Primary Bank shall be Rs. 16,00,00,000/- & shall consist of 16,00,000 Shares of the value of Rs. 100/- each.</p>	<p>The authorized Share Capital of the Primary Bank shall be Rs. 16,00,00,000/- & shall consist of 16,00,000 Shares of the value of Rs. 100/- each.</p>	<p>The authorized Share Capital of the Primary Bank shall be Rs. 16,00,00,000/- & shall consist of 16,00,000 Shares of the value of Rs. 100/- each.</p>	<p>The authorized Share Capital of the Primary Bank shall be Rs. 16,00,00,000/- & shall consist of 16,00,000 Shares of the value of Rs. 100/- each.</p>

For the Registrar, Gen. Manager
 Agriculture & Rural Development Bank Ltd
 Directorate, Lucknow (U.P.)

2. Each A-Class member shall take at least one share of value of Rs. 100/- payable in a manner as may be decided by the committees of B-Class members shall not hold any share.

Each A-Class member shall take at least one share of value of Rs. 100/- payable in a manner as may be decided by the committees of B-Class members shall not hold any share. Apart from this every A-Class member, on admission, shall pay an admission fee of Rs. 100/- and every B-Class member pay an admission fee of Rs. 50/- which shall be non-refundable.

Each A-Class member shall take at least one share of value of Rs. 100/- payable in a manner as may be decided by the committees of B-Class members shall not hold any share. Apart from this every A-Class member, on admission, shall pay an admission fee of Rs. 100/- and every B-Class member pay an admission fee of Rs. 50/- which shall be non-refundable.

It was further resolved by the house to empower the Chairman along with General Manager of the Bank to sign these amendments on behalf of the house and get these registered from the Competent Authority of the Cooperative Department, as per procedure laid down under Rule of the H.P. Cooperative Societies Rules, 1971.

Certified that foregoing is the true copy of Resolution Nos. 4, 5 & 7.2 passed by the General House of the Bank and the book containing the entry is in the safe of the Bank.

For the Kangra cooperative Primary Agriculture
And Rural Development Bank Ltd; Dharamshala.


General Manager


Chairman

Registered on... 14th day of Dec 2017

Assistant Registrar,
Co-op Societies
Dharamshala Distt. Kangra H.P.

Assistant Registrar,
Cooperative Societies,
Dharamshala (Kangra) H.P.

No.5-MC-KPARDB/94-Coop.(C&M)
Directorate of Cooperation
Himachal Pradesh.



To

✓ The General Manager,
Kangra Coop. Primary Agr. & Rural Dev. Bank Ltd; Dharamshala.

Dated Shimla-9, the

7th September, 2010.

Subject: - Registration of amendment in Bank Bye-Law No.28.

Memo:

Please refer to your letter No.KPARDB/Estt.-45/2010-111/1185, dated 24-08-2010 and 06-01-2010 on the subject cited above.

In view of the recommendations made by the Bank, Bye-Law No.28 of the Kangra Coop. Primary Agr. & Rural Dev. Bank Ltd; Dharamshala is amended as under:

Existing Provision	Amendment Approved
<u>Bye-Law No.28</u> The President and the Vice-Chairman of the Committee shall be elected annually by the members of the committee out of themselves.	<u>Bye-Law No.28</u> The President and the Vice-Chairman of the Committee shall be elected for 5 years by the members of the committee out of themselves.


Registrar Cooperative Societies
Himachal Pradesh.