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THE JRCS URBAN BANK CELL HAS JURISDICTION IN BBMP SC ST CO-OPERATIVE WORKERS SOCIETY WHICH IS A DISTRICT LEVEL EMPLOYEES CREDIT COOPERATIVE SOCIETY



By: M.S.Yatnatti: Editor and Video Journalist Bangalore: Different societies have different JRCS .Joint Registrar of Cooperative Societies,(Urban Bank Cell.) has been Conferred as per Government order No CO 71 CLM 2016 DATED 16-12-2016 WHO has jurisdiction in SC ST Workers Co-operative Society Ltd which is a district employees credit co-operative society , as per column VII of the order which comes under JRCS banking cell. Instead of JRCS ,(Urban Bank Cell.) JRCS Bengaluru is issuing various illegal orders under pressures from vested interest and tress passing into powers of JRCS UBC . Aiyappa RCS and Bengaluru Police Commissioner need to act fast and stop atrocities of Panduranga Garga KCS JRCS against SC ST Persons. Reportedly The Panduranga Garga KCS JRCS without jurisdiction recommended no confidence motion despite he has no jurisdiction to co-operative election commission against Ravikumar who is SC ST president of society by instigating few directors against them . co-operative election commission earlier rejected the proposal and returned the proposal for date bar for conducting election and Reportedly The Panduranga Garga KCS JRCS took extra interest and got the date bar extended and gain sent the old proposal to co-operative election commission despite the fact that 11 directors attended board meeting reposing faith in Ravi as president and other 4 director were told to bring leave of absence but they did not attend . Co-operative election commission should reject this proposal of The Panduranga Garga KCS JRCS which is without jurisdiction.The order issued by commissioner co-operative election commission on 26-05-2017 need to be withdrawn immediately in the interest of justice and equity .The Panduranga Garga KCS JRCS is passing several orders against SC ST person without jurisdiction and setting up and instituting false, malicious or vexatious suit or criminal or other legal proceedings against members of scheduled castes and a scheduled tribes amounts to an offence under the Act? [SECTION 3 (1) (viii). The powers of various category of registrars of co-operative societies under the provisions of Karnataka Societies Act as been conferred as per Government order No CO 71 CLM 2016 DATED 16-12-2016 under which Panduranga Garga KCS JRCS is empowered only in respect of general societies and not the co-operative banks and District cooperative employees credit co-operative societies and as such Panduranga Garga KCS JRCS has no business to issue illegal orders in respect of SC ST Workers Co-operative Society Ltd which is a district employees credit co-operative society as per column VII of the order which comes under JRCS banking cell . The various orders were passed against SC ST Workers Co-operative Society Ltd which is a district employees credit co-operative society as per column VII of the order which comes under JRCS banking cell by the JRCS Bengaluru Division the Officer having no jurisdiction in the matter. Such an order is without jurisdiction and is a nullity. It is a fundamental principle of law that a defect of jurisdiction, whether it is pecuniary, territorial or in respect of subject-matter, strikes at the very authority of the Court to pass any decree or order and such a defect cannot be cured even by consent of parties. A decree or order passed by a Court or authority without jurisdiction is a nullity and its invalidity could be set up whenever and wherever it is sought to be enforced or relied upon, even at the stage of execution and even in collateral proceedings. Reference in this regard be made to the decision of the Supreme Court in [Kiran Singh v. Chaman Paswan](#).Panduranga Garga KCS without authority of law and provision of law has froze the Bank accounts of BBMP SC ST Workers Society Ltd without any report indicting all directors of BBMP SC ST Workers Society Ltd and cancelled 3 crore loan sanctioned by Bangalore rural & ramanagara district co operative bank ltd.The BBMP Employees who are drawing salaries and the loan repayment is guaranteed by BBMP under the Law then why Panduranga Garge KCS has freeze the account and cancelled the loan sanctioned to BBMP SC ST Workers Society Ltd when BBMP Employees who depend on loans from BBMP SC ST Workers Society Ltd are deprived and this is nothing but economic boycott and social boycott and offence under POA Act.Panduranga Garge KCS need to read KCS Act and let him read section 65 of KCS Act 1959. Let him read content and KCS Act available at department website at <http://sahakara.kar.gov.in/FaqCo-opSocieties.html> .Panduranga Garge KCS need to read KCS Act and let him read section 65 of KCS Act 1959. Let him read content and KC Act available at department website at <http://sahakara.kar.gov.in/FaqCo-opSocieties.html> .It reportedly and allegedly stated that just pay him bribe he issues and damage the running societies by ordering section 64 and 65 enquires .The case in sight is golden jubilee SC ST Workers Co-operative Society Ltd .It is functioning well but without the application of creditor and without jurisdiction Panduranga Garge KCS has issued section 65 enquiry and troubling good directors of SC ST Workers Co-operative Society Ltd.This society has no dues to be paid to any bank .No bank has demanded enquiry against SC ST Workers Co-operative Society Ltd. Even then a false 65 enquires is ordered and its accounts are illegally closed in all banks without any authority of law .He says that he can do anything and nobody can take action on him. He has threatened SC ST Workers Co-operative Society Ltd that SC ST cast societies will be eliminated from his department as he can keep pen on any society and That society get finished .It is said that Aiyappa has ordered enquiry against Panduranga Garge KCS but it is said that someone from CM office is God Father of Panduranga Garge KCS and Aiyappa RCS cannot do anything .When section 65 [karnataka co-operative societies act 1959](#) is ordered ?The Registrar may of his own motion or on the application of a creditor of a co-operative society, inspect or direct any person authorised by him by order in writing in this behalf, to inspect the books of the society.2)Who orders inspection under section 65 ?The Registrar or Registrar of the concerned jurisdiction can order section.65.3)Under which circumstances section.65 inspection held? . Section 65 can be ordered when the applicant-satisfies the Registrar that the debt is a sum then due and that he has demanded payment thereof and has not received satisfaction within a reasonable time and deposits with the Registrar such sum as security for the costs of the proposed inspection as the Registrar may require.4) whom the inspection report should be communicated? The Registrar shall communicate the results of any such inspection to the Director of co-operatie Audit and (a) Where the inspection is made of his own motion to the society and (b) where the inspection is made on the application of a creditor to the creditor and the society.The Karnataka co-operative societies amendment Act 2012 which received accent of the governor on 10-01-2013 amends section 29-C and adds (P) Disqualification of the director he has absented himself for three consecutive meetings of the board of the such society without leave of absence Thus, in the instant case, when the petitioner knew the consequences of not attending three consecutive meetings, it was for him to make an appropriate application well in time, i.e. at the time of absention himself from 3rd meeting or immediately thereafter as to what was the sufficient excuse for not attending the three consecutive meetings. The JRCS has no power to to overrule KCS Act 29 -c(p) and bylaw 55(110 and 56 prepared and administered by KCS Department under KCS Act. JRCS is asked to provide me information and reasons under section 4(I) (d) RTI Act under what provision of law he gave stay to the notice issued by BBMP SC ST Workers Society Ltd to 4 directors who were consecutively absent for more than 3 executive committee meetings as per bylaw they are automatically themselves loosed their directorship and they are no more directors as they were given time to provide reasons for their absent by submitting leave letter with medical certificates which they fail to give and finally they were informed as per bylaw that they were no more directors in BBMP SC ST Workers Society Ltd .The letter dated 14-02-2016 stop the meeting has no meaning as under section 29-H a no confidence can be issued only after 24 months and not earlier and thus the 4 director willfully remained absent for the board meeting and attracted automatic disqualification as per KCS Act 29 -c(p) and bylaw 55(110 and 56 prepared and administered by KCS Department under KCS Act and JRCS giving stay is illegal and capricious in law..And the draft rules have been published in the gazette on 12-012017 yet nee to be fianlised and no final rules have been published in this matter by Government.

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FIR need to be booked at VV Puram Police Station Bangalore as er complaint by chiranjevi against Sri Panduranga Garg JRCS Chamarajpet Bangalore Under POA as he is issuing orders without jurisdiction .Do you know that instituting false, malicious or vexatious suit or criminal or other legal proceedings against members of scheduled castes and a scheduled tribes amounts to an offence under the Act? [SECTION 3 (1) (viii)] A recent research has revealed that only 60 percent of SCs IAS, PCS, doctors and other Officers were aware about this provision. 2 It may also be interesting to know that no case seems to have been filed under this section so far by the SCs or STs.Do you know that giving any false or frivolous information to any public servant and thereby causing such public servant to use his lawful power to the injury or annoyance of a member of scheduled castes and a scheduled tribes amount to an offence under the Act? [SECTION 3 (1) (ix)] A recent research has revealed that only 53 percent of SCs IAS, PCS, doctors and other Officers were aware about this section. 2.Do you know that intentionally insulting or intimidating with intent to humiliate a member of a scheduled caste or a scheduled tribe in any place of public view is punishable under the Act? [SECTION 3 (1) (x)].Do you know that whoever, being a public servant but not being a member of a scheduled caste or a scheduled tribe, willfully neglects his/her duties required to be performed by him/her under this Act is also liable to be severely punished? [SECTION 4].

You may have by now judged your own awareness about the above provisions in the Act. Unfortunately, these provisions have remained on paper because of ignorance on the part of SCs and STs persons. It is shocking to know that no case has ever been filed under SECTION 3 (1) (viii) and (ix) in the country. However, enlightened and educated SCs and STs employees can show the way to their poor brothers and sisters by taking advantage of the protections available under the Act. Let us now discuss the above four of the Act one by one to know how an SC or ST employee can benefit from them in the event of 'atrocities' committed upon him/her: JRCS allegedly taking huge bribe money has instituted false, malicious or vexatious legal proceedings without following court procedures converting a letter of complaint into a court case without any court procedures on Ravi Kumar and Lingaraju SC ST persons in span of of just 30 just days by Instituting false, malicious or vexatious legal proceedings Section 3(1)(p) of the Act is an atrocity on SC ST Persons and other sections of atrocity Act and IPC sections . Whereas same Sri Panduranga Garg JRCS Chamarajpet Bangalore has not taken any decision by taking huge bribe in an official case filed by Kullayappa in JRB/DISPUTE/29@ /07/2013 -14 and despite offence is proved he has not filed FIR against all alleged culprits in respect of misappropriation and causing loss to public money from the year 1992 and 1994 by then president Sri Narayana (bais) and Sri Manikayam as Vice President and Sri Narsimha as Treasurer and others directors of SC ST Workers Co-operative Society Ltd Bangalore to a tune of Rs 7 64 342/- and more in the case filed in JRCS court by Kullayappa in JRB/DISPUTE/29@ /07/2013 -14 and whereas in case Ravi Kumar and Lingaraju SC ST persons he converts a false letter of allegations without any affidavit into a case and without authority of law based on that orders section 65 Enquiry despite no bank has complained JRCS about non payments of any loans and based on false letter he cannot order any enquiry on them where as he himself has given clean chit to SC ST Workers Co-operative Society Ltd Bangalore under president ship of Mr Ravi on 22-07-2016 .

Protection From Atrocities By False Litigation: CLAUSE 3 OF THE ACT READS AS UNDER: Punishment for offences of atrocities- (1) Whoever, not being a member of a scheduled castes or a scheduled tribes-(viii) Institute false, malicious or vexatious suit or criminal or other legal proceedings against a members of a scheduled castes or a scheduled tribes;(ix) Gives any false or frivolous information to any public servant and thereby causes such public servant to use his lawful power to the injury or annoyance of a members of a scheduled castes or a scheduled tribes;(x) Intentionally insults or intimidates with intent to humiliate a members of a scheduled castes or a scheduled tribes in any place of public view;Shall be punishable with imprisonment for a term, which shall not be less than 6 (six) months but which may extend to 5 (five) years and with fine. CLAUSE 4 OF THE ACT READS AS UNDER: 'Whoever, being a public servant but not being a member of a scheduled caste or a scheduled tribe, willfully neglects his duties required to be performed by him under this Act'-Shall be punishable with imprisonment for a term which shall not be less than 6 (six) months but which may extend to 1 (one) year. It is pertinent to note that "the offences of atrocities against members of SCs and STs, under Chapter II of the PoA Act many after amendment .Whoever, not being a member of a Scheduled Caste or a Scheduled Tribe shall be punishable with imprisonment for a term which shall not be less than six months but which may extend to five years and with fine. -viii. Institutes false, malicious or vexatious suit or criminal or other legal proceedings against a member of a Scheduled Caste or a Scheduled Tribe ix. gives any false or frivolous information to any public servant and thereby causes such public servant to use his lawful power to the injury or annoyance of a member of a Scheduled Caste or a Scheduled Tribe x. intentionally insults or intimidates with intent to humiliate a member of a Scheduled Caste or a Scheduled Tribe in any place within public view vii. being a public servant, commits any offence under this section, shall be punishable with imprisonment for a term which shall not be less than one year but which may extend to the punishment provided for that offence. Imposes or threatens a social or economic boycott of any person or a family or a group belonging to a Scheduled Caste or a Scheduled Tribe.

Filing of the First Information Report (FIR) is of paramount importance as the process of justice begins with registration of an offence with the police station. The procedure for filing FIR has been given under Section 154 of Code of Criminal Procedure, 1973. The Constitution Bench of Supreme Court of India in its judgment dated 12.11.2013, in the W.P. (Criminal) No. 68 of 2008(Lalita Kumari Vs Govt. of Uttar Pradesh and Ors.) has, inter-alia, held that, "Registration of FIR is mandatory under Section 154 of the Code, if the information discloses commission of a cognizable offence and no preliminary inquiry is permissible in such a situation". The offences under the PoA Act are cognizable.

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