



K K Rao

**BYE-LAWS
(AMENDED IN 2013)
OF**

**SAMATA CO-OPERATIVE DEVELOPMENT BANK LTD.
(ESTABLISHED IN 1996)**

REGISTERED OFFICE:

**KARUNAMOYEE COMMUNITY CENTRE – CUM – COMMERCIAL COMPLEX
ED BLOCK, SECTOR –II, SALT LAKE CITY,
KOLKATA – 700091**



(SYMBOL)

OF

SAMATA CO-OPERATIVE DEVELOPMENT BANK LTD.

N. P. Biswas
Chairman

Samata Co-operative Development Bank Ltd

Form VIII

Form of application for the registration of amendment of by-laws of Co-operative Society.

Section 19[Rule 12]



To
The Registrar of Co-operative Societies,
Govt. Of West Bengal,
Co-operation Department,
New Secretariat Building, 4th floor,
1, Kiron Shankar Roy Road,
Kolkata – 700 001.

Sir,

We, the undersigned, enclose herewith in triplicate, the set of amendment copies of new bye-laws 2013 of Samata Co-operative Development Bank Ltd., in the district of North 24 Parganas and to apply for the registration of the amendment under section 19 of the West Bengal Co-operative Societies Act, 2006 (West Bengal Act. XL of 2006) in supersession of earlier bye-laws (in triplicate).

The necessary particulars about the general meeting at which the amendment was passed are noted below:-

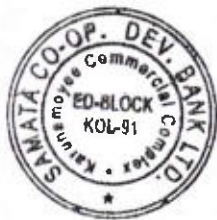
- (1) Date of Annual General Meeting : 23.06.2013
- (2) Date of notice issued for the General Meeting : 25.05.2013
- (3) Number of member – Delegates present in person : 36
- (4) Number of member Delegates, who voted in support of the amendment : 36
- (5) The total number of member Delegates of the society (Bank) on the date of notice of the general meeting : 47

*2 Reasons for the number of members adopting resolution being less than one-third of the total number of members.

We certify that the adoption of the proposed amendment would be in the interest of the Society / Bank and that such amendment is likely to be approved by the general body of members.

(Seal)

Secretary/Chief Executive Officer / Member of the Board.



Inspector of Co-operative Societies
NORTH CIRCLE
24 PGS. (NORTH)
GOVT. OF WEST BENGAL

N.G. Biswas

- 1. N.G. Biswas Chairman
Samata Co-operative Development Bank Ltd.

[Signature]

- 2. Debabrata Ghosh Director
Samata Co-operative Development Bank Ltd.

[Signature]

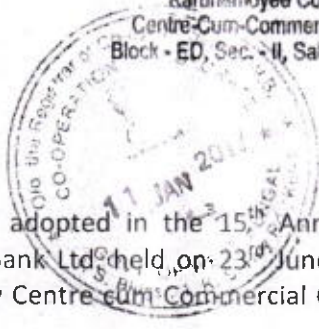
- 3. Asish Ghosh Director
Samata Co-operative Development Bank Ltd.

N.G. Biswas
Chairman

Samata Co-operative Development Bank Ltd.

Addl. Registrar of Co-op. Societies
West Bengal

SAMATA CO-OP. DEV. BANK LTD.
Karunamoyee Community
Centre-Cum-Commercial Complex
Block - ED, Sec. - II, Salt Lake, Kol - 91

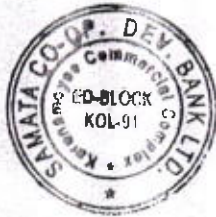


An extract of resolution adopted in the 15th Annual General Meeting (2012-13) of Samata Co-operative Development Bank Ltd. held on 23rd June, 2013 (Sunday) in the premises of the bank at Karunamoyee Community Centre cum Commercial Complex, 1st floor, ED Block, Sector -II, Salt Lake, Kolkata - 700 091.

Resolution No. 15

Amendment of Bye-laws of Samata Co-operative Development Bank Ltd.

“Resolved that Amendment of Bye-laws – 2013 prepared in pursuance with the provisions of the West Bengal Co-operative Societies Act, 2006, Amendment Act, 2011 and the West Bengal Co-operative Societies Rules 2011 in substitution of the existing Bye-laws of the bank be approved by the General Body in the 15th Annual General Meeting (2012-13) of the bank held on 23.06.2013 in the presence of 36 members – Delegates, voted by 36 members – Delegates out of existing 47 members Delegates as on 25th May 2013, i.e. the date of issue of the Notice for the Annual General Meeting. Further the Amended Bye-laws of the bank 2013 be submitted to the Registrar of Co-operative Societies, West Bengal for registration”



N.G. Biswas
(N.G. Biswas)

Chairman
Chairman

Verified
19.9.16
Inspector of Co-operative Societies
NORTH CIRCLE
24 PGS. (NORTH)
GOVT. OF WEST BENGAL

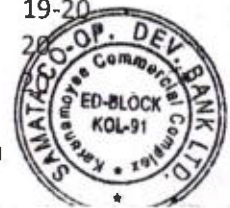
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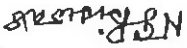


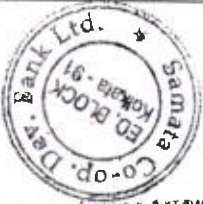
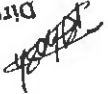

N.R. Sivas
Chairman

Samata Co-operative Development Bank Ltd.



NAMES & SIGNATURE OF THE APPLICANTS



SL No	Name	Signature
1	Shri N.G. Biswas Chairman	 Chairman Samata Co-operative Development Bank Ltd. 
2	Shri Ashish Ghosh Director	 Director Samata Co-operative Development Bank Ltd. 
3	Shri Debabrata Ghosh Director	 Director Samata Co-operative Development Bank Ltd. 

Inspector of Co-operative Societies
 NORTH CIRCLE
 24 P.G.S. (NORTH)
 19.9.16
 Signature
 Date

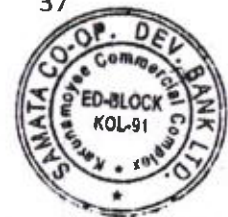
Addl. Registrar of Co-op. Societies
 West Bengal

Chairman
 N.G. Biswas
 Samata Co-operative Development Bank Ltd.

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N.P. Srinivas
Chairman

Samata Co-operative Development Bank Ltd



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N. G. Biswas

Chairman

Samata Co-operative Development Bank Ltd

BYE-LAWS OF SAMATA CO-OPERATIVE DEVELOPMENT BANK LTD.

1. Definitions

- (i) 'Act' means the West Bengal Co-operative Societies Act, 2006, West Bengal Co-operative Societies Amendment Act, 2010, and as amended from time to time.
- (ii) 'Rules' means the West Bengal Co-operative Societies Rules, 2011 framed under the 'Act' and, as shall be amended from time to time.
- (iii) 'Section' shall mean a section in the 'Act'.
- (iv) 'Rule' shall mean a rule in the 'Rules'.
- (v) 'Bank' means the Samata Co-operative Development Bank Ltd.
- (vi) 'State Government' shall mean the government of West Bengal.
- (vii) 'Registrar' means the Registrar appointed Under Section 12 of the Act and includes any other person appointed under the section to assist the Registrar and on whom all or any of the powers of the Registrar as under the Act are conferred.
- (viii) 'Member' shall mean a person joining in an application for registration with the Bank or a person admitted to the membership of the Bank after registration in accordance with the provisions of the Act and the Rules and the Bye-laws made there-under and includes a joint member or a self-help group and subject to the provision of sub-section 3 of Section 63 nominal members and delegates of members.
- (ix) 'Nominal member' shall mean any person admitted to the membership of the Bank as a nominal member under sub-section 3 of Section 63.
- (x) 'Director of Co-operative Audit' shall mean the person appointed under Section 12 or any other person appointed under this section to assist him and on whom all or any of the powers of the Directors of Co-operative Audit under the Act are conferred.
- (xi) 'Chief Executive ~~Officer~~' shall mean a person by whatever designation he may be called, who being appointed by the Board, manages the affairs of the Bank subject to the superintendence, control and direction of the Board, and includes ~~The Chief Executive Officer appointed by the State Government or the Registrar of Co-operative Societies under Section 33.~~
- (xii) Words used in the masculine gender include the feminine gender and words in plural include the singular and vice-versa.
- (xiii) 'Prescribed' shall mean prescribed by the Rules under the Act;
- (xiv) 'R.B.I.' means the Reserve Bank of India constituted under the Reserve Bank of India Act, 1934 (2 of 1934).
- (xv) 'Co-operative Range' means such area over which an officer, not below the rank of an Assistant Registrar of Cooperative Societies exercises his jurisdiction.
- (xvi) 'Cooperative Year' means the year commencing on the 1st day of April.
- (xvii) 'General Body' means all the elected delegates.
- (xviii) 'General Meeting' ordinarily means a meeting of the general body of the Bank.
- (xix) 'Notification' means a notification published in official Gazette.
- (xx) 'Officer' includes a Chairman, Vice-chairman, Chief Executive Officer, Joint Chief Executive Officer, Assistant Chief Executive Officer, Treasurer, Director of the Board and Managing Director, General Manager, Deputy General Manager, Assistant General Manager, Development Officer, Manager Main Branch Manager, Branch Manager, Deputy Manager, Assistant Manager, Field Executive or any other person

N.R. Biswas

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Chairman

Samata Co-operative Development Bank Ltd.



Appointed and authorised by the Board to give direction relating to the affairs of the bank and includes a government officer appointed under Section 33 and a Special Officer appointed under Section 36 or an administrator by the State government or the Registrar under Section 34 to manage the affairs of the Bank.

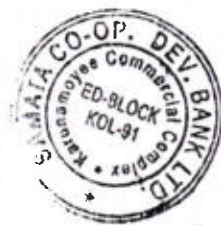
- (xxi) 'Net Profit' means profit after deduction of establishment charges, contingent charges, interest payable on loans and deposit, audit fees, taxes, and such other sums as specified.
- (xxii) 'Owned Capital' means the total paid up Share capital and accumulated Reserve Fund and other Funds created out of profits of the Bank or otherwise.
- (xxiii) 'State Cooperative Bank' has the same meaning as in the National Bank for Agricultural and Rural Development, 1981 (61 of 1981).
- (xxiv) 'Dispute' means any matter capable of being the subject of civil litigation, and includes a claim in respect of any sum payable to or by the Bank.
- (xxv) 'Tribunal' means the Cooperative Tribunal constituted under Section 146.
- (xxvi) 'Working Capital' means the total capital of the Bank, consisting of borrowed capital and owned capital.
- (xxvii) 'State Cooperative Union' means a cooperative society registered under the Act having its area of membership extending to the whole of West Bengal and to discharge the functions mentioned in rule 68 of the Rules.
- (xxviii) 'District Cooperative Union' means a cooperative society which has an area of membership extending to the whole of range and the primary object of it is to assist the State Cooperative Union in implementing its objects and includes a central society.
- (xxix) 'Words and expressions' defined in the Act and the Rules shall have the meaning assigned to them in the Act and the Rules.
- (xxx) 'Bye-laws' means the Bye-laws of the Samata Co-operative Development Bank Limited and in the matter of conflict between the rules and the bye-laws, the provision of the Rule shall prevail.
- (xxxi) 'Board' means the Board of Directors of the Samata Co-operative Development Bank Limited.
- (xxxii) 'Financial Institution' means a "Public Financial Institution" specified under Section 4A of Companies Act, 1956.
- (xxxiii) A 'person' means an adult individual, proprietary concern, partnership firm duly registered under the Indian Partnership Act, 1932, company or any other body corporate constituted under the law for the time being in force except a co-operative society registered under the Co-operative Societies Act other than the State Co-operative Bank of the State concerned or the Central Co-operative Bank of the district concerned, a society registered under the Societies Registration Act of 1860 or the West Bengal Societies Registration Act of 1961, State Government and a Public Trust registered under any law for the time being in force for registration of such trusts.
- (xxxiv) 'Delegate' means an elected member.

2. Name

The name of the Bank is the SAMATA CO-OPERATIVE DEVELOPMENT BANK LTD.

N.S.R.
Chairman

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3. Address

The registered office of the Bank is situated at KARUNAMOYEE COMMUNITY CENTRE – CUM – COMMERCIAL COMPLEX, ED BLOCK, SECTOR-II, SALT LAKE CITY, WARD NO. 14 , BIDHAN NAGAR MUNICIPALITY, P.S. BIDHANNAGAR EAST, KOLKATA – 700 091.

Any change in the registered address shall be made by a resolution of the Board. Such change shall be reported in the prescribed manner in Form XI, to (i) the Registrar, (ii) the Director of Cooperative Audit, (iii) Federal society (iv) the R.B.I. and others and it will also be published in local newspapers.

4. Objects

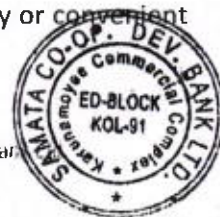
The objects of the Bank are to –

- (i) Encourage thrift, self-help and co-operation among members.
- (ii) Accept deposits of money from the public including members, repayable on demand or otherwise, and withdraw able by cheque, draft, or order or otherwise, for the purpose of lending or investment;
- (iii) borrow, raise or take up money;
- (iv) lend or advance money either upon or without security to member/s and others as permitted by the Reserve Bank of India,
- (v) draw, make, accept, discount, buy, sell, collect and deal in bills of exchange, hundies, promissory notes, coupons, drafts, bills of lading, railway receipts, warrants, debentures, certificates, scrips and other instruments and other securities, whether transferable or negotiable or not;
- (vi) grant and issue letters of credit , traveller's cheques, circular notes, ATM cards, credit cards and debit cards;
- (vii) buy and sell foreign exchange including foreign bank notes;
- (viii) buy, sell and deal in bullion and specie;
- (ix) acquire, hold, issue on commission, underwrite and deal in stock, funds, shares, debentures, debenture stock, bonds, obligations, securities and investment of all kinds;
- (x) purchase and sell bonds, scrips or other forms of securities on behalf of constituents or others;
- (xi) receive all kinds of bonds, scrips, valuables on deposit or for safe custody or otherwise;
- (xii) provide safe deposit vaults;
- (xiii) collect and transmit money and securities;
- (xiv) Negotiate loans and advances.
- (xv) Carry on and transact every kind of guarantee and indemnity business on behalf of constituents;
- (xvi) act as agents for any Government or local authority or any other persons, carry on agency business of any description including the clearing and forwarding of goods, give receipts and discharges and otherwise act as an attorney on behalf of customers;
- (xvii) contract for public and private loans and negotiate and issue the same;
- (xviii) effect, insure, guarantee, underwrite, participate in managing and carrying out any issue, public or private, of State , Municipal or other loans or of shares, stocks, debentures, debenture stock of any company, co-operative society, corporation or association and to lend money for the purpose of any such issue;
- (xix) acquire, construct, maintain and to alter any building or works necessary or convenient for the purpose of the Bank.

N. R. Biswas

Chairman

6 Samata Co-operative Development Bank



- (xx) manage, sell and realise any property which may come into the possession of the Bank in satisfaction or part satisfaction of any of its claims;
- (xxi) acquire and hold and generally deal with any property or any right, title or interest in any such property which may form the security or part of the security for any loans or advances or which may be connected with any such security;
- (xxii) undertake and execute trusts;
- (xxiii) undertake the administration of estates as executor, trustee or otherwise;
- (xxiv) open branches and pay-offices, with the permission of the Registering Authority and the R.B.I. WITHIN THE AREA OF OPERATION OF THE Bank so as to provide banking services to the public;
- (xxv) establish fund, trust in support or aid in establishment and support to benefit members, employees / ex-employees of the Bank or the dependants and grant pensions and allowances, make payments towards insurance;
- (xxvi) prepare and finance schemes for amelioration of the financial condition of members;
- (xxvii) provide financial and technical assistance to self-employed persons for setting up their own business;
- (xxviii) enter into participation arrangement / arrangements with any other bank or banks or financial institutions with the object of making loans and advances;
- (xxix) sell, improve manage, develop, exchange, lease, mortgage, dispose of or turn into account or otherwise deal with all or any part of the property and rights of the Bank;
- (xxx) acquire and undertake the whole or any part of the business of any person or company or co-operative society, when such business is of a nature enumerated or described in these objects;
- (xxxi) do any other form of business as specified in clause (1) of Section 6 of the Banking Regulation Act, 1949 (As applicable to Co-operative Societies).
- (xxxii) do all such other things as are incidental and conducive to the promotion and advancement of these objects and the business of the Bank;
- (xxxiii) undertake any other form of business which the Central Government may, by notification in the Official Gazette, specify as a form of business in which it is lawful for a co-operative bank to engage.

5. Area of Membership / Operation

The area of membership / operation of the Bank shall be confined to the Kolkata Metropolitan Area in the districts of Kolkata, North 24 Parganas, South 24 Parganas, Nadia, Howrah and Hooghly and urban agglomeration in the districts of North 24 Parganas and South 24 Parganas.

If the specified area is required to be extended or reduced, the Bank may do so in terms of decision of the general meeting, or as approved / directed by the R.B.I and / or the Registrar.

6. Membership

- (a). An individual may be admitted as a member if he is an adult, of good character,

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N.S.R. Sircar
Chairman

Samata Co-operative Development Bank Ltd.

