

**CIRCULAR NO. 11 /2017.**

**Sub:-** Disposal of disputes under Section 69 and 70 of the Kerala Co-operative Societies Act 1969 – Delegation of powers to officers to decide the cases. – reg

- Ref:-** 1) Circular No. 42/93 dated 06.07.1993 issued by the Registrar of Co-operative Societies.  
 2) Circular No. 55/2000 dated 30.12.2000 issued by the Registrar of Co-operative Societies.  
 3) Circular No.29/2001 dated 24.07.2001 issued by the Registrar of Co-operative Societies.  
 4) Circular No. 60/2007 dated 29.09.2007 issued by the Registrar of Co-operative Societies.  
 5) Circular No.53/2014 dated 24.11.2014 issued by the Registrar of Co-operative Societies.

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Clause (h) of Sub-section (1) of section 69 of the Kerala Co-operative Societies Act, 1969 stipulates that all monetary disputes as specified under section 70 of the Act shall be referred to Registrar for decision. Government have already delegated the powers of Registrar of Co-operative Societies under section 69 and 70 of the Act to Additional Registrar, Joint Registrar and Assistant Registrar vide Notification no. 255/69/AD dated 28.06.1969 and published in Kerala Gazette No. 27, dated 08.07.1969. Accordingly, Registrar of Co-operative Societies had issued circular instructions referred above with respect to acceptance and disposal of disputes by the said officers of the Co-operative Department. Now, it has been decided to modify the above circulars and accordingly the following instructions are issued by codifying and modifying all the Circulars and instructions issued hitherto in this matter.

Officers before whom disputes are to be referred to or filed	Nature of Disputes
1. Registrar of Co-operative Societies 2. Additional Registrar of Co-operative Societies, in the Office of the Registrar of Co-operative Societies.	1. Dispute filed by Societies whose area of operation is state wide or extends to more than one district 2. Dispute filed by institutions or bodies, other than Societies, provided the area of operation of the institution or body is state



3. Joint Registrar (General) in Districts.

4. Assistant Registrar (General)

wide or extends to more than one district.

3. Dispute filed by or filed against Multi State Co-operative Societies.

1. Dispute filed by Societies whose area of operation is confined to not more than a district and confined to more than the area of the administrative control of Assistant Registrar (General) in the respective area.
2. Dispute filed by Societies, whose area of operation is confined as (1) above, against any other Society or Societies with out considering area of operation of the respondent Society or Societies.
3. Dispute filed by institutions or bodies, other than Societies, against a Society or Societies provided the area of operation of the institution is with in a district.
4. Dispute filed by individuals against a Society whose area of operation is as confined in (1) above.
5. Dispute filed by a Primary Society working in the district against any other Central, federal or apex society.
6. Dispute filed by individuals against an Apex Society.

1. Dispute filed by Societies whose area of operation is confined to the area of the administrative control of Assistant Registrar (General)
2. Dispute filed by institutions or bodies, other than Societies, against a Society or Societies provided the area of operation of the institution or body is as confined in (1) above.
3. Dispute filed by individuals



	against a Society whose area of operation is as confined in (1) above.
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The following instructions are also issued in furtherance of the purpose of section 69 and 70 of the Act.

1. The Registrar of Co-operative Societies, Additional Registrar of Co-operative Societies in the Office of the Registrar of Co-operative Societies, Joint Registrar (General) in districts and Assistant Registrar (General) in the respective areas are the only authorities to entertain a dispute referred to under section 69 of the Act.
2. The authorities (1) above may decide the dispute themselves or transfer it for disposal to any officer who has been vested with their powers in that behalf or refer it for disposal to an Arbitrator appointed by them provided that such a transfer and a reference shall not be made to an officer equal or superior to him in rank [sub-section (4) of section 70 of the Act]
3. The authorities mentioned (1) above shall not use the word "Court" in any of their proceedings.
4. Registrar of Co-operative Societies and officers delegated with his power, who both admit and dispose off the case, shall use the word "Decision" and the Arbitrators shall use the word "Award" when an order is issued upon the settlement of a dispute [sub-section (6) of section 70 of the Act.]
5. This Circular will have only prospective effect.

Sd/-

S. Lalithambika IAS  
Registrar of Co-operative Societies.

To

1. All Additional Registrars in the Office of the Registrar of Co-operative Societies, Thiruvananthapuram.
2. All Joint Registrars (General) in districts.
3. All Assistant Registrars (General)

**Copy to :**

1. On the table of Registrar of Co-operative Societies
2. All Joint Registrars in the Office of Registrar of Co-operative Societies.
3. All Deputy Registrars in the Office of Registrar of Co-operative Societies.
4. All Assistant Registrars in the Office of Registrar of Co-operative Societies.
5. Editor/Press Relations Officer in the Office of Registrar of Co-operative Societies.

// Forwarded by Order//

  
Assistant Registrar (CLT)