

**THE JAMMU AND KASHMIR
COOPERATIVE SOCIETIES
RULES 2001**



**J&K Cooperative Union In the service
of the People**

**THE JAMMU AND KASHMIR COOPERATIVE
UNION VIR MARG, JAMMU.**



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Separate paging is given to this part in order that it may be filed as a separate condition.

PART I-B

Jammu & Kashmir Government – Notifications.

Government of Jammu and Kashmir
Civil Secretariat—Co-operative Department

Notification

SRINAGAR, THE 20TH SEPTEMBER 2001

SRO: In exercise of the powers conferred by section 1 of the section 176 of the Jammu and Kashmir Cooperative Societies Act, 1989 (Act No. X Of 1989). The Government hereby appoints 20th September 2001 as the date on which the Jammu and Kashmir Cooperative Societies Rules 2001 shall come into force.

The same having been published vide SRO 370 dated 13th, October, 2000.

By order of the Government of Jammu and Kashmir.

Dy. Secretary to Govt.
Cooperative Department

Preliminary

(0) Short Title:- These rules may be called the Jammu and Kashmir Cooperative Societies Rules, 2000.

(1) **Definition:** - In these Rules unless the context requires:

- (a) The "Act" means the Jammu and Kashmir Co-operative Societies Act, 1989 (Act No. X of 1989).
- (b) "Decree" means any order decision or award referred to in sections, 72 & 153 of the Act.
- (c) "Decree holder" means any person holding a decree as defined in clause (b).
- (d) "Defaulter" means any Co-operative Society against which or an person against whom a decree as defined in clause (b) has been obtained.
- (e) "Additional Registrar" means a person or persons not below the rank of Joint Registrar to be appointed by the Government.
- (b) "Person includes" the State Government and a Co-operative Society.
- (c) "Recovery officer" means an officer empowered by the Registrar by general or special order to attach and sell the property of defaulters or to execute any decree by attachment and sale of property.
- (h) "Owned funds" means the total paid up share capital and reserve fund and other funds created out of profits and undistributed profits minus accumulated losses.
- (i) "Paid up share capital" means such portion of the subscribed share capital which is actually paid up.
- (j) "Section" means a section of the Act.
- (k) "Share capital" means subscribed share capital.
- (l) "Working capital" means the total of owned capital plus the borrowed capital.
- (m) Other words and expressions used in these rules but not defined shall have the same meaning as to them in the Act.

- (n) "Schedule" means a form or forms appended to these rules.
- (o) "Agricultural Society" means a Cooperative Society whose aims and objects are: (i) To promote agricultural (ii) Activities allied to agriculture.
- (p) "Non-agricultural Society" means a Co-operative Society other than those defined in clause "O"

CHAPTER-II

Registration of Co-operative Societies and their bye-laws

- 3. Registration of a Co-operative Society--** (1) an application for the registration of a Co-operative Society shall mention the name and address of one of the applicants to whom correspondence may be addressed by the Registrar. In addition to this a copy of General Body Resolution and a copy of the receipt of share money having been deposited in the concerned Coop. Bank or its Branch shall accompany the applicant. The Registrar may for the purpose of satisfying himself of the matters specified in the section 6 of the Act call for such further particulars or make such inquiry. As he may deem necessary. He may permit the applicants, if so desired by them, in writing to make such alterations or additions in order to make them in conformity with the provisions of the Act and the rules there-under.
- (2) The Registrar will take a decision regarding the registration of the society within 30 days of the receipt of the application for registration and communication of the decision thereof accordingly.
- (3) Where Registrar is not satisfied with the certain aspects of the formalities required to be completed by the proposed society. He may grant provisional registration for a period of 6 months within which period the society will be bound to complete necessary formalities to the satisfaction of Registrar failing which the provisional registration may be cancelled.
- (4) No other society with similar objects and for the same purpose will be registered in the same area of operation.
- 4. Communication of order of a refusal to register a society:-** (1) If the Registrar refuses to register a Cooperative Society he shall communicate the order of refusal to the applicant referred to in sub-rule (1) of rule 3 within 30 days.
- 5. Subject matter of the bye-laws:-** (1) The bye-laws of a Cooperative Society shall provide for the following matters, namely:-

