

MAHARASHTRA ORDINANCE

No. XXV of 2018

(Further to Amend MCS Act, 1960.)



PRESENTATION BY:

- **CA. Ramesh S. Prabhu,**
Chairman - MSWA

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 1.	Short title, extend and commencement	Change	
Sec. 2.	Definitions		
2(1)	"Agricultural marketing society"	Deleted	
2(2)	"Apex society"	Deleted	
2 (2-A)	"authorised person"	Change	
2(4)	"bonus"	Deleted	
2(5)	"bye-laws"	Same	2(5)
2(6)	"Central Bank"	Same	2(6)
2(7)	"Committee"	Same	2(7)
2(8)	"Company"	Same	2(8)

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
2(9)	"Consumer society"	Deleted	
2(10)	"Co-operative bank"	Same	2(10)
2(10) (ai)	"Co-operative Appellate Court"	Same	2(10) (ai)
2(10) (aii)	"Co-operative Court"	Same	2(10) (aii)
2(10) (aii - 1)	Co-operative credit structure entry	Deleted	
2(10) (aiii)	"Co-operative year"	Same	2(10) (aiii)
2(10A)	"Crop Protection Society"	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
2(11)	"Dividend"	Deleted	
2(11-A)	"expert director"	Deleted	
2(12)	"farming society"	Deleted	
2(13)	"Federal Society"	Same	2(13)
2 (14)	"Firm"	Same	2 (14)
2(14-A)	"functional director"	Deleted	
2(15)	"General society"	Deleted	
2(16)	"Housing society"	Same	2(16)

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
2(16A)	"lift irrigation society"	Deleted	
2 (17)	"Liquidator"	Same	2 (17)
2(18)	"Local authority"	Same	2(18)
2(19) - (a)	"member"	Change	
2(19) (a-1)	"active member"	Deleted	
2(19) (b)	"Associate member"	Change	
2(19) (c)	"Nominal member"	Change	
2(19A)	"National Bank"	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
2(20)	"officer"	Change	
2(20-A)	"Official Assignee"	Same	2(20-A)
2(21)	"Prescribed"	Same	2(21)
2(22)	"Processing society"	Deleted	
2(23)	"Producers' society"	Deleted	
2(24)	"Registrar"	Same	2(24)
2(25)	"Resource society"	Deleted	
2(26)	"Rules"	Same	2(26)

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
2(27)	"Society"	Same	2(27)
2(28)	"Society with limited liability"	Same	2(28)
2(29)	"society with unlimited liability"	Same	2(29)
2(29-A)	"State Co-operative Election Authority"	Same	2(29-A)
2(30)	Deleted	Deleted	
2(31)	"Working capital"	Same	2(31)
Sec. 3.	Registrar and his subordinates	Same	Sec. 3.
Sec. 3-A.	Temporary vacancies	Same	Sec. 3-A.

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 4.	Societies which may be registered	Same	Sec. 4.
Sec. 5.	Registration with limited or unlimited liability	Same	Sec. 5.
Sec. 6.	Conditions of registration	Deleted	
Sec. 7.	Power to exempt societies or class of societies from conditions as to registration	Same	Sec. 7.
Sec. 8.	Application for registration	Change	
Sec. 9.	Registration	Same	Sec. 9.

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 10.	Evidence of registration	Same	Sec. 10.
Sec. 11.	Power of Registrar to decide certain questions	Deleted	
Sec. 12.	Classification of societies	Same	Sec. 12.
Sec. 13.	Amendment of bye-laws of society	Same	Sec. 13.
Sec. 14.	Power to direct amendment of bye-laws	Same	Sec. 14.
Sec. 15.	Change of name	Same	Sec. 15.
Sec. 16.	Change of liability	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 17.	Amalgamation, transfer, division or conversion of societies	Same	Sec. 17.
Sec. 18.	Power to direct amalgamation, division and reorganization in public interest, etc	Same	Sec. 18.
Sec. 18-A.	Amalgamation of Co-operative Banks	Deleted	
Sec. 18-B.	Amalgamation of primary agricultural credit societies	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 18-C.	Reorganization of societies on account of alteration of limits of local areas in which they operate	Deleted	
Sec. 19.	Reconstruction of societies	Same	Sec. 19.
Sec. 20.	Partnership of societies	Same	Sec. 20.
Sec. 20-A.	Collaboration by societies	Same	Sec. 20-A.
Sec. 21.	Cancellation of registration	Same	Sec. 21.

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 21-A.	De-registration of societies	Same	Sec. 21-A.
Sec. 22.	Person who may become member	Same	Sec. 22.
Sec. 23.	Open membership		
23(1)	No society shall, without sufficient cause, refuse admission to membership to any person duly qualified therefore under the provisions of this Act and its bye-laws.	Same	23(1)

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
23(1-A)	Where a society refuses to accept the application from an eligible person for admission as a member, or the payment made by him in respect of membership, such person may tender an application in such form as may be prescribed together with payment in respect of membership, if any, to the Registrar, who shall forward the application and the amount,		

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	<p>if any so paid, to the society concerned within thirty days from the date of receipt of such application and the amount; and thereupon if the society fails to communicate any decision to the applicant within sixty days from the date of receipt of such application and the amount by the society, the applicant shall be deemed to have become a member of such society.</p>		

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	<p>If any question arises whether a person has become a deemed member or otherwise, the same shall be decided by the Registrar after giving a reasonable opportunity of being heard to all the concerned parties.</p>		
23(2)	<p>Any person aggrieved by the decision of a society, refusing him admission to its membership, may appeal to the Registrar.</p>	Same	23(2)

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
23(2)	Every such appeal, as far as possible, be disposed of by the Registrar within a period of three months from the date of its receipt:		
	Provided that, where such appeal is not so disposed of within the said period of three months, the Registrar shall record the reasons for the delay.	Change	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
23(3)	The decision of the Registrar in appeal, shall be final and the Registrar shall communicate his decision to the parties within fifteen days from the date thereof:	Same	23(3)
23(4)	Without prejudice to the foregoing provisions of this section, in the case of agro-processing societies or any other society for which a definite zone or an area of	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	<p>operation is allotted by the State Government or the Registrar, it shall be obligatory on the part of such society to admit, on an application made to it, every eligible person from that zone or the area of operation, as the case may be, as a member of such society, unless such person is already registered as a member of any other such society, into the same zone or the area of operation</p>		

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 24.	Nominal, associate and sympathizer member	Change	
Sec. 24A	Co-operative education and training to members, etc	Deleted	
Sec. 25.	Cessation of membership	Same	Sec. 25.
Sec. 25-A.	Removal of names of members from Membership registers	Same	Sec. 25-A.
Sec. 26.	No rights of membership to be exercised till due payments are made	Deleted	
Sec. 27.	Voting powers of members	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 28.	Restrictions on holding of shares	Deleted	
Sec. 29.	Restrictions on transfer or charge on share or interest	Deleted	
Sec. 30.	Transfer of interest on death of member	Deleted	
Sec. 31.	Share or interest not liable to attachment	Same	Sec. 31.
Sec. 32.	Rights of members to see books, etc	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 32-A	certain societies to give pass books to members and entries in such book evidence of amount due	Deleted	
Sec. 33.	Liability of past member and estate of deceased member	Same	Sec. 33.
Sec. 34.	Insolvency of members	Same	Sec. 34.
Sec. 35.	Expulsion of members	Same	Sec. 35.
Sec. 36.	Societies to be bodies corporate	Same	Sec. 36.

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 37.	Address of societies	Same	Sec. 37.
Sec. 38.	Register of members	Same	Sec. 38.
Sec. 39.	Copy of Act, etc., to be open to inspection	Deleted	
Sec. 40.	Admissibility of copy of entry of evidence	Same	Sec. 40.
Sec. 41.	Exemption from compulsory registration of instruments relating to shares and debentures of society	Same	Sec. 41.

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 42.	Power to exempt from taxation; Power to refund	Same	Sec. 42.
Sec. 43.	Restrictions on borrowings	Change	
43(1)	A society shall receive deposits and loans from members and other persons, only to such extent and under such conditions, as may be prescribed, or specified by the bye-laws of the society.	Same	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	Provided that, the co-operative credit structure entity shall adopt its own policies regarding interest rate on the deposits and loan in conformity with “guidelines of the Reserve Bank of India or the National Bank.”	Same	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
43 (2)	If in the opinion of the Registrar it is necessary so to do for ensuring safety of the funds obtained under sub-section (1), for proper utilization of such funds in furtherance of the objects of the society or societies concerned and for keeping them within the borrowing limit as laid down in the rules and bye-laws, the	Change	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
43 (2)	Registrar may, by general or special order, impose additional conditions on any society or class of society or such class of societies may receive deposits, issue debentures or raise loans from any creditor other than a Central Bank.	Change	
	Provided that nothing in this sub-section shall apply to a society which has not taken any	Change	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	<p>financial assistance from the Government in the form of share capital, loan, Subsidy or guarantee and such society may, adopt its own borrowing policy having regard to its financial position. However, such society shall send to the Registrar, in writing, full details about its borrowing policy, and change, if any introduced in such policy at any time.</p>	<p>Change</p>	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	<p>Provided further that, nothing is this sub-section shall apply to the co-operative credit structure entry. However, such entry may adopt its own policy in conformity with guidelines of the Reserve Bank of India or the National Bank</p>	<p>Change</p>	
<p>43(3)</p>	<p>Notwithstanding anything contained in sub-section 91) and 92) and subject to the guidelines issued by the</p>	<p>Change</p>	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	Reserve Bank of India and the National Bank, from time to time, a co-operative credit structure entry may.—		
Sec. 44.	Regulation of loan making policy	Deleted	
Sec. 44-A	Limit on interest in certain cases	Deleted	
Sec. 45.	Restrictions on other transactions with non-members	Same	Sec. 45.
Sec. 46.	Charge and set-off in respect of share or interest of members	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 47.	Prior claim of society	Change	
47(1)	Notwithstanding anything in any other law for the time being in force, but subject to any prior claim of Government in respect of land revenue or any money recoverable as land revenue and to the provisions of sections 60 and 61 of the Code of Civil Procedure, 1908.	Change	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
47(1) (a)	Any debt or outstanding demand, owing to a society by any member or past member or deceased member, shall be a first charge;	Deleted	
47(b)	Any outstanding demands or dues payable to a society by any member or past member or deceased member, in respect of rent, shares, loans or purchase money or any other rights or amounts payable to such...	Same	47(b)

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	<p>society, shall be a first charge upon his interest in the immovable property of the society.</p>		
	<p>Explanation - The prior claim of Government in respect of dues other than land revenue shall be restricted for the purpose of subsection (1) to the assets created by a member out of the funds in respect would, if produced,</p>	<p>Change</p>	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	have been admissible to prove such matters of which, the Government has a claim.		
47(2)	No property or interest in property, which is subject to a charge under the foregoing subsection, shall be transferred in any manner without the previous permission of the society; and such transfer shall be subject to such conditions, if any, as the society may impose.	Same	47(2)

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
47(3)	Any transfer made in contravention of sub-section (2) shall be void.	Same	47(3)
47(4)	Notwithstanding anything contained in sub-sections (2) and (3), a society, which has one of its objects, the disposal of the produce of its members, may provide in its bye-laws, or may, otherwise contract with its members, —	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 48.	Charge on immovable property of members, borrowing from certain societies	Deleted	
Sec. 48-A.	Deduction from sale price of certain agricultural produce to meet society's dues	Deleted	
Sec. 49.	Deduction from salary to meet society's claims in certain cases	Deleted	
Sec. 50.	Direct partnership of State Government in societies	Same	Sec. 50.

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 51.	Indirect partnership of State Government in societies	Deleted	
Sec. 52.	Principal State Partnership Fund	Deleted	
Sec. 53.	Subsidiary State Partnership Fund	Deleted	
Sec. 54.	Approval of State Government for purchase of shares	Deleted	
Sec. 55.	Liability to be limited in respect of certain shares	Deleted	
Sec. 56.	Restriction on amount of dividend	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 57.	Indemnity of Apex and Central societies	Deleted	
Sec. 58	Disposal of share capital and dividend, etc	Deleted	
Sec. 59	Disposal of Principal or Subsidiary State Partnership Fund on winding up of Apex or Central society	Deleted	
Sec. 60	Principal or Subsidiary State Partnership Fund not to form part of assets	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 61.	Agreement by State Govt and Apex societies.-Subject to the foregoing provisions of this Chapter	Deleted	
Sec. 62.	Other forms of State aid to societies	Change	
Sec. 62(a)	Give loans to a society;	Change	
Sec. 62(b)	Guarantee the payment of the principal of debentures issued by a society, or of interest thereon, or both or the	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	<p>repayment of the share capital of a society to its members, or the payment of dividends thereon at such rates as may be specified by the State Government;</p>		
<p>Sec. 62(c)</p>	<p>Guarantee the repayment of loans given by a Co-operative Bank to a society;</p>	<p>Change</p>	
<p>Sec. 62(d)</p>	<p>Guarantee the repayment of the principal of, and payment of interest on, loans and advances</p>	<p>Change</p>	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 62(d)	given by the Reserve Bank of India, or the Industrial Finance Corporation of India or any other authority constituted under any law for the time being in force; or	Change	
Sec. 62 (e)	Provide financial assistance, in any other form (including subsidies), to a society, "including a co-operative credit structure entity"	Change	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 63.	Provisions of this Chapter to override other laws	Change	
Sec. 64.	Funds not to be divided	Same	Sec. 64.
Sec. 65.	Ascertainment and appropriation of profits	Same	Sec. 65.
Sec. 66.	Reserve Fund	Same	Sec. 66.
Sec. 67.	Restriction on dividend	Same	Sec. 67.
Sec. 68.	Contribution to education fund of the State federal society	Same	Sec. 68.

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 69.	Contribution to public purposes	Same	Sec. 69.
Sec. 69-A.	Constitution of Co-operative State Cadre of Secretaries of certain societies and establishment of Employment Fund for such Cadre	Change	
Sec. 69-B.	Constitutions of District Level and State Committees	Deleted	
Sec. 70.	Investment of funds	Same	Sec. 70.
Sec. 71.	Employees Provident Fund	Same	Sec. 71.

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 71-A.	Funds not to be utilised for certain proceedings filed or taken by or against officers in personal capacities	Same	Sec. 71-A.
Sec. 72.	Final authority of society	Same	Sec. 72.
Sec. 72A	Freedom of affiliation or disaffiliation with a federal structure of choice	Deleted	
Sec. 73.	Committee, its powers and functions	Same	Sec. 73.

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 73ID	Motion of no-confidence against officers of societies.		
Sec. 73ID(1)	An officer who holds office by virtue of his election to that office shall cease to be such officer, if a motion of no-confidence is passed at a meeting of the committee by two-third majority of the total number of committee members who are entitled to vote at the election of		

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	Such officer and his office shall, thereupon be deemed to be vacant.		
Sec. 73ID(2)	The requisition for such special meeting shall be signed by not less than one-third of the total number of members of the committee who are entitled to elect the officer of the committee and shall be delivered to the Registrar. The requisition shall be made in such form	Same	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	and in such manner as may be prescribed:		
	Provided that, no such requisition for a special meeting shall be made within a period of six months from the date on which any of the officers referred to in subsection (1) has entered upon his office."	Same	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 73ID(3)	The Registrar shall, within seven days from the date of receipt of the requisition under sub-section (2), convene a special meeting of the committee. The meeting shall be held on a date not later than fifteen days from the date of issue of the notice of the meeting.	Same	
Sec. 73ID(4)	The meeting shall be presided over by the Registrar or such	Same	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	<p>officer not below the rank of an Assistant Registrar of Co-operative Societies authorised by him in his behalf The Registrar or such officer shall, when presiding over such meeting, have the same powers as the President or Chairman when presiding over a committee meeting has, but shall not have the right to vote.</p>	Same	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 73ID(5)	The meeting called under this section shall not, for any reason, be adjourned.	Same	
Sec. 73ID(6)	The names of the committee members voting for and against the motion shall be read in the meeting and recorded in the minute book of committee meetings.	Same	
Sec. 73ID(7)	If the motion of no-confidence is rejected, no fresh motion of no-confidence	Same	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	confidence shall be brought before the committee within a period of one year from the date of such rejection of the motion.		
Sec. 73-A	Disqualification for being designated officer simultaneously of certain categories of societies	Same	
Sec. 73.AAA	Constitution of committee		

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 73-B.	Reservation of certain seats on committees of societies and election thereto.	Same	
Sec. 73-B(1)	Notwithstanding anything contained in this Act or in the rules made there under or in any bye-laws of any society, on the committee of such society or class of societies as the State Government may, by general or special order, direct, "three seats" shall be reserved,—		

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 73-B(a)	One for the members belonging to the Scheduled Castes or Scheduled Tribes; [*]		
Sec. 73-B(a-1)	One for the members belonging to the Other Backward Classes; and		
Sec. 73-B(a-2)	One for the members belonging to the De-notified Tribes (Vimukta Jatis), Nomadic Tribes or Special Backward Classes;[*]		

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 73-B(b)	Deleted		
Sec. 73-B(2)	Deleted		
Sec. 73-B(3)	Any individual member of the society, or any elected member of the committee of a member- society, or any member of the committee of		

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	<p>a member-society, whether elected, co-opted or appointed under this section, belonging to the Scheduled Castes or Scheduled Tribes, or Other Backward Classes [***] or De-notified Tribes (Vimukta Jatis) or Nomadic Tribes or Special Backward Classes shall be eligible to contest the election to reserved seat and every</p>		

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	<p>person who is entitled to vote at the election to the committee shall be entitled to vote at the election to any such reserved seat.</p>		
<p>Sec. 73-B(4)</p>	<p>Where no person is elected to any of the three reserved seats, then such seat or seats shall be filled in by nomination from amongst the persons entitled to contest the election under sub-section (3). “;</p>	<p>Deleted</p>	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 73-C	Reservation for women	Same	
Sec. 73-D	Society's nominee on other society not eligible to be designated officer except in federal society		
Sec. 73-CA.	Disqualification for membership of committee.	Deleted	
Sec. 73CB	State co-operative Election Authority	Same	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 73F	Election to more than one seat on the committee of society	Same	Sec. 73F
Sec. 73I	Responsibility of committee or the Administration or authorized officer to imitate and assist to arrange for election, before expiry of term.	Same	Sec. 73I

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 74.	Qualification and appointment of Manager, Secretary and other officers of societies and Chief Executives Officer and Financial Officer for certain societies	Deleted	
Sec. 75.	Annual General Meeting	Same	Sec. 75.
Sec. 76.	Special general meeting	Same	Sec. 76.
Sec. 77.	Acts of societies etc., not to be invalidated by certain defects	Same	Sec. 77.

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 77-A.	Appointment of member of committee, new committee or Administrator, where there is failure to elect member, to constitute committee or where committee does not enter upon office	Same	Sec. 77-A.
Sec. 78.	Power of removal of committee or member thereof	Deleted	
Sec. 79.	Registrar's power to enforce performance of obligations	Change	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 79(1)	The Registrar may direct any society or class of societies, to keep proper "in such form, with respect to all sums of money received and expended by the society, and the matters in respect of which the receipt and expenditure take place all sales and purchases of goods by the society, and the assets and liabilities of the society,	Same	Sec. 79(1)

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	<p>and to furnish such statements and returns and to produce such records as he may require from time to time; and the officer or officers of the society shall be bound to comply with his order within the period specified therein.</p>		

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 79. (1 A)	Every society shall file returns within six months of the close of every financial year to which such accounts relate, to the Registrar or to the person authorised by him. The returns shall contain the following matters, namely:--	Same	Sec. 79. (1 A)
Sec. 79. (1 A) (a)	annual report of its activities;	Change	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 79. (1 A) (b)	its audited statement of accounts;	Change	
Sec. 79. (1 A) (c)	plans for disposal of surplus funds as approved by the general body of the society:	Change	
Sec. 79. (1 A) (d)	list of amendments to the by-laws of the society, if any:	Change	
Sec. 79. (1 A) (e)	declaration regarding date of holding of its general body meeting and conduct of elections when due;	Change	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 79. (1A) (f)	any other information required by the Registrar in pursuance of any of the provisions of this Act.	Change	
Sec. 79. (1B)	Every society shall also file a return regarding the name of the auditor or auditing firm from a panel approved by a State Government in this behalf, appointed in the general body meeting	Same	Sec. 79. (1B)

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	together with his written consent, within a period of one month from the date of annual general body meeting."]		
Sec. 79. (2)	Where any society is required to "including filing of returns" under this Act, the rules or the bye-laws, or to comply with an order made under the "foregoing sub-sections" and such action is not taken-	Change	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 79. (2) (a)	Within the time provided in this Act, the rules or the bye-laws, or the order as the case may be, or	Change	
Sec. 79. (2)	Where no time is so provided, within such time, having regard to the nature and extent of the action to be taken, as the Registrar may specify by notice in writing, the Registrar may himself, or through a person authorised	Change	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	<p>by him, take such action, at the expense of the society; and such expense shall be recoverable from the society as if it were an arrears of land revenue.</p>		
<p>Sec. 79. (3)</p>	<p>Where the Registrar takes action under sub-section (2), the Registrar may call upon the officer or officers of the society whom he considers to be responsible for not</p>	<p>Change</p>	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	<p>complying with the provisions of this Act, the rules or the bye-laws, or the order made under subsection (1) and after giving such officer or officers an opportunity of being heard, may require him or them to pay to the society the expenses paid or payable by it to the State Government as a result of their failure to take</p>		

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	<p>action and to pay to the assets of the society such sum not exceeding "one hundred rupees" as the Registrar may think fit for each day until the Registrar's directions are carried out.</p>		
<p>Sec. 79 (4)</p>	<p>The Registrar or the authorised person on his behalf shall scrutinise the returns and information so received and take further necessary action, if required.";</p>	<p>Change</p>	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 79- A.	Government's powers to give directions in the public interest, etc	Same	Sec. 79- A.
Sec. 79-AA.	Registrar's powers to give directions to frame regulations	Same	Sec. 79- AA.
Sec. 79-B.	Registrar's power to remove member for failure to supply his agricultural produce to processing society	Change	
Sec. 80.	Registrar's power to seize records etc	Same	Sec. 80.

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 81.	Audit.—	Same	Sec. 81.
Sec. 82.	Rectification of defects in accounts	Same	Sec. 82.
Sec. 83.	Inquiry by Registrar	Same	Sec. 83.
Sec. 84.	Inspection of books of indebted society	Same	Sec. 84.
Sec. 85.	Costs of inquiry and inspection	Same	Sec. 85.
Sec. 86.	Recovery of costs	Same	Sec. 86.

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 87.	Registrar to bring defects disclosed in inquiry or inspection to notice of society	Same	Sec. 87.
Sec. 88.	Power of Registrar to assess damages against delinquent promoters, etc	Same	Sec. 88.
Sec. 88-A.	Deposit towards fees of inquiry	Same	Sec. 88-A.
Sec. 89.	Power to enforce, attendance etc	Same	Sec. 89.
Sec. 89-A.	Power to inspect working of society	Same	Sec. 89-A.

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 90.	Constitution or recognition of federal authority to supervise working of societies	Deleted	
Sec. 91.	Disputes.	Same	Sec. 91.
Sec. 91-A.	Constitution of Co-operative Court.	Same	Sec. 91-A.
Sec. 92.	Limitation.	Same	Sec. 92.
Sec. 93.	Transfer of disputes from one co-operative court to another and suspension of proceedings in certain cases.	Same	Sec. 93.

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 94.	Procedure for settlement of disputes and power of co-operative court.	Same	Sec. 94.
Sec. 95.	Attachment before award or order and interlocutory order.	Same	Sec. 95.
Sec. 96.	Decision of co-operative Court.	Same	Sec. 96.
Sec. 97.	Appeal against decision under section 96 and order under section 95.	Same	Sec. 97.
Sec. 98.	Money how recovered	Same	Sec. 98.

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 99.	Private transfer of property made after issues of certificate void against society.	Same	Sec. 99.
Sec. 100.	Transfer of property which cannot be sold.	Same	Sec. 100.
Sec. 101.	Recovery of arrears due to certain societies as arrears of land revenue.	Change	
Sec. 102.	Winding up	Same	Sec. 102.
Sec. 103.	Appointment of Liquidator	Same	Sec. 103.

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 104.	Appeal against order of winding up	Same	Sec. 104.
Sec. 105.	Powers of Liquidator	Same	Sec. 105.
Sec. 106.	Effect of order of winding up	Same	Sec. 106.
Sec. 107.	Bar of suit in winding up and dissolution matters	Same	Sec. 107.
Sec. 108.	Audit of Liquidators accounts	Same	Sec. 108.

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 109.	Termination of liquidation proceedings	Same	Sec. 109.
Sec. 110.	Disposal of surplus assets.	Same	Sec. 110.
Sec. 110-A.	Order for winding up, reconstruction, super session of committee, etc., of insured Co-operative Bank, not to be made without sanction or requisition of Reserve Bank of India.	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 111.	Application of Chapter XI of Agriculture and Rural Development Banks	Deleted	
Sec. 112-AA.	Election of delegate as member of Agriculture and Rural Development Bank from City of Bombay District and Bombay Suburban District	Deleted	
Sec. 112-B.	General Body and committee of State Agriculture and Rural Development Bank	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 112.	State and other Agriculture and Rural Development banks	Deleted	
Sec. 112-A.	District Loan Committee, its constitution, term of office of delegates, casual vacancies, powers of such Committee etc	Deleted	
Sec. 113.	Appointment, powers and functions of Trustee	Deleted	
Sec. 114.	Issue of debentures	Deleted	
Sec. 115.	Guarantee by State Government	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 116.	Vesting of property in Trustee and Debenture holders, charge on assets	Deleted	
Sec. 117.	Powers of Agriculture and Rural Development Banks to advance loans and to hold lands	Deleted	
Sec. 118.	Section 118 deleted	Deleted	
Sec. 119.	Order granting loan conclusive of certain matters	Deleted	
Sec. 120.	Priority of mortgage	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 121.	Mortgages and other instruments executed in favour of an Agriculture and Rural Development Bank to stand vested in State Agriculture and Rural Development Bank	Deleted	
Sec. 122.	Registration of Mortgage, Lease, etc., executed in favour of Agriculture and Rural Development Banks	Deleted	
Sec. 123.	Mortgages and other instruments not to be	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
	questioned on insolvency of mortgagors 3or executants		
Sec. 124.	Section 124 deleted	Deleted	
Sec. 125.	Mortgages 8and other instruments executed by managers of joint Hindu families	Deleted	
Sec. 126.	Section 8 of the Act XXXII of 1956 to apply to mortgages and other instruments to an Agriculture and Rural Development Bank, subject to certain modifications	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 127.	Restrictions on lease	Deleted	
Sec. 128.	Agriculture and Rural Development Bank to receive money and give discharge	Deleted	
Sec. 129.	Powers of Agriculture and Rural Development Bank where mortgaged or encumbered property is destroyed or security becomes insufficient	Deleted	
Sec. 130.	Right of Agriculture and Rural Development Bank to buy mortgaged property	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 131.	Recovery of loans by Development Banks	Deleted	
Sec. 132.	Powers to distraint	Deleted	
Sec. 133.	Sale of mortgaged or encumbered property	Deleted	
Sec. 133-A.	mortgaged or encumbered property of tribal not to be sold to non-tribal at public auction under section 133	Deleted	
Sec. 134.	Confirmation of sale	Deleted	
Sec. 135.	Disposal of sale-proceeds	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 136.	Certificate to purchase, delivery of property and title of purchaser	Deleted	
Sec. 137.	Recovery of loans on certificate by Registrar	Deleted	
Sec. 138.	Mode of recovery by Collector	Deleted	
Sec. 139.	Officers or members of family not to bid at auction sale	Deleted	
Sec. 140.	Section 40 of Bombay XXVIII of 1947 not to apply to alienation in favour of Agriculture and Rural Development Banks	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 141.	Provision for Guarantee Funds to meet certain losses	Deleted	
Sec. 142.	Registrars power to permit any society or a class of Societies to function as an Agriculture and Rural Development Bank	Deleted	
Sec. 143.	Service of notice	Deleted	
Sec. 143-A.	Transfer of rights and liabilities of Government in respect of schemes sanctioned under BOM. XXVIII of 1942	Deleted	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 144.	Power of Committee of State Agriculture and Rural Development Bank to supervise Agriculture and Rural Development Bank and make regulation	Deleted	
Sec. 144-1A	Reorganization, amalgamation or division of Agriculture and Rural Development Banks, in public interest, etc	Deleted	
Sec. 144-A.	Application of this Chapter and definitions	Change	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 144-B.	When elections to be held	Change	
Sec. 144-C.	Conduct of elections	Change	
Sec. 144-D.	Cost of conducting election	Change	
Sec. 144-E.	Disqualifications for membership	Change	
Sec. 144-F.	Account of election expenses, maximum thereof and lodging of account.	Change	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 144-G.	Disqualification for failure of lodge account of election expenses	Change	
Sec. 144-H.	Removal or reduction of period of disqualification	Change	
Sec. 144-I.	Corrupt practices	Change	
Sec. 144-J.	Maintenance of secrecy of voting	Change	
Sec. 144-K.	Officers, etc., at elections not to act for candidates or to influence voting	Change	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 144-Q.	Removal of ballot papers from polling station to be an offence	Change	
Sec. 144-R	Other offences and penalties therefore	Change	
Sec. 144-S.	Application of section 148 to offences under this Chapter subject to certain modifications	Change	
Sec. 144-T.	Disputes relating to elections to be submitted to the Commissioner or other specified officer	Change	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 144-U.	Deposit towards costs for hearing and power to award costs	Change	
Sec. 144-V.	Contents of petition	Change	
Sec. 144-W.	Relief that may be claimed by the petitioner	Change	
Sec. 144-X.	Power to make rules for purposes of this chapter	Change	
Sec. 144-Y.	Special provisions to election of officers of specified societies	Change	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 145.	Prohibition of use of the word Cooperative	Same	Sec. 145.
Sec. 146.	Offences	Same	Sec. 146.
Sec. 147.	Punishments for Offences under section 146	Same	Sec. 147.
Sec. 148.	Cognizance of offences	Same	Sec. 148.
Sec. 148-A.	Contempt of Co-operative Courts and of Co-operative Appellate Court	Same	Sec. 148-A.
Sec. 149.	Maharashtra State Co-operative Appellate Court	Same	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 150.	Review of orders of Co-operative Appellate Court	Same	
Sec. 151.	Co-operative Appellate Court to have power of Civil Court	Same	
Sec. 152.	Appeals	Same	
Sec. 152-A.	Appeal against rejection of nomination paper at election	Same	
Sec. 153.	Extension of period of limitation by appellate authority in certain cases	Same	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 154.	Reversionary powers of State Government and Registrar	Same	
Sec. 154-A.	Constitution of State Co-operative Council, its functions, etc	Same	
Sec. 155.	Recovery of sums due to Government	Same	
Sec. 156.	Registrars powers to recover certain sums by attachment and sale of property	Same	
Sec. 157.	Power to exempt societies from provisions of Act	Same	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 158.	Delegation of Power of Registrar to certain authorities and officers	Same	
Sec. 159.	Branches, etc. of societies outside the State	Same	
Sec. 160.	Handing over records and property to new Chairman on election	Same	
Sec. 160-A.	Members of State Legislature and certain local authorities not to be remunerated while holding certain offices in societies	Same	

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 160-B.	Members of committees not entitled to traveling allowance, daily allowance, etc., at a rate higher than maximum prescribed	Same	
Sec. 161.	Registrar and other officers to be public servants	Same	
Sec. 162.	Indemnity for acts done, in good faith	Same	
Sec. 163.	Bar of jurisdiction of Courts	Same	
Sec. 164.	Notice necessary in suits	Same	Sec. 164.

SECTION	MCS ACT 1960 HEADING	DELETED OR CHANGES	NEW SECTION
Sec. 165.	Rules	Same	
Sec. 166.	Repeal, saving and construction	Same	
Sec. 167.	Companies Act not to apply	Same	
Sec. 168.	Power to remove difficulties	Same	
Sec. 165.	Rules	Same	

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