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THE ANDHRA PRADESH GAZETTE
PUBLISHED BY AUTHORITY

W.No.45

AMARAVATI, WEDNESDAY, NOVEMBER 11, 2020

G.297

PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

**REGISTRAR OF CO-OPERATIVE SOCIETIES
(HORTICULTURE) & COMMISSIONER OF HORTICULTURE,
ANDHRA PRADESH, GUNTUR**

Proc. No. ITDM & Publicity/10/2014

Dated: 09/11/2020.

HORTICULTURE DEPARTMENT - ITDM & PUBLICITY SECTION - MISAPPROPRIATION COMMITTED BY Sri GONDESI REDDY, PRESIDENT OF PEDAGANTYADA DISPLACED PERSONS HORTICULTURAL CO-OPERATIVE SOCIETY Ltd., - ENQUIRY REPORT - CANCELLATION OF REGISTRATION OF THE GANTYADA DISPLACED PERSONS HORTICULTURAL CO-OPERATIVE SOCIETY Ltd. No. 574/95.

- Ref:**
1. Andhra Pradesh Co-Operative Societies Act, 1964.
 2. This office Proceedings. No. Even, Dt: 01-12-2019.
 3. Lr. No. Rc. No. H(1)17/2017, Dt: 20-03-2020 of inquiry report submitted by the Enquiry officer / Horticulture Officer (Extn.), Visakhapatnam and Presenting Officer/ Superintendent , O/o. ADH, Visakhapatnam.
 4. This office Proceedings. No. Even, Dt: 18-05-2020.
 5. Rc. No. APMIP/38/2020, Dt: 15-09-2020 from the PD, APMIP, Visakhapatnam.
 6. Note Orders of Commissioner of Horticulture, Dt: 17-10-20.

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As per the Andhra Pradesh Co-operative Societies Act, 1964, the Gantyada Displaced Persons Horticultural Co-operative Society Ltd. No.574/95 was registered during 1995.

The petition was filed by the 10 members out of 11 Managing Committee Members for the inquiry on misappropriation committed by the President vide their letter received dated: 06-11-2019. In the complaint petition it was alleged that Sri Gondes Reddy, President has misappropriated Rs.2,51,792/- and utilized the amount for his personal purposes without accounting in the Society account books and also stated that the President Committed Criminal breach of trust in relation to the society. Moreover as per the complaint by Managing Committee Members, the misappropriation of funds, this act of fraud is not limited to the President alone but all the Management Committee Members involved in the fraud and running Society for their personal gains in violation of all the By-Laws and rules as stated above. The members have made this complaint on their own internal discrepancies in sharing money illegally and for portfolio chairs and wasting time and resources of Department officers.

In the reference 4th cited, Sri. K. Gopi Kumar, Deputy Director of Horticulture/ Project Director, APMIP, Visakhapatnam was appointed as Surcharge Officer to probe the Misappropriation committed by Sri. Gondes Reddy, President of Pedagantyada Displaced Persons Horticultural Co-operative Society Ltd under section 51 and 60 of APCS Act 1964.

The following are the findings of the above officers to probe the Misappropriation committed by Sri. Gondes Reddy, President of Pedagantyada Displaced Persons Horticultural Co-operative Society Ltd:

1. The Society was registered during 1995 under the orders of the Director of Horticulture and Ex-Officio Registrar of the Societies, Andhra Pradesh, Hyderabad. The eligible members of the Society are 1152. As per the resolution register the last Society election was conducted on 10.05.2019 and elected the present office bearers. Though the Society Ltd. No. 574/95 is registered in 1995, it does not have any office or address board as on today and the enquiry is conducted at Community Welfare Centre, Pedagantya. As per the resolution register it is observed that the Society has been conducting its statutory meetings at different places. The Society has been functioning in violation of the By-Law No.1 (Name, Constitution and Address) of the Society 574/95.

2. The Managing Committee Members have confirmed that the members of the Society are not Horticulture producers or farmers. They are in other job of civil business or employees. The Society is not engaged in Horticulture Production, Processing, Marketing of Vegetables and Fruits as per the guidelines of G.O.Ms. No.50, dated.23.02.1994 of A&C (Co-op-IV) of Govt. of AP. Therefore the Society is completely against the By-Law No.2 (Aims and Objectives) of the Society 574/95.
3. The members are not having lands or not in Joint cultivation of Horticulture Crops or not in Production, Processing or Marketing of Horticulture produce. The Society is working on Civil, Mechanical, Electrical and Man Power Supply only. Under the civil works, the Society is supplying workers to the Vizag Steel Plant for its township beautification works. Therefore the Society 574/95 is not fit to continue as Farming Society as per section 18 of Rule 12(1)(d) & (2)(d) of the APCS Act 1964.
4. Any paid staff should be appointed under approval of the Director of Horticulture & Ex-Officio Registrar. Against to it, the society is supplying man power to Vizag Steel Plant and salaries are being paid by Society as the Agency for man power supply without obtaining permission from the Commissioner of Horticulture. Hence it is the violation of By-Law No.26 of the Society 574/95.
5. The General Body meeting has not been conducted by the Management Committee since 10.05.2019 as per statutory schedule which in the violation of By-Law No.29 of the Society 574/95.
6. In the inquiry, the President, Vice-President or Secretary or Treasurer or any Managing Committee Member have not produced the Cash Books or Audit reports last three (3) years of the Society. The Society is also not maintaining any annual statements or accounts. The ADH, Visakhapatnam also confirmed the same. It clearly indicates that the Society is running un-statutorily in the mutual benefit only among the Committee Members and enjoying the Society gains illegally and unaccountably which is against the By-Law No.41 of Society 574/95 and not sustainable as per the guidelines of G.O.Ms. No.50 dated: 23.02.1994 of A&C (Co-op-IV) of Govt. of AP.

ORDER:

Based on the findings of the PD/DDH, Visakhapatnam as Surcharge Officer the following order is passed.

The members of the Society/Society is not engaged in any Horticulture activities neither they are farmers which is contrary to the objectives of the society as per By law No 2. Further, they do not have any office address, have not been maintaining records as required by the law.

In view of the circumstances stated above and violation of provisions of by laws by the Managing Committee, M/s. Gantyada Displaced Persons Horticultural Co-operative Society Ltd. No.574/95, Pedagantyada is herewith dissolved and winded up under Section 64 of APCS Act and the registration of the Society is herewith cancelled under Section 68 of APCS Act 1964 with immediate effect.

CHIRANJIV CHOUDHARY,
Registrar of Co-operative Societies (Horticulture).
and
Commissioner of Horiticulture, A.P.

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