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No. R-11017/64/2013-L&M (FTS-13408)
Government of India
Ministry of Cooperation
Office of the Central Registrar of Cooperative Societies

9th Floor, E Tower, World Trade Center
Nauroji Nagar, New Delhi-110029

Dated: ~~April, 2024~~

24.05.2024

ORDER

(Under Section 86 of the Multi-State Cooperative Societies (Amendment) Act, 2023)

Whereas, **Kamuna Credit Cooperative Society Limited, B-3, Aarohi Complex, Sector H, Aliganj, Lucknow-226024** (Registration No. MSCS/CR/379/2010) (herein after referred as Society) is a multi-State cooperative society registered under the provisions of Multi-State Cooperative Societies (Amendment) Act, 2023 (herein after referred as Act) and Rules made thereunder.

2) Whereas, Shri Mahesh Sah & 3 others jointly submitted a representation dated Nil (received on 06.10.2023) and provided a copy of Order dated 29.08.2023 of the Hon'ble High Court of Patna in CWJC No. 3318/2023 in the matter of Kamuna Credit Cooperative Society Ltd., Lucknow. The Hon'ble High Court of Patna vide Order dated 29.08.2023 has disposed of the writ petition with an observation that if the petitioners would file any such representation within a period of four weeks from today, the respondent No. 2 (Central Registrar of Cooperative Societies) shall consider the same and take appropriate action against the concerned respondents in accordance with law.

3) Whereas, in compliance to Order dated 29.08.2023 of Hon'ble High Court of Patna in CWJC No. 3318/2023, Shri Sah and 3 other jointly submitted a representation dated Nil to this Office thereby informing that he along with 3 other petitioners are agents/ officials of the Kamuna Credit Cooperative Society Ltd. and have collected deposits from the public and invested the same in Society. After maturity of the deposits, Societies have not made repayment of the deposited amount and sneaked away by closing their local offices in the State of Bihar and requested to take action against Society; cancellation of its registration and direction to refund the money of the investors.

4) Whereas, District Assistant Registrar, Cooperative Societies, Almora, Govt. of Uttarakhand vide letter No. 2340-41/CMHelpline/Ke.Ni/2023-24 dated 27.09.2023 also submitted a complaint of Shri Jaipal Singh Palni, Almorha alleging non-payment of deposits by the Society.

5) Whereas, this office has also received a representation dated 03.10.2023 of Shri Jaipal Singh Palni, Almora, Uttarakhand (an employee of Society) alleging that



Society has stopped refund since 2020, Society's MD Shri Pradeep Asthana and some other employees are in custody in reference to the various FIRs registered against them, Society's branches are closed and its Board of Directors have eloped after duping the gullible investors and Societies employees.

6) Whereas, it is also observed that Society has not uploaded its mandatory annual returns after the year 2018-19, which is violation of Section 120 of Multi-State Cooperative Societies Act, 2002.

7) Whereas, in view of the above, a Show Cause Notice dated 30.10.2023 was issued to the Society with the directions to submit clarification/ explanation on - (i) Non-payment of deposits to its members/ investors; (ii) whether Society has recovered Rs. 73 crore amount invested/ loaned to its subsidiaries entities. But, the Show Cause Notice dated 30.10.2023 returned undelivered with remarks 'left'-RTS.

8) Whereas, later the Additional Commissioner & Additional Registrar (vidhi-nirva), Office of the Registrar of Cooperative Societies, Government of Uttar Pradesh, Lucknow vide letter dated 18.12.2023, forwarded an Inspection report conducted u/s 108 of the MSCS Act, 2002 by Joint Commissioner & Joint Registrar, Office of Registrar of Cooperative Societies, Government of Uttar Pradesh, Lucknow. It is reported that the Society is not functioning at its registered address. After contacting, Shri D.P. Pathak, Ex-Director of Society has informed that he has resigned from the Society many years back and he has no information about the Society. It is also reported that for the past few years Society's Managing Director is in jail and his mobile number is off. In this situation there is no information about society's Assets and liabilities.

9) Whereas, it appears that Society is not functioning at its registered address as per the provisions of the Act, Rules and its approved Bye-laws and accordingly, it has been decided to initiate winding up process of the Society under the provisions of the Act and Rules framed thereunder. Accordingly, a Notice dated 03.01.2024 for seeking objections, if any, was issued. Notice was also uploaded on Official Website i.e. crcs.gov.in.

10) Whereas, in response, an e-mail dated 18.01.2024 was received from Shri Rajesh Kumar Gaur claiming to be Chairman of Society and sought personal meeting to present his submission. In response, he was requested to vide e-mail dated 24.01.2024 to prove his credentials and relationship with Society with documentary evidence. In response, Shri Gaur vide e-mail dated 24.01.2024 attached a list of Directors of Society (as on 05.07.2021) along with a copy of his pan card, adhaar card and reiterated his request for personal meeting to present his submission. He was again requested vide e-mail dated 24.01.2024 to submit complete report of the last election held in the Society including report of Returning Officer concerned, but till date no response is received from Shri Gaur and he could not provide any valid documentary evidence before this authority that he is elected Chairman of the Society.

Now, therefore, after careful consideration of the facts, I, Anand Kumar Jha,



Central Registrar of Cooperative Societies in exercise of the powers conferred under Section 86 of the Act, order winding up of , Kamuna Credit Cooperative Society Limited, B-3, Aarohi Complex, Sector H, Aliganj, Lucknow-226024 (Registration No. MSCS/CR/379/2010) and hereby appoint Deputy Commissioner & Deputy Registrar / Joint Commissioner & Joint Registrar, Lucknow Division, Lucknow, Office of Commissioner & Registrar of Cooperative Societies, Cooperation, Government of Uttar Pradesh, as Liquidator of the Society under the provisions of Section 89 (1) of the Act until further orders with the direction to take further necessary action as per the provisions of MSCS (Amendment) Act & Rules framed thereunder.

12) The Liquidator shall finalize the liquidation proceeding to wind up the Society and shall also submit the status report showing the progress made in liquidation of the Society to this office on quarterly basis.

Issued under my hand and seal, this the 24th day of May, 2024.



Signed by Anand Kumar Jha
Date: 24-05-2024 08:05:55
(Anand Kumar Jha)

Central Registrar of Cooperative Societies

Copy to:

1. Deputy Commissioner & Deputy Registrar / Joint Commissioner & Joint Registrar, Lucknow Division, Lucknow, Office of Commissioner & Registrar of Cooperative Societies, Cooperation, Government of Uttar Pradesh and Liquidator, Kamuna Credit Cooperative Society Limited, B-3, Aarohi Complex, Sector H, Aliganj, Lucknow-226024
2. Commissioner & Registrar of Cooperative Societies, Cooperation, Government of Uttar Pradesh, 14, Vidhan Sabha Marg, Lucknow, Uttar Pradesh-226001 for information and with the request to publish this Notice in a local newspaper for its wider publicity;
3. Chairman/ CEO, Kamuna Credit Cooperative Society Limited, B-3, Aarohi Complex, Sector H, Aliganj, Lucknow-226024;
4. Registrar of Cooperative Societies, Government of Maharashtra, Bihar, Madhya Pradesh and Uttarakhand;
5. Shri Sachin Kumar, Central Government Counsel, High Court of Patna, Bihar (email: adv.kumarsachin@gmail.com);
6. Shri Mahesh Sah S/o Late Devi Sah, Chairman, Sarvashreshth Karmik Sangh Bihar, Bairiya Road, PS Ahiyapur, District Muzaffarpur, Bihar;
7. Shri Jaipal Singh Palni, Village Gagil, PO Tatlibagad, District Almora, Uttarakhand
8. IT cell for uploading the Notice on CRCS website.