



# **THE BOMBAY ANDHRA MAHASABHA & GYMKHANA**

Plot No. 10-C, Lakhamsi Napoo Road, Hindu Colony,  
Dadar, Bombay - 400 014  
Tel. No. 2414 4377 . 2414 4388

## **MEMORANDUM OF ASSOCIATION AND ARTICLES OF ASSOCIATION**

**AS AMENDED UPTO 21ST JUNE, 1992**

# THE BOMBAY ANDHRA MAHASABHA & GYMKHANA

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# **THE BOMBAY ANDHRA MAHASABHA & GYMKHANA (Regd.)**

## **A. DECLARATION**

The Declaration By the Members of the General Body of the Bombay Andhra Mahasabha & Gymkhana (Regd.), Lakhamsi Napoo Road, Dadar, Bombay 400 014.

Adopting for themselves the Amended Constitution and Bye-Laws (Rules & Regulations) as and from 21.6.1992

“We the members of the General Body of the Bombay Andhra Mahasabha & Gymkhana (Established in 1932) having thought it fit earlier to amend the Constitution of our Association together with its Bye-laws (Rules and Regulations) now at the Extra-Ordinary General Meeting of the Members held on 21.6.1992, we accordingly do hereby resolve to adopt TO OURSELVES the amended constitution which defines more clearly the objects and aims of the Bombay Andhra Mahasabha & Gymkhana which specifies procedures, Rules and REgulations for the guidance of Members, Board of Trustees, Managing Committee and others under which the Bombay Andhra Mahasabha & Gymkhana shall continue to function hereafter more efficiently and effectively as and from 21.6.1992”

## **B. RESOLUTIONS**

Resolutions to adopt the amended Constitution passed at the Extra-Ordinary General Meeting on 21.6.1992

1. “RESOLVED that the members of the Bombay Andhra Mahasabha & Gymkhana, established in 1932 who are functioning under the constitution originally formed and registered in 1932 and together with the amendments, if any, made from time to time to this day, do hereby receive, examine, approve and adopt the Constitution that is amended and which takes place and work as Amendment to Memorandum and The Articles as mentioned in the original Memorandum of Association and constitutional Articles of Association as of 1931.”
2. “FURTHER RESOLVED that the amended constitution shall govern the objects and aims of the Bombay Andhra Mahasabha & Gymkhana and the Bye-Lasws, that is (Rules and Regulations) mentioned in the amended constitution shall, with effect from 21.6.1992 govern the members, the Managing Committee, Board of Trustees and all other persons connected and dealing with the Bombay Andhra Mahasabha & Gymkhana and Vice-Versa.”
3. “FURTHER RESOLVED that this amended consitution now adopted shall in no way alter or adversely affect the status of the Association or its members with respect to any privileges and rights being enjoyed by any person or persons connected with the Bombay Andhra Mahasabha & Gymkhana or the Legal ownership or title or rights to any property moveable or immoveable and any kind of assets and or liabilitites belonging to the Association while functioning under the constitution and Bye-Lasws (Rules and Regulations) in force all along uptill this day in any manner or extent whatsoever”
4. “FURTHER RESOLVED that all deeds, actions, commitments, rights and acquisitions made or done in the past by and or on behalf of the Bombay Andhra Mahasabha & Gymkhana while functioning under the constitution before effecting these amendments shall remain valid, confirmed and ratified under the same terms and conditions for all purposes and times”
5. “FURTHER RESOLVED that the constitutional amendments to Cl. 5 regarding the term of trustees viz. 3 years shall be applicable to the new trustees to be elected on or after 21.06.1992 and that the term of present trustees shall expire on completion of their full term of 6 years.

**C. MEMORANDUM OF ASSOCIATION  
OF  
THE BOMBAY ANDHRA MAHASABHA & GYMKHANA**

**1. Name :**

The name of the Association shall be THE BOMBAY ANDHRA MAHASABHA & GYMKHANA, hereinafter referred to as 'MAHASABHA' for brevity.

**2. Registered Office :**

The Registered Office of the Mahasabha shall be situated at Plot No. 10C, Lakhamsi Napoo Road, Hindu Colony, Dadar, Bombay 400 014

**3. Objects :**

3.1 The objects for which Mahasabha is established are :

- a) To preserve and Promote the language, culture and history of Andhras residing in Greater Bombay and suburbs and the realisation of traditional relationship and brotherhood with all Andhras all over India.
- b) To take interest in all Literary, Scientific, Cultural, Moral, Physical and Artistic activities for social advancement without distinction of any language, religion, caste, or creed and strive for cultural integration of India.
- c) To advance culture, knowledge and education by the maintenance of reading rooms and libraries, circulation of newspapers, periodicals, magazines, among the Members and their families; holding of gatherings, seminars, lectures, exhibitions, enacting of dramas and other media of entertainment and education; promotion of music, other fine arts, literature and culture in general.
- d) To encourage indoor and outdoor games and to organise sports tournaments etc.
- e) To co-operate with other institutions which have similar aims and objects.
- f) To undertake any kind of relief work and give charitable help to all worthy causes of Andhras and others; and
- g) To take part or engage in any other lawful activity or any such other activities which are conducive to the promotion of all or any of the above objects in the interests of Community and Nation.

3.2 For achieving its objects, the Mahasabha shall undertake amongst other things, the following :

- a) Enlist members, collect subscriptions and accept donations.
- b) Acquire or bring into existence any property, moveable or immovable and own the same.
- c) Accept trust funds with or without conditions
- d) Establish branches of the Mahasabha provided such branches are deemed to be self-supporting and/or grant affiliation to any other Association on such terms and conditions as may be deemed necessary or advantageous to the main objects of the Mahasabha.

- e) Do all such other things that are incidental or conducive to the attainment of any of the above objects of the Mahasabha, and
- d) To co-operate with other institutions which have similar aims and objects.

## **D. ARTICLES OF ASSOCIATION**

### **[BYE-LAWS, RULES AND REGULATIONS]**

DEFINITIONS & MEANINGS : UNLESS OTHERWISE MENTIONED CONTRARY HEREUNDER, THE FOLLOWING WORDS AND EXPRESSIONS SHALL HAVE THE MEANING AS UNDER :

- a) "The Sabha" means the Bombay Andhra Mahasbha & Gymkhana.
- b) "The Board" means the Board of Trustees.
- c) "The Committee" means Managing Committee.
- d) "Seal" means the common seal of the Mahasabha.
- e) "The Office" means the registered office of the Mahasabha.
- f) "Member" means Patron/Life/Ordinary/Special members of the Mahasabha.
- g) "Auditor" means a Chartered Accountant qualified under Chartered Accounts Act 1949.
- h) "Committee Year" means the period between 2 annual general meetings.

The Rules and Regulations under which the Mahasabha functions are not exhaustive.

## **1. MEMBERSHIP :**

1.1 The membership of the Mahasabha shall be open to all citizens of the Republic of India above the age of 18 years, save as otherwise provided in clause 1.2(b), who are willing to adhere to the objects of the Mahasabha, its constitution and by-laws. The admission of new members shall be subject to the final decision of the Managing Committee.

## **1.2 CLASSIFICATION OF MEMBERS:**

The Membership of the Mahasabha shall be as per the following categories:

- i Patron Members
- ii Life Members
- iii Ordinary Members
- iv Special Members

1.2.1 'Patron Member' shall mean and include a person who has been a patron of the Mahasabha here to before or a person who shall pay the requisite fees in not more than 3 instalments within one year. The fees would be for Gents Rs. 2,000/- and for ladies Rs. 1,000/-.

1.2.2. 'Life Member' shall mean and include a person who has been a life member of Mahasabha here to before or who shall pay the requisite fees in not more than 3 instalments within one year. The fees would be for Gents Rs. 500/- and for Ladies Rs. 250/-.

1.2.3 "Ordinary Member' means yearly member and the fees shall be Rs. 50/- for Gents and Rs. 25/- for ladies.

- 1.2.4 'Special Member' shall mean and include Honorary Member, Youth Member, Institutional Member and Casual Member.
- 1.2.5 'Honorary Members' : Distinguished individuals in the society can be offered Honorary Membership of Mahasabha as decided by Managing Committee in accordance with the guidelines to be set from time to time.
- 1.2.6 'Youth Member' shall mean and include a person within the age group of 12 and 18 years who shall pay Rs. 25/- per year.
- 1.2.7 'Institutional Members' shall mean and include those registered organisations in Maharashtra which pursue the objects similar to those of the Mahasabha may, at the discretion of the Managing Committee, be admitted as Institutional Members of the Mahasabha on such terms and conditions as may be stipulated by the Managing Committee and who shall pay an annual fee of Rs. 500/-
- 1.2.8 'Casual Members' shall mean and include such persons who shall pay a fees ranging from Rs. 25 to Rs. 100 as a special member as decided by the Managing Committee. Such persons shall be allowed to use Mahasabha facilities for the specified period within 6 months.
- 1.3 Those who have been admitted/conferred with Special Membership shall not have voting rights nor shall they offer themselves for election to any post in the Managing Committee/Board of Trustees/Mahila Sakha.

#### **1.4 ADMISSION OF MEMBERS :**

- 1.4.1 Any persons who desires to become a member of Mahasabha other than Honorary Member shall apply to the Managing Committee in the prescribed form, duly signed by the applicant and duly proposed and seconded by any two members of the Mahasabha. The application shall accompany with the requisite admission fee as prescribed by the Managing Committee from time to time in case of Youth Membership, the application shall be countersigned by his/her parent/guardian.
- 1.4.2 The General Secretary after scrutiny of the applications shall exhibit the names of the persons on the notice board of Mahasabha for a period of 15 days, if such person is otherwise found eligible to become a member.
- 1.4.3 Any member of the Mahasabha may raise objection against the applicant for being admitted as member of Mahasabha in writing, stating his reasons for such objection, during the period of exhibition of such names and send the same to the General Secretary.
- 1.4.4 The Managing Committee shall decide upon the admission of the applicant after taking into consideration of objections from members, if any. The decision of the Managing Committee in this regard shall be final. The Managing Committee is not bound to give reasons for refusing admission. However, the admission fees paid shall be refunded.
- 1.4.5 The decision of the Managing Committee shall be communicated to the applicant in writing within 30 days from the date of Managing Committee meeting at which the application is considered. A person admitted as a member shall pay such fees as prescribed in this regard at any time not later than thirty days of receipt of intimation of admission as a member.
- 1.4.6 The accepted applications for membership of the Mahasabha shall be preserved for ten years.
- 1.4.7 On completion of 18 years of age in case of Youth member, the membership of such member ceases automatically; unless he/she becomes Life Member within 3 months by paying the difference in Membership fees in not more than 3 instalments over a period of 1 year.

## **1.5 REGISTER OF MEMBERS :**

1.5.1 A Register of Life, Patron, Ordinary and Honorary members of the Mahasabha shall be maintained at the Registered Office of the Mahasabha in which there shall be entered all their names and addresses.

## **1.6 RIGHTS AND PRIVILEGES OF MEMBERS:**

1.6.1 Every Patron, Life, Ordinary and Honorary member shall have the right to participate in all activities of the Mahasabha and avail the amenities, facilities and concessions that may be provided by the Mahasabha subject to such restrictions or procedures as may be prescribed from time to time by the Managing Committee in that behalf.

1.6.2 Every Youth member shall have the right to participate in library, literary, gymkhana or such other activities of the Mahasabha as may be specified by the Managing Committee from time to time.

1.6.3 Every Patron, Life, Ordinary member shall have the right to attend, vote, participate in proceedings, move any motion or resolution at any AGM or Extra-Ordinary General Meeting of the Mahasabha.

1.6.4 A patron or life or ordinary member shall be eligible to become a member of Managing Committee only after such person is a member for a period of 1 year as on 1st April. Patron or Life Member shall be eligible to become a member of the Board of Trustees only after such person is a member for a period of 2 years as on 1st April of the year.

1.6.5 Any member holding an office of profit in the Mahasabha shall not be eligible for election to the Board of Trustees / Managing Committee, unless he or she ceases to hold such office of profit.

1.6.6 Every Member other than youth and casual member is entitled to get a copy of the constitution of the Mahasabha at the time of becoming a member and copies of the subsequent amendments thereof. If a member wants to have extra copies of the constitution, the same may be supplied to him at such cost as may be decided by the Managing Committee from time to time.

1.6.7 Any person who fail to pay the prescribed fee for becoming patron/life member shall cease to be such member in the event of the arrears of such fees are not paid within 30 days of the issue of reminder and the instalments already paid shall be forfeited.

1.6.8 The rights of membership is personal and is not transferrable.

1.6.9 Those who have been granted special membership shall not be eligible for election to the Managing Committee of Board of Trustees or Mahilasakha.

## **1.7 SUSPENSION, DISQUALIFICATION, CESSATION AND TERMINATION OF MEMBERSHIP :**

1.7.1. Any member shall cease to be a member of Mahasabha, if:

- a) He/She voluntarily resigns from the membership through a letter addressed to the General Secretary.
- b) His / Her death occurs.
- c) He / She declared insolvent and/or insane or is convicted of an offence involving moral turpitude and
- d) He/She is expelled by the AGM approved by 2/3rd of the members present and voted.

e) The membership of casual member shall lapse soon after the limited purposed is fulfilled.

1.7.2 The Managing Committee by 2/3rd majority of members present and voting shall have power to suspend the membership of any person after assigning sufficient reasons and affording such person and opportunity of being heard. Such suspended member shall have a right of appeal to General Body.

1.7.3 A suspended member shall not be eligible to participate in the activities of Mahasabha upto the next Annual General Body Meeting.

1.7.4 On the recommendations of the Managing Committee, if decided by 2/3rds of members present and voted therein, and after considering the explanation, if any, offered by the members, the General Body may expel any member and such expelled member shall not be eligible for readmission.

## **1.8 ACCOUNTING YEAR:**

1.8.1 The Financial Year of Mahasabha shall be from 1st April to 31st March. The Annual Accounts shall be prepared and audited for the above period.

## **2. GENERAL BODY OF MEMBERS:**

2.1 All the Patron, Life, Ordinary members of the Mahasabha shall Constitute the primary members of Mahasabha and function collectively as General Body of the Mahasabha.

2.2 The General Body is the supreme authority for formulation of policies.

2.3 The General Body shall be the final authority in all matters concerning the Association and, if deemed fit, shall pass the Annual Report and Audited Statement of Accounts, and issue necessary directions to the Board of Trustees and the Managing Committee to implement the policies.

2.4 The General Body shall have the powers to impeach, remove, pass a no confidence motion and take such other proceedings and actions against any member of the Board of Trustees or Member of the Managing Committee or any member of Mahasabha as it deems fit, provided every such action is approved by 2/3rds majority of the members present and voting at such meetings. Adequate opportunity shall be given to the member to defend himself in person.

## **3. MEETING OF THE GENERAL BODY OF MEMBERS :**

The Managing Committee shall fix a date, time and place for convening the Annual General Meetins to be held ordinarily within four months from the date of close of the accounting year and accordingly instruct General Secretary to circulate to all members as on 31st March proper notice, Audited statements of Accounts, Auditor's Report on such accounts, Managing Committee's Report and Explanatory Notes wherever applicable.

3.1.1 The Annaual General Body meeting shall ordinarily be held within 4 months from the date of closing of accounting year on such date, time and venue for such meetings. The General Secretary shall circulate such notice to all Patron, Life and Ordinary members and Honorary Life Members, along with Agenda for AGM, audited statements of accounts, audited reports for the relevant period, Managing Committee report, explanatory notes or recommendations of Board of Trustees. A copy of such notice shall be exhibited on the notice board of Mahasabha.

3.1.2 The Annual General Meeting of Members of Mahasabha shall be convened at least once in every calendar year but not later than fifteen months from the date of the previous meeting. However, an explanatory note for the delay shall be circulated along with the notice.



- 3.1.3 The Managing Committee shall give fourteen clear days notice in writing to every member before holding the Annual General Meeting. Every such notice shall specify clearly, the date, day, time, place of the meeting together with Agenda, Reports, Statements of accounts, if any, stating the subjects and of the business intended to be transacted at such meeting.
- 3.1.4 The General Body meeting shall as far as possible be held at the Registered Office of the Mahasabha.
- 3.1.5 Non-receipt of notice of a meeting by any member shall not invalidate the proceedings of a meeting. The General Secretary shall send a notice to a member by certificate of posting to the address of the member as available in the Register of Members.

### **3.2 EXTRA-ORDINARY GENERAL MEETING :**

- 3.2.1 The Board of Trustees or Managing Committee may call for an extra-ordinary general meeting of the members of the Mahasabha as and when they consider necessary, by giving 14 days notice to all members on the Register.
- 3.2.2 An Extra-Ordinary General Meeting of the member shall be convened by the Managing Committee within 45 days from the date of receipt of the requisition from atleast 30 or one fourth of the total members of Mahasabha who are entitled to vote whichever is less specifying the object and the reasons of the meeting by giving fourteen clear days notices.
- 3.2.3 On receipt of such requisition, the Managing Committee shall forth with call an Extra-Ordinary General Meeting, giving due notice of such meeting. If such Extra-Ordinary General Meeting is not called within 45 days from the receipt of the requisition, the requisitionists, or a majority of them may themselves call a meeting by giving 14 days due notice.
- 3.3.1 Notices of all the Meetings shall also be exhibited on the Notice Board of the Mahasabha from the date of issue of notice till conclusion of the meeting.
- 3.3.2 The Extra-Ordinary General Meeting shall transact only the business for which notice under Clause 3.2 is given.

### **3.4 INFORMATION NOTICE & RESOLUTIONS AT GENERAL MEETINGS :**

- 3.4.1 Any question to be asked requiring collection of information or any resolution duly proposed and seconded to be moved by a Member at the General Meetings shall be intimated in writing to the General Secretary atleast 4 clear days before the date fixed for such meeting.
- 3.4.2 Any member desirous of moving a resolution shall deposit the same atleast 4 clear days prior to the date of the meeting. General Secretary shall exhibit the same forth with on the Notice Board. Every notice of motion shall bear the signature of a proposer and a seconder. In case of both the proposer and seconder happens to be absent at the meeting such motions shall not be taken up for consideration.

### **3.5 BUSINESS TO BE TRANSACTED AT A MEETING :**

- 3.5.1 The Business to be transacted at the Annual General Meetings shall be :

- (a) To confirm the minutes of the previous Annual General Meeting including Extra-Ordinary General Meeting(s), if any.
- (b) To receive and adopt Report of the Managing Committee for the year.
- (c) To received and adopt Audited Statements of Accounts.
- (d) To elect members to Board of Trustees.
- (e) To elect President, General Secretary, members of the Managing Committee.
- (f) To appoint Auditor or Auditors and to fix their remuneration.
- (g) To transact any other business which has been included in the notice in respect thereof.
- (h) To consider and adopt any resolution of the Managing Committee, Board of Trustees or members.
- (i) Any other matter with the permission of the chair.

### **3.6 QUORUM FOR GENERAL BODY MEETINGS :**

- 3.6.1 The quorum for General Body meetings shall be 30 members or quarter of the total number of valid members on the Register entitled for voting whichever is less.
- 3.6.2 If there is no quorum at the appointed time, the meeting shall be adjourned for half an hour.
- 3.6.3 An adjourned meeting shall not have quorum restrictions provided that no new item shall be placed on Agenda for consideration at such adjourned meetings. In case the meeting is held on the same day no fresh notice is required, otherwise, the adjourned meeting shall be held within seven days after the date of original meeting, displaying the notice on the notice board of Mahasabha.
- 3.6.4 In the case of a requisitioned meeting, if there is no quorum, it shall be deemed to have been dissolved.

### **3.7 VOTING AT MEETING :**

- 3.7.1 The President of Mahasabha shall always preside at General Meeting. However, in the absence of the President, the Vice-President (Administration) shall preside. In the absence of both, the General Body may elect a Chairman for the meeting from amongst the members present.
- 3.7.2 The voting at a General meeting may be by show of hands or by secret ballot as decided by General Body. Only a member present shall be entitled to vote.
- 3.7.3 If voting is demanded it shall be taken immediately in the manner as the majority of members present at the meeting may decide.

3.7.4 In any General Meeting of Extraordinary General Meeting unless voting is demanded by majority of members present and entitled to vote, the declaration by the Chairman that a resolution has been carried or rejected either unanimously or otherwise shall be final.

### **3.8 ELECTION.**

3.8.1 Member of Board of Trustees, President, General Secretary, and 16 members of the Managing Committee shall be elected by the General Body at an Annual General Meeting to be held for the purpose, from amongst the eligible members of Mahasabha.

3.8.2 Nomination for election to the Managing Committee and Board of Trustees shall be filled with the General Secretary atleast 5 days before the date of the Annual General Meeting. A nomination may be withdrawn atleast 3 days before the date of Annual General Meeting.

3.8.3 The nomination shall be:

- (a) duly proposed by a Member and seconded by another member, both eligible for voting.
- (b) countersigned by the candidate in token of his/her acceptance.

3.8.4 No member shall be eligible to offer himself/herself as a candidate for more than on post.

3.8.5 In the event of necessity of an election, the same shall be taken as an item after the completion of other items of agenda of the Annual General Meeting. The General Body shall appoint 3 Election officers, from among themselves to conduct the election.

## **4. MANAGEMENT**

4.1 The affairs of the Mahasabha shall be managed by :

- (a) Board of Trustees, and
- (b) Managing Committee.

## **5. BOARD OF TRUSTEES**

5.1 There shall be a Board of Trustees for managing all the properties of the Mahasabha. The Board of Trustees shall consist 9 members - six elected and 3 ex-officia. Six Trustees shall be elected by the General Body for a term of 3 years from out of the eligible members and 2 trustees retiring by rotation every year. The President, Vice-President (Administration) and General Secretary of the Mahasabha holding office shall be ex-officio members of the Board of Trustees. The ex-officio members shall have voting rights along with the elected Trustees.

- 5.2.1 The newly elected Trustees shall hold office for a period of 3 years.
- 5.2.2 A retiring member is eligible for re-election subject to the provisions of 5.3.
- 5.2.3 The retiring members of the Board of Trustees shall continue in office until their successors are duly elected and the new Trustees take over the charge.
- 5.3 Eligibility to be Member of Board of Trustees.
- 5.3.1 A retiring Trustee shall be eligible for re-election.
- 5.3.2 A person to be eligibl to be a Trustee shall be life/patron member of Mahasabha for a continous period of not less than two years as on 1st April of the year.
- 5.4 The Board of Trustees as constituted from time to time shall elect a Chairman and a Secretary from amongst the elected Trustees for a term of one year. The retiring Chairman/Secretary shall be eligible for re-election.
- 5.4.1 Those of the trustees who are desirous of contesting as Chairman or Secretary shall give it in writing duly proposed and seconded by elected Trustees to the outgoing Chairman at least one day before the date of first meeting of the newly constituted Board of Trustees. The outgoing Chairman in such first meeting shall announce the name of the nomination received. In case an election is required it can be by show of hands or by secret ballont as mutually decided.
- 5.5 No member of the Board of Trustees shall offer himself/herself for election or co-option as a member of the Managing Committee of the Mahasabha during such time and he/she is member of the Board of Trustees.
- 5.6 The Ofiice of Trustee shall 'ipso facto' be vacated if the Trustee:
- (a) Ceases to be a member of the Mahasabha;
  - (b) Remains absent from the meeting of the Board of Trustees for therr consecutive meetings with out the leave of absence of the Board of Trustees or at 2/3 of total number of meetings held between 2 general meetings, barring unscheduled meetings.
  - (c) Gives notice in writing addressed to the Chairman of the Board of Trustees that he/she resigns and such resignation is accepted by the Board if Trustees.
  - (d) Leaves Bombay for a period of more than one year.
  - (e) Becomes insolvent or of unsound mind or physically incapable of attending to normal duties.
  - (f) Has been convicted by a Court for an offence involving moral turptitude.

5.7 Any vacancy arising in the Board of Trustees during the year shall be filled by the remaining Trustees by co-option of a member of the Mahasabha who is otherwise eligible for appointment as a Trustees. The Trustees so co-opted shall have equal rights as an elected Trustees and shall hold office until the next Annual General Meeting when such vacancy shall be filled by election at that Annual General Meeting. The trustees elected at the said Annual General Meeting shall hold office for the unexpired period of the Trustee in whose place he or she is elected, subject to Resolution No. 5 in Section B of this constitution.

## **5.8 FUNCTIONS OF THE BOARD OF TRUSTEES:**

5.8.1 All rights, titles and interest in the property belonging to the Mahasabha and the Reserve Fund shall vest in the Board of Trustees.

5.8.2 The Board of Trustees may from time to time cause to build or add or construct structures on the immovable properties of the Mahasabha or on such sites and building as may be purchased by the Board of Trustees, if and when deemed necessary in the interests of the Mahasabha either out of the accumulated funds of the Mahasabha or out of the money or monies raised for the purpose.

5.8.3 The Board of Trustees may for this purpose raise funds for development of immovable properties, raise loans or borrow monies or receive monies on deposit with or without allowance of interest either from Members of the Mahasabha or from any person, firm or Corporation or Scheduled Banks or financial institutions in such manner and upon such terms and conditions as the Board of Trustees may think fit, or by the issue of debentures or debenture stock and, as security for any such money/ monies so borrowed, raised or received, mortgage, pledge or charge the whole or any part of the properties, assets or revenue of the Mahasabha, present or future, by special assignment or otherwise or transfer or assign the same absolutely or in trust, and give the lender, powers of sale or other powers as may deem expedient, and shall be responsible for the due discharge of such loans (Subject to approval of the Charity Commissioner under the Bombay Public Trust Act wherever applicable)

5.8.4 The Board of Trustees shall guide the Managing Committee regarding usage of all properties of the Mahasabha. They may also give suggestions, regarding the activities of the Mahasabha.

5.8.5 The Board of Trustees may decide suitable compensation towards maintenance charges from user of space, accommodation and other facilities to meet administration, maintenance and upkeep charges of properties. The Board of Trustees shall be responsible for the income and expenditure relating to the properties of the Mahasabha.

5.8.6 The Board of Trustees shall have power to convene an Extra-Ordinary General Meeting of the Mahasabha as provided in Clause 3.2.1 read with Cl. 5.8.7.

5.8.7 In the event of any extra-ordinary circumstance of continued stalemate in normal functioning of the Mahasabha for two months or more due to ineffective administration by Managing Committee in office at the relevant time, the Board of Trustees may take over the responsibility of total administration of the affairs of the Mahasabha. However, in such eventuality an extra-ordinary General Meeting of members to elect new Managing Committee (including the President and General Secretary) shall be convened within a period of 30 days.

## **5.9 DUTIES OF CHARMAN AND SECRETARY OF BOARD OF TRUSTEES:**

- 5.9.1 The Chairman shall preside over the meetings of Board of Trustees. In his absence, one of the Trustees, as mutually decided, shall chair the Meetings.
- 5.9.2 The Chairman shall conduct the proceedings of the meetings in accordance with the letter and spirit of the constitution and bye-laws of Mahasabha.
- 5.9.3 The Chairman shall guide the affairs of Mahasabha and uphold the dignity of Mahasabha and guide the Board of Trustees and Managing Committee in furthering the objects of Mahasabha in all important matters relating to property, fund raising programmes, etc.
- 5.9.4 The Secretary shall cause to maintain the records of Mahasaha pertaining to properties, securities and all statutory matters within the purview of Board of Trustees.
- 5.9.5 The Secretary shall record the minutes of each meeting of the Board of Trustees in handwriting in the Minutes Book.
- 5.9.6 The Secretary shall issue notices convening the meeting in consultation with Chairman.
- 5.9.7 The Secretary shall attend to all such work which forms part of the activities of Board of Trustees.
- 5.9.8 The Chairman and Secretary shall attend to all statutory matters concerning charity commissioner, In come tax, etc.

## **5.10 FORMATION OF SUB-COMMITTEES:**

- 5.10.1 The Board of Trustees may constitute sub-committees consisting of its members or outsiders or partly of its members and partly of outsiders for such purposes and with such powers as they deem necessary, such committees shall function subject to the overall control and superintendence of the Board of Trustees.
- 5.10.2 As and when the Board of Trustees decide and undertake to construct or develop properties involving investments exceeding Rs. 50,000/- they shall constitute a Properties Sub-Committee under the Chair man ship of one of the Trustees. The properties Sub-Committee shall undertake the responsibilities connected with day today administration regarding acquisition, development and construction of pro posed properties. This Committee shall follow the instruction of Board of Trustees, approve tenders, supervise construction, approve bills and order payments to constructors and submit monthly reports and accounts relating to the acquisition of properties. The properties Sub-Committee shall be dessolved by Board of Trustees immediately upon the completion of the said construction and acceptance of the accounts and report of the construction work by the Board of Trustees or as and when they do not enjoy the confidence of the Board of Trustees.
- 5.11 The Board of Trustees shall meet atleast once in every calendar month.
  - (a) The Secretary in consultation with the Chairman shall convene the meetings of the Board of Trustees. Seven clear days notice of any meeting of Board of Trustees shall be given to every member of the Board of Trustees. In case of emergency, however, a meeting can be convened even within 24 hours notice, Non-receipt of the notice by any number shall not invalidate the proceedings of the meeting.

- b) The quorum for a meeting of the Board of Trustees shall be three members of which two must be elected members. If there is no quorum after half an hour of the scheduled time, the meeting shall be cancelled.
- c) The Chirman shall preside at meetings of the Board of Trustees and shall have a casting vote.
- d) All acts one or purported to have been done on behalf of the Board of Trustees shall be retified at the immediately following meeting of the Board of Trustees.

## **6. MANAGING COMMITTEE:**

6.1 The General management of the Mahasabha shall vest in the Managing Committee duly constituted as per the provisions contained herein. The Managing Committee shall be responsible for the conduct of the day-to-day affairs of the Mahasabha in the fulfilment of the objects set out in the Memorandum.

6.2 The Managing Committee shall consist of 18 members including the following office bearers :

One President

Three Vice-Presidents (Administration, Cultural and  
Literary & Gymkhana)

One General Secretary

Three Joint Secretaries

One Treasurer

## **6.3 TERM OF OFFICE:**

6.3.1 The term of office of the Managing Committee shall be for a period of one year.

6.3.2 President, General Secretary and 16 Committee members shall be elected for a period of one year.

6.4 On the expiry of its term of office or on its resignation in toto or on a no confidence motion being passed against it by an Extra-Ordinary General Body, the Managing Committee shall hand over charge of office to the newly elected Managing Committee or the Board of Trustees as the case may be.

## **6.5 CO-OPTION :**

The Managing Committee may co-opt two members of the Mahasabha and have 6 Special Invitees who are otherwise eligible for election to the Managing Committee in addition to the members elected by the General Body. Such co-opted members shall have full voting rights but not eligible to be an office-bearer.

6.5.1 No member who has been defeated in the immediately preceding election shall be eligible for co-option.

6.5.2 No member of the Mahasabha including the office-bearer shall be eligible for election as a Trustees unless his term of office is expiring with the AGM at which such election is sought.

6.6 The President of the Andhra Education Society, Bombay Shall be ex-officio member of Managing Committee. The President and Secretary of the Mahilasakha shall be ex-officio member(s) of Managing Committee. The ex-officio members shall have voting rights.

**6.7 ELECTION OF OTHER OFFICE-BEARERS:**

6.7.1 The other office bearers namely Vice-Presidents, Joint Secretaries and Treasurer shall be elected by the Managing Committee at their first meeting from among the members who have been elected to the Managing Committee at the Annual General Meeting. They shall hold office till such time they enjoy the confidence of the Managing Committee.

6.7.2 The Joint Secretaries shall assist the President / General Secretary and the respective Vice-Presidents in discharge of their duties.

6.7.3 Vacancies in Managing Committee : The post of a member of the Managing Committee or of an office-bearer shall be deemed to have become vacant if the member / office bearer :

- a) ceases to be a member of the Mahasabha;
- b) remains absent from the meetings of the Managing Committee for three consecutive meetings without the leave of absence.
- c) give notice in writing addressed to the President or the General Secretary of the Mahasabha that he/she resigns and such resignation is accepted by the Managing Committee.
- d) becomes of unsound mind or physically incapable of attending normal duties.
- e) becomes insolvent or otherwise becomes incapable of attending to normal duties.
- f) has been convicted by a Court for a criminal offence of moral turpitude.
- g) directly or indirectly acts against or does anything, which is in the opinion of the Managing Committee, subversive to the interests of the Mahasabha and a 2/3rd majority of the Managing Committee members present and voting at a meeting decides to that effect.

**6.8 Casual Vacancies : All casual vacancies in the Managing Committee including those of the office-bearers shall be filled by the Managing Committee as follows:**



- (a) If the Office of the President falls vacant, the Vice-President (Administration) shall, in addition to his duties, perform the functions of the President till a new President is elected. An extraordinary General Meeting shall be called for the purpose within 45 days of such vacation, if such vacancy arises within the first six months of his election as President.
- (b) If the office of General Secretary falls vacant, the Joint Secretary (Administration) shall take charge of duties of General Secretary if the vacancy arises after the lapse of 6 months after the re-elections. otherwise fresh election shall be conducted within 45 days of such vacation.
- (c) In case of other office bearers viz. Vice-Presidents, Joint Secretaries, and Treasurer, the Managing Committee shall elect from among other elected members of the Managing Committee.
- (d) In case of vacancy of Managing Committee member(s), the Managing Committee shall co-opt a member provided he is a member of Mahasabha and is otherwise eligible for election / co-option.

## **6.9. POWERS & FUNCTIONS OF THE MANGING COMMITTEE**

- 6.9.1 The Managing Committee shall manage and administer the day to day affairs of the Mahasabha in accordance with the provision stated above and hereunder or such regulation(s) as may be framed from time to time.
- 6.9.2 The Managing Committee shall implement the policies and shall carry out the directives of the General Body in accordance with any Resolution(s) passed at any of the meetings of the General Body.
- 6.9.3 The Managing Committee shall consider suggestions from the Board of Trustees and take necessary steps to improve and further the objects of the Mahasabha.
- 6.9.4 The Managing Committee by 2/3rd majority of members present and voting shall have power to suspend the membership of any person for such period as the Managing Committee decides after assigning sufficient reasons and affording such person an opportunity of being heard. However, the aggrieved member shall have a right of appeal to the General Body.
- 6.9.5 The Managing Committee shall grant membership or reject applications for enrolment to membership.
- 6.9.6 The Managing Committee shall ensure that the properties of the Mahasabha are always kept duly insured against all possible risks such as theft, burglary, fire, riot and other losses.
- 6.9.7 The Managing Committee shall have power to employ person/s on such terms and conditions as deemed fit and shall have all the power to decide on all matters connected with employees of the Mahasabha.
- 6.9.8 The Managing Committee shall have powers to acquire by purchase or otherwise any equipment, furniture, stationery, books, newspaper, journals, periodicals and all other moveable articles considered necessary for the maintenance, upkeep and for the information, education etc. in furtherance of any of the objects of the Mahasabha and each such purchase shall not exceed Rs. 5,000/-.
- 6.9.9 The Managing Committee shall have power to appoint Sub-Committee(s) for such purpose(s) and for such time as they think necessary and on which any member of Mahasabha may be co-opted.
- 6.9.10 The Managing Committee shall open an account or accounts with Bank(s) and operate the same as provided for in Cl. 9.8 and 9.12

- 6.9.11 The Managing Committee shall be responsible to convene the Annual General Meeting and shall present to General Body for consideration of members the Annual Report on the activities of Mahasabha during their tenure and audited annual accounts.
- 6.9.12 The Managing Committee at the beginning of each Committee year shall prepare a detailed budget of receipts and expenditure and present to Board of Trustees for their record.
- 6.9.13 The Managing Committee shall have power to give donation to an individual or an institution in conformity with the objects of Mahasabha, so however, each such donation shall not exceed Rs. 5,000/- For Donations exceeding Rs. 5,000/- the prior approval of the Board of Trustees is necessary.

## **7. MEETINGS OF THE MANAGING COMMITTEE :**

- 7.1 The Managing Committee shall meet atleast once in every calendar month and as frequently as may be required.
- 7.2 Along with other matters, the Managing Committee shall consider financial position and monthly statements of accounts of Mahasabha for the previous month as has been prepared by the Treasurer and also sanction budgets for expenditure.
- 7.3 The President and in his absence, the Vice-President (Administration) or in the absence of both, one of the vice-president shall preside at the meeting of the Managing Committee. In case of the President and Vice-Presidents are absent, the members present shall elect a person among themselves to preside over such meeting.
- 7.4 The Gneral Secretary in consultation with the President shall convene the meetings of the Managing Committee. Normally seven clear days notice of any meeting of the Managing Committee shall be given to every member of the Managing Committee. However, in case of emergency, a meeting may be convened even within 24 hours notice. Non-receipt of the notice by any member of the Committee shall not invalidate the proceedings of the meeting.
- 7.5 The quorum for any meeting of the Managing Committee shall be 5 of which atleast 2 shall be non-office-bearers. In the absence of quorum at any meeting, the same shall be adjourned by half an hour. If still there is no quorum, the meeting stands adjourned.
- 7.6 The adjourned meeting shall be convened within 3 days at such time and place as may be determined by the President.
- 7.7 A meeting of the managing Committee shall be convened within three days of the receipt of a written request for the same from atleast five members of the Managing Committee not being office bearers.
- 7.8 The General Secretary shall cause to maintain handwritten minutes of the meetings of the Managing Committee in a separate Minute Book. The minutes of previous meeting shall be read and confirmed at the next meeting. The duly confirmed minute(s) shall be conclusive evidence of all proceedings and decision(s) at such meeting.

- 7.9 The Managing Committee as early as possible after the close of the Accounting Year shall at their meetings(s) examine in detail and approve Annual Accounts and send the same to the Auditors for their Report. The Managing Committee shall also consider and adopt Annual Report on the activities of the Mahasabha for the relevant period. The Annual Accounts and the Annual Report shall be signed by President, General Secretary and the Treasurer in token of approval by Managing Committee before the Annual Accounts are sent to Auditors for their Report.
- 7.10 Copies of the audited accounts and Auditor's Report and the Annual Report shall be circulated to all the Members of the Mahasabha.
- 7.11 All decisions of the Managing Committee shall be arrived at by majority of members present. In case of equal votes, the President or Chairman of the meeting shall exercise casting vote. The decisions taken at the meeting of the Managing Committee shall be binding on all the members of Managing Committee.

## **8. DUTIES OF OFFICE BEARERS :**

### **8.1 PRESIDENT**

- 8.1.2 Providing guidance and supervision of the administration in General and management of finances of the Mahasabha and work towards achieving the objects of the Mahasabha, in liaison with the Board of Trustees.
- 8.1.3 The President as Chairman of the meeting shall always exercise his discretionary powers and cast vote in a diligent and judicious way in the best interests of the Mahasabha. The President or in his absence the Vice-President (Administration), if necessary, shall arrange to convene a meeting of the Managing Committee for considering any matter.

### **8.1.4 VICE-PRESIDENTS**

- 8.1.4.1 The Managing Committee at their first meeting after election shall entrust the responsibilities of administrative matters to the Vice-President (Administration) and the supervision of the various other activities of the Mahasabha to the Vice-President (Cultural and Literary & Gymkhana) and each Vice-President shall during his tenure of office discharge his responsibilities with diligence under the overall guidance of the President.

### **8.2 GENERAL SECRETARY**

- 8.2.1 The General Secretary shall be the executive officer, responsible for general control and supervision of all affairs and work under the guidance of the President and Managing Committee and shall be responsible for any act of omission or commission of the Mahasabha in accordance with the Societies Registration Act and Bombay Public Trust Act, 1950
- 8.2.2 He shall be responsible to record handwritten Minutes at the Managing Committee meetings and the General Body Meetings giving true and accurate record of proceedings as adopted and decided at the meetings.
- 8.2.3 He shall be responsible to appear, represent and attend to other administrative affairs for and on behalf of the Managing Committee who shall provide necessary guidance and instructions to enable him to discharge his functions in a prudent and diligent manner.

- 8.2.4 He shall be responsible, together with the Treasurer for all finance, submission of Accounts to Managing Committee and for preparation of Annual Accounts to the Auditors, etc. The Treasurer shall extend full co-operation to the General Secretary in the discharge of his duties.
- 8.2.5 He shall be responsible to convene Managing Committee Meetings and General Body Meetings in consultation with the President and in his absence, in consultation with the Vice-Presidents (Administration). He shall convene General Body Meetings after giving due notice to the members.

### **8.3 TREASURER :**

- 8.3.1 The Treasurer shall always function under the guidance and supervision of the President, General Secretary and Managing Committee. He along with the General Secretary shall be responsible to submit annual accounts for audit. He shall ensure that the amounts received are deposited in the Bank accounts. He shall compare the books with the monthly bank statements and certify the correctness of the balances.
- 8.3.2 He shall make or cause to make any such payments as are authorised through vouchers by General Secretary or President or the Trustees for the matters connected with their functions.
- 8.3.3 He shall be responsible to maintain, preserve, produce and accordingly be in charge of all books of accounts, Registers, Vouchers, Cheque books, pay in slip, bank statements, etc. and present the same to the auditors and give appropriate explanations and assist them in co-operation with the General Secretary.
- 8.3.4. He shall have an imprest of Rs. 3,000/- to make payments for and on behalf of the Mahasabha at any time.
- 8.3.5 He shall cause to maintain regular, accurate and true accounts of the Mahasabha, prepare monthly statements of accounts to Managing Committee and also assist the General Secretary, in presenting and explaining Annual Accounts to General Body and Managing Committee.
- 8.3.6 He shall be responsible for all matters relating to finance and accounts.

### **9. FINANCES AND ACCOUNTS :**

- 9.1 For administrative convenience and accountability, the Mahasabha shall maintain two Accounts viz, Reserve Fund Account and General Fund Account. The Reserve Fund Account shall be administered and operated by the Board of Trustees and the General Fund Account by the Managing Committee.

#### **9.1.1 RESERVE FUND ACCOUNT :**

The Board of Trustees shall operate and maintain in one or more bank accounts, the Reserve Funds of the Mahasabha. All the receipts of above Rs. 1,000 and donations exceeding Rs. 2,500/- shall be deposited in the Reserve Fund Account. All expenditures relating to properties like Municipal taxes, income-tax, property tax, expenditure relating to fund raising programmes and payments to Government authorities shall be met from out of the Reserve Fund Account. The bank accounts shall be operated jointly by any of the two elected Trustees out of which one at least would be an office bearer (Chairman/Secretary) duly authorised for the purpose.

#### **9.1.2 GENERAL FUND ACCOUNT :**

The Managing Committee shall administer and operate the General Fund Account. It can be kept in one or more bank accounts. The bank accounts shall be operated jointly by any two office-bearers, one each from Group A and Group B, Group A shall consist of President and Vice-Presidents and Group B shall consist of General Secretary and Treasurer.

- 9.2 The Managing Committee shall cause to maintain, preserve and produce all necessary Books of Accounts, Inventories and all other records so as to contain therein complete and accurate financial transactions with regard to all monetary affairs of the Mahasabha, in respect of the following :
- (a) Properties, moveable and immovable (Assets and liabilities)
  - (b) All receipts and expenditure, investments, borrowings and payments.
  - (c) Assets Registers giving complete inventory valuations as on 31st March every year with additions and deletions in the assets and all encumbrances created, discharged or pending on any of the Properties of the Mahasabha.
  - (d) The Books of Accounts to be maintained shall include particularly day today cash books, (receipts and disbursements) Ledger, Journal, Subscription, collection and subsidiary Registers, Bank Statements, receipts and vouchers in conformity with the principles and practices of accounting systems giving accurate and full details.
  - (e) Copies of the approved Montly/Annual Accounts shall be forwarded to the Board of Trustees.
- 9.3 The Managing Committee through the General Secretary / Treasurer shall be responsible to furnish all accounts books, vouchers and other records duly completed, to the Auditors as may be desired by them. The Managing Committee shall approve the Annual accounts, together with the other statements of accounts income and expenditure account, Balance Sheet with Schedules and thereafter send the same for the Auditors Report on the same and provide necessary assistance to the auditors for purpose of audit.
- 9.4 The Managing Committee shall convene General Meeting(s) of members within four months of closing of accounting year and place before them the Managing Committee report and audited statements, income and expenditure account and balance sheet as on 31st March, of that year together with auditors reports for their consideration and adoption of the same with or without modifications.
- 9.5 The reports and accounts as may be adopted at the General Meeting by Resolution shall be conclusive for all purposes and the Secretary, Board of Trustees shall file copies of the adopted reports and accounts with Charity Commissioner, Income Tax and other authorities and attend to all queries relating there to.
- 9.6 The Treasurer shall issue or cause to be issued Society's receipts from serially numbered receipts book for all monies received for and on behalf of the Mahasabha, such as subscriptions, donations, loans, sale-proceeds and like which shall be accounted for regularly in appropriate books of the Mahasabha.
- 9.7 The receipts of money by cheque and cash from all sources shall be deposited on the same day or on the following day in the scheduled bank or co-operative bank of banks in the account or accounts in the same of the Mahasabha.
- 9.8 The Managing Committee shall have power to open and operate or close at their discretion any Bank Account(s) in the name of Mahasabha with any of the Scheduled Banks such as Current accounts, Savings Banks Accounts, Fixed Deposit Accounts, Temporary overdrafts and/of cash credit accounts for and on behalf of the Mahasabha.
- 9.9 The Managing Committee shall be responsible through the General Secretary and Treasurer to prepare and present Annual Reports, and Annual Accounts (or any other periodical reports or accounts, if necessary) and to convene and conduct Managing Committee Meetings, Annual General Meetings, Extraordinary General Meetings and for the purpose give adequate notices together with agenda, reports of

the Managing Committee and auditors in accordance with rules for convening and conducting any of such meetings here in stated.

**10. MAHILASAKHA :**

- 10.1 Lady members of Mahasabha shall organise themselves as Mahilaskha and conduct their activities under the overall guidance and supervision of the Managing Committee.
- 10.2 Managing Committee of Mahasabha shall provide the necessary funds for conducting the activities of Mahilasakha.
- 10.3 Mahilasakha shall, within 30 days from the Annual General Meeting, call a General Body of Lady members wherein a President, Secretary and 8 Managing Committee members shall be elected for a term of one year.
- 10.4 Lady members who are desirous to offer themselves to the above posts, shall deposit their nominations with the General Secretary of Mahasabha at least 4 days before the date of the General Body. Those who want to withdraw from the election may do so at least 2 days before the date of General Body.
- 10.5 The General Secretary of Mahasabha with the help of two election officers chosen by the General Body shall, if necessary, conduct the elections. The election shall be by show of hands and the results shall be declared the same day. In case, there are no sufficient nominations for any post, elections for the post shall be conducted in the General Body meeting in the manner as decided by a majority of members present therein.
- 10.6 In the first Managing Committee meeting of Mahilasakha, a Vice-President and a Joint Secretary shall be elected from amongst the Managing Committee members for a term of one year.
- 10.7 In case the post of the President / Secretary falls vacant during the middle of the year, the Vice-President / Joint Secretary shall discharge the duties of the President / Secretary respectively till the end of the Year when a new President / Secretary shall be elected. If the post of the Vice-President / Joint Secretary falls vacant at any time, new incumbents shall be elected from amongst the committee members.
- 10.8 Mahilasakha, as its first Managing Committee meeting, may co-opt one Committee member and two invitees from among the Lady members who are otherwise eligible for election and who are not defeated candidates at the immediate preceding elections.
- 10.9 Secretary, Mahilasakha shall convene the meetings of Managing Committee with the previous consent of the President at least once a month so, however, the gap between two meetings shall not be more than 2 months.
- 10.10 Secretary Mahilasakha shall maintain the minutes of each meeting chronologically in hand and is incharge to maintain the Minutes Book.
- 10.11 Secretary, Mahilasakha in consultation with the President, prepare the detailed budget of Mahilasakha for the year, get the same approved in the Managing Committee and present the same in the Managing Committee of Mahasabha.
- 10.12 President and Secretary of Mahilasakha shall represent Mahilasakha in the Managing Committee of Mahasabha as special invitees.

- 10.13 The quorum for the General Body of Mahilasakha shall be 25 and the quorum for the Managing Committee Meeting shall be four two of whom shall not be office-bearers. If there is no quorum at any meeting the same shall stand adjourned for half an hour, if there is no quorum after half an hour also, the meeting stands adjourned.
- 10.14 Such adjourned meeting shall be reconvened within seven days from the first announced date of meeting.
- 10.15 Mahilasakha shall have a separate Bank Account to be operated jointly by one amongst the President / Vice-President and one amongst the Secretary / Joint Secretary duly authorised for the purpose at the first Managing Committee meeting.
- 10.16 Mahilasakha shall conduct such programme(s) so as to maintain cordial atmosphere, conduct exhibitions, Picnics, visits to factories etc. conduct competitions in Fancy Dress, elocution, Dance, Music, Cooking etc. for the benefit of the Lady members, and their children, organise and conduct Vivahavedika, meets of prospective brides and bridegrooms and any other mutually beneficial / interested programmes of Ladies in particular and all members of Mahasabha in general.

#### **11. YOUTH ACTIVITIES :**

Mahilasakha shall provide facilities like sports, games, cultural activities, personality development, trekking, etc. to the Youth Members.

#### **12. AUDIT :**

- 12.1 The General Secretary and Treasurer shall be responsible to attend to the matters relating to the Audit and satisfying the Auditors in respect of any queries by them.

#### **13 AMENDMENTS TO MEMORANDUM OF ASSOCIATION AND/OR ARTICLES OF ASSOCIATION:**

The General Body may cause to affect any change considered necessary at any time to any of the provisions of the Memorandum of the Association and/or the Rules and Regulations without effecting the basic objects of the Society. Any alternations or amendments to any of the Clauses of the Constitution (i.e. Memorandum and Articles) shall be passed by a majority of 2/3 (Two Thirds) of the number of members present and voting at the meeting at which such alterations have been considered.

#### **14 SUITS :**

- 14.1 The Mahasabha may sue or be sued in the name of the Chairman of the Board of Trustees.

**15. INDEMNITY:**

The members of the Managing Committee, Trustees of the Mahasabha and/or their lawful attorneys while acting in good faith in relation to any of the duties of the Mahasabha shall be indemnified and secured harmless against all actions, costs, charges, losses, damages which they or any of them shall or may incur or sustain by or by reason of acts done in good faith incurred or omitted or about the execution of their duty or duties or supposed duty or duties in their respective office of trust and none of them shall be answerable for the acts, or negligence of the other or others of them or for joining in any receipts for the sake of conformity or for any Bankers or other persons with whom any monies or effects belonging to the Mahasabha shall or may be lodged or deposited for safe custody or for insufficiency or deficiency of any security upon which any monies or effects belonging to the Mahasabha shall be placed out or invested or for any other loss, misfortune or damage which may happen in the execution of their respective offices in relations thereto.

**16. PROVISIONS FOR DISSOLUTION:**

- 16.1 At any time, if it is found that the affairs of the Mahasabha cannot be carried on, either because sufficient supports is not forthcoming the Board of Trustees and Managing Committee in a Joint meeting may, by a majority of three fourths of its members present recommend the winding up of the Mahasabha to the General Body at its General Meeting specifically called for that purpose. The Mahasabha shall not be wound up unless three-fifths of the members present have expressed a wish for such dissolution by their votes delivered in person at a General Meeting convened for that purpose. Should it be decided to wind up as aforesaid, if there shall remain after discharging all the liabilities, any property whatsoever, the same shall not be paid to, or distributed among its members, but shall be given to some other society having similar objects as determined by the votes of not less than three-fifths of the members of the Mahasabha present at a meeting called for that purpose.