

MYSORE GRAHAKARA PARISHAT (MGP) CONSTITUTION

1. The name of the Society shall be MYSORE GRAHAKARA PARISHAT.
2. The registered office of the Society shall be at 6/1, Vivekananda Road, Yadavagiri, Mysore 570 020 or at such other place which the Society may decide upon from time to time.
3. The objects of the Society are:
 - i. Protecting the interests of the consumers of Mysore City and surroundings,
 - ii. Addressing the civic issues of Mysore,
 - iii. Protecting the environment,
 - iv. Any other objects ancillary to the above, which are consistent with Sec. 2(15) of the Income Tax Act, 1961.
4. The Society can accept gifts, donations or contributions in cash or in kind or by way of movable or immovable properties and endowments, as long as they are consistent with the objectives of the Society. All such gifts, donations and contributions shall form part of the corpus of the Society unless otherwise specified in writing by the donor.
5. The operations of the Society including investment shall be consistent with Secs. 2(15), 3(1)(d) and 11(5) of the Income Tax Act, 1961 referring to charitable institutions.
6. The funds and income of the Society shall be solely utilized towards achieving the objects of the society mentioned in Sec. 3 and no portion shall be utilized for gifts, mementos, certificates or awards to members of the Society or for payment to the Society or the authors or their relations or any other persons contemplated under Section 13(1)(c) of the Income Tax Act by way of profit, interest or dividend.
7. The funds and income of the Society shall be solely utilized towards the achievement of the objects mentioned above and no portion of it shall be utilized for payment to the Society or the authors or their relations or any other persons contemplated under Section 13(1)(c) of the Income Tax Act by way of profit, interest or dividend.
8. Subject to the provisions of the Income Tax Act as in force from time to time, the Society may accumulate the income of the Society for the specific objects contemplated in the MOA for a period not exceeding 10 years and such accumulations shall remain invested in the manner indicated above.
9. Any amendment to the MOA and the R&R shall be consistent with Secs. 2(15), 13(1)(d), 11(5) and 80G of the Income Tax Act, 1961 referring to charitable institutions. Prior approval of the Commissioner of Income Tax shall be obtained before any amendment to the MOA or the R&R.

1. In these rules, unless there is anything repugnant in the subject of the context,

- i. "Society" means Mysore Grahakara Parishat,
- ii. "Member" means member of the Society,
- iii. "Executive Committee" or "EC" means the Executive Committee of the Society,
- iv. "Rules" mean the Rules and Regulations of the Society for the time being in force.

2. **Membership:** The membership of the Society shall be open to all citizens above the age of 18 years who do not hold any office in any political organization. There shall be two types of membership, Annual and Life. Life membership is open only to persons who have been Annual members for at least two years immediately preceding the application for life membership. Application for membership should be made in the prescribed Application Form.

3. **Membership Fee:** The fees for Annual Membership and Life Membership for individuals as well as the Membership fee for organizations and institutions will be determined by the EC from time to time.

4. **Termination of Membership:** Membership is terminated by death or resignation or a decision of the EC after due process of hearing regarding i. Suppression of material facts in the application for membership, ii. Conviction by a court of law, or iii. Acting against the objects or interests of the Society.

6. **General Body:**

i. The General Body shall be the supreme body of the Society and shall decide all policy matters of the Society, by its resolutions. These resolutions shall be binding on all other bodies or committees of the Society.

ii. At least 15 members who will be physically present for the Annual General Body Meeting (AGBM) shall constitute the quorum.

iii. The AGBM shall be convened by the Secretary of the Society by giving due notice of clear 21 days every year before September 30 of that year.

iv. A special General Body Meeting (SGBM) shall be convened by the Secretary of the Society any time of the year, for considering any special agenda, or when demanded by at least 25 members of the Society through a notice in writing, as per the rules of Registered Societies Act, 1960.

v. **Functions of the AGBM:**

- a. To confirm and adopt the minutes of the previous AGBM.
- b. To adopt the annual report and the audited accounts of the foregoing year.
- c. To appoint an auditor for the current year and to fix his/her remuneration.
- d. To conduct elections for the new EC after every three years.
- e. To lay down policies for the guidance of the EC.
- f. To consider such matters as may be raised by the members in relation to the working of the Society.

7. **Executive Committee:**

i. The EC shall consist of 9 members of which 7 shall be elected in the AGBM from among the members present at the meeting.

ii. The elected members shall coopt two members of the Society to ensure that the EC has at least two lady members. The co-opted members will be deemed to be full members of the EC..

iii. The EC members shall elect from among themselves

- a. President
- b. Working President
- c. Secretary
- d. Treasurer.

iv. **Elections to the EC:**

- a. The election to the EC shall be held once in 3 years in the AGBM from among the members present in the meeting.
- b. To be eligible for the EC, a member shall:
 1. be a member of the Society continuously for at least 3 years and be a life member, and
 2. have taken active part in the activities of the Society

v. Any vacancy in the EC may be filled by the EC by co-opting an eligible member.

vi. At least 4 members of the EC present in its meeting shall constitute the quorum.

8. **Office bearers:**

i. **President :** The President shall preside over the AGBM, the SGBMs and EC meetings.

ii. **Working President :** The Working President shall assist the President in the conduct of meetings and shall preside over the meetings in the absence of the President.

iii. **Secretary :** Secretary: The Secretary shall look after all the administrative functions of the Society, maintain proper records of the membership and properties of the Society, prepare the Annual Report of the Society and place it before the AGBM.

iv. **Treasurer:** The Treasurer shall maintain proper records of the accounts of the Society, get the accounts audited and place the audited accounts before the AGBM.

9. **Termination of EC membership:** A member of the EC who is found guilty of fraud or gross misconduct or fails to attend four consecutive meetings of the EC without leave of absence shall lose the EC membership.

10. **Powers of the EC:** The EC shall have the right to exercise all such powers as are necessary for the proper control and management of the affairs of the Society. It shall also have the following powers

i. To open, operate or close an account with any Scheduled Bank or Banks and to authorize any two members among the President, the Working President, the Secretary and the Treasurer to jointly operate the accounts.

ii. To appoint sub-committees and to perform any task of the Society under its control and supervision.

iii. To purchase, take or give on lease or hire, acquire, sell, manage or deal with any movable or immovable property for any of the objectives of the Society.

iv. To borrow, or give loans, or raise money by organizing activities in a lawful manner up to a limit specified by the AGBM.

v. To consider application for membership and to grant or reject it as the case may be. In the event of rejection, the reasons for the same should be recorded and placed before the AGBM for ratification.

vi. To remove any member from membership if he/she is found to indulge in anti-consumer activity or any other activity detrimental to the interests of the Society and to record the reasons for removal in writing for placing them for ratification by the AGBM.

vii. To appoint salaried persons to manage and run the affairs of the Society and to take disciplinary action against them for dereliction of duty, fraud, etc.

viii. To institute, conduct, defend, submit to arbitration, compromise or abandon any legal proceedings by or against the Society, its Office bearers and its employees.

ix. To perform all other functions as directed by the General Body and in consonance with the MOA of the Society.

11. The President, the Working President or the Secretary shall call the meetings of the EC as and when thought fit but such meetings shall be called at least once a month with 7 days notice to its members. However, in case of emergency, the meeting shall be called at such notice as may be deemed expedient.

12. **Finances:**

i. The financial year of the Society will commence on April 1 and end on March 31 of the next Calendar Year.

ii. All monies received by the Society shall be deposited immediately in a bank account opened in a Scheduled Bank.

iii. All money transactions shall be either by Cheque or Demand Draft as far as possible.

iv. All withdrawals of funds exceeding Rs.25,000 at a time shall be made only after the consent of the EC.

13. **Dissolution of the Society:** The Society may be dissolved or amalgamated with another Society of similar objectives, if the circumstances so warrant, in accordance with the relevant provisions of the Societies Registration Act. In the event of dissolution, the Society shall transfer the properties of the Society to another Society of similar objectives which enjoys recognition under Section 80G of the Income Tax Act, 1961. Under no circumstances shall the properties of the Society at the time of dissolution or at any other time be distributed among the members of the Society.

14. **Indemnity:** Subject to the provisions of the Karnataka Societies Act, 1961 as amended from time to time, the President, the Working President, the Secretary and the Treasurer and their respective heirs, executors and administrators shall be indemnified out of the assets of the Society from and against all suits, proceedings, costs, charges, losses, damages and expenses which they or any of them shall or may incur or sustain by reason of any act done or committed in or about the execution of the duty in their respective offices, except when the act is done or committed through their own willful neglect or default. No such officer shall be answerable for the acts, receipts, neglect, or default of any other officer, or for the solvency or honesty of any member or other persons with whom any monies or effects of the Society may be lodged or deposited for safe custody, or any other loss or damage due to any such causes, unless the same happen through the willful neglect or default of that officer.