

No. 10-8/71-Coop. (Law) II  
Directorate of Co-operation  
Himachal Pradesh

To

The Additional Registrar,  
Co-operative Societies, Dharamsala,  
District Kangra, Himachal Pradesh.

Dated Shimla-9, the 3<sup>rd</sup> October, 2016.

**Subject:-** **Supersession of Board of Directors of Co-operative Institutions- Prior approval thereof.**  
**Memo**

Please refer to this directorate letter of even number dated 27<sup>th</sup> November, 1998 on the subject cited, a copy of which is enclosed for your ready reference. The instructions so issued vide letter under reference, with regard to seeking prior approval from this directorate by the Assistant Registrars working under your jurisdiction for contemplating action under section 35-A or under section 37 of the H.P. Co-operative Societies Act, 1968, are hereby withdrawn with immediate effect. Accordingly, the decision for constituting a committee in a co-operative society under section 35-A, or superseding a managing committee thereof under section 37 of the Act ibid would, henceforth, be taken by the concerned Assistant Registrar independently in exercise of his statutory powers, without there being any requirement for obtaining prior approval of the undersigned.

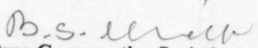
However, before invoking provisions of section 37 of the Act for superseding the elected managements of co-operative societies, the guidelines issued by the Hon'ble Supreme Court in Civil Appeal No. 4691 of 2013 (arising out of SLP (C) No. 6860 of 2012) titled State of M.P. and Others versus Sanjay Nagayach and Others, as circulated by this directorate letter No. 10-Misc./Legal-II dated 5<sup>th</sup> October, 2013 that have also been uploaded on the departmental website, be also adhered to in letter as well as in spirit.

*M. S. Mehta*  
**Registrar Co-operative Societies,  
Himachal Pradesh**

Endst. No. 10-8/71-Coop. (Law) II  
Copy for information and necessary action to:-

Dated 3<sup>rd</sup> October, 2016

1. The Additional Registrar Co-operative Societies (Administration), H.P., Directorate of Co-operation, H.P., Shimla-9.
2. The Additional Registrar Co-operative Societies (Monitoring), H.P., Directorate of Co-operation, H.P., Shimla-9.
3. The Joint Registrar (Credit)/ (Marketing) Co-operative Societies, H.P., Directorate of Co-operation, H.P., Shimla-9.
4. The Deputy Registrar (Consumer), H.P., Directorate of Co-operation, H.P. Shimla-9.
5. The Deputy Registrar Co-operative Societies, Shimla/ Mandi/ Dharamsala.
6. All the Assistant Registrars Co-operative Societies in H.P.
7. All Branch In-charges, Directorate of Co-operation, H.P., Shimla-9.
8. Superintendent, Computer Section, Directorate of Co-operation, H.P., Shimla-9 for uploading on the official website of the department.

  
**Registrar Co-operative Societies,  
Himachal Pradesh**

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No. 10-S/71-Coop(Law)-IV  
Directorate of Cooperation  
Himachal Pradesh.

To

The Additional Registrar,  
Coop. Societies, Dharamshala-176215.

Dated Shimla-9, the 27th November, 1988.

Subject:- Supersession of Board of Director of Cooperative  
Institutions- Prior approval thereof.

Memo

P-21/C

In supersession of the instructions issued vide this office letter of even number dated 30th March, 1987, the powers of Addl. R.C.S., Dharamshala to accord approval in his jurisdiction where any of the ARCS working under him wants to exercise powers under section 35-A and 37 of the H.P. Cooperative Societies Act, 1964 for the supersession of Board of Directors and constitution of Adhoc Committee in any Cooperative institution is hereby withdrawn. In future all the ARCS working under the jurisdiction of Addl. Registrar Cooperative Societies Dharamshala shall obtain prior approval from the Directorate where action u/s 35-A and 37 of the said act is contemplated against any Cooperative Society.

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Registrar Cooperative Societies,  
Himachal Pradesh.

Endst. No. As above.

Dated:

Copy to :- *Secretary*

27-11-88

1. All the Asstt. Registrars, Cooperative Societies in H.P.
2. Asstt. Registrar Coop. Societies, Dharamshala, Dehra, Una, Hamirpur, Chamba, Kullu, Palampur, Nurpur and Lahaul Spiti.
3. All the Officers at Headquarter.
4. All the Branches of this Directorate.

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Registrar Cooperative Societies,  
Himachal Pradesh.