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CO-OPERATION DEPARTMENT

ORDER

The 19th July 2023

**S.R.O. No. 485/2023**—Whereas, under Section 9 of the Odisha Co-operative Societies Act, 1962 (hereinafter referred to as the said Act) a Co-operative Society is a body corporate by name under which it is registered having perpetual succession and a common seal and *inter alia* with power to acquire and hold property and to dispose of the same in the manner prescribed ;

And whereas, the manner of acquiring and disposing the movable and immovable properties has been prescribed under Rule 12-A of the Odisha Co-operative Societies Rules, 1965 ;

And whereas, Clause (b) of sub-rule (1) of Rule 12-A of the Odisha Co-operative Societies Rules 1965 provides that in the interest of its members, creditors, depositors and its employees a Society shall acquire and dispose of immovable property through a Resolution of the General Body subject to approval of the Registrar ;

And whereas, it has come to the notice of the Government that without looking into the interest of the Society, the Management of some Societies are interested in disposing the property of the Society in an improper and irregular manner.

Now, therefore, in exercise of the powers conferred under Section 123-A of the said Act and in the public interest, it is directed that no Co-operative Society or the liquidator of the Co-operative Society shall dispose of its immovable properties or transfer the same by way of contract, lease or any other manner without approval of the Committee to be constituted by the Government after issue of this order ;

Provided that the above direction shall not be applicable to the Societies whose business as per object is to acquire and dispose of the properties and where the society acquires property in public auction through payment from its own resources and the Societies where there is no Government share or they have not received any assistance from the Government in any form.

[No. 8319—II-Legal-5/2023-Co-op.]

By order of the Governor

ARABINDA KUMAR PADHEE

Principal Secretary to Government