

**GOVERNMENT OF GOA,
DEPARTMENT OF COOPERATION
OFFICE OF THE REGISTRAR OF COOPERATIVE SOCIETIES,
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No.19-17-94/TS/RCS(Part V)/ 243

Date: 21/04/2023

Read:- Order No. 19-17-94/TS/RCS(Part V)/225 dated 21/04/2023 issued by RCS.

ORDER

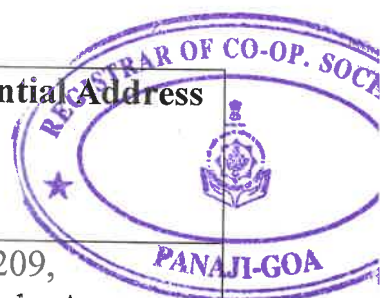
{Under Section 67A of the Goa Co-operative Societies Act, 2001 (Goa Act No. 36 of 2001)}

WHEREAS, The Goa State Cooperative Milk Producer's Union Ltd. {registered under code symbol no. PRD(c)-99/Goa}, Curti, Ponda, Goa (hereinafter referred to as “the said society” or as “Goa Dairy”) is a registered Co-operative Society which was registered under the erstwhile the Maharashtra Co-operative Societies Act, 1960 made applicable to the State of Goa and is now deemed to be a Society registered under the Goa State Cooperative Societies Act, 2001 (Goa Act No. 36 of 2001) {hereafter referred to as “Act”} from the date of coming into force of the Act.

AND WHEREAS, as per the bye laws of Goa Dairy the Supreme authority of the Society is vested in the general body meeting, subject to the Act, the Rules and the Bye laws. The Board of Directors (BoD) of the Goa Dairy consists of 15 Directors out of which 12 are directly elected, one is nominated by RCS, one nominated by NDDDB and the Managing Director of the Society is Ex-Officio Director and the Member Secretary.

And whereas the last election was held to constitute Board of Directors of Goa dairy for tenure 2022-2027 and the result of election was declared in Form ELECTION 17 dated 20/06/2022 whereby the following 12 Directors were elected.

Sr No.	Name of the Director	Primary Dairy Society represented	Residential Address
1.	Shri. Sinari Ulhas Pandurang	Janata Utkarsh Sahakari Dudh Vyavasayik Society Ltd., Amona, Marcela, Goa	H. No. 209, Meshwada, Amona, Bicholim, Goa
2.	Shri. Faldessai Rajesh Krishna	Somnath Sahakari Dugdh Utpadak Vyavsayik Saunsta Maryadit,	H. No. 275, Deulwada, Balli,



		Adnem, Quepem, Goa	Quepem, Goa
3.	Shri Dessai Vithoba Datta	Shantadurga Sahakari Dudh Vyavasaik Saunstha Ltd., Cuncolim Bazar, Cuncolim, Salcete, Goa	H. No. 10, Bhiunsa, Cuncolim, Salcete, Goa
4.	Shri Gaonkar Vijaykant Vithoba	Shree Mahamaya Dudh Utpadak Sahakari Saunstha Maryadit, Jackem, Netraivalim, Sanguem, Goa	H. No. 136, Jakem, Netraivalim, Sanguem, Goa
5.	Shri Parab Gurudas Keshav	Menkurem Dudh Utpadak Sahakari Saunstha Maryadit, Menkurem, Bicholim, Goa	H. No.140, Varcha Wada, Menkurem, Bicholim, Goa
6.	Shri Sahakari Madhav Atmaram	Kapila Sahakari Dudh Utpadak Vyavasayik Saunstha Maryadit, Curti, Ponda, Goa.	H. No. 47/1, Mesta Wada, Curti, Ponda, Goa
7.	Shri Dessai Baburao Shrikant Fatto	Kakoda Sahakari Dudh Utpadak Vyavasayik Saunstha Maryadit, Bansai, Kakoda, Goa	H. No. 50, Bansai, Kakoda, Curchorem, Goa
8.	Shri Prabhu Uday Anand	Somnath Mahalaxmi Sahakari Dudh Utpadak Saunstha Maryadit, Kodar, Ponda, Goa	H. No. 105, Gudamol – Kodar, Near Govt Agriculture Farm, Khandepar, Ponda, Goa. 403406
9.	Shri Prabhugaonkar Nitin Vishwanath	Tribhuvan Sahakari Dudh Vyavasayik Saunstha Maryadit, Mardol, Goa	H. No. 183, Gaonkarwada, Velinga, Priol, Ponda Goa - 403404
10	Shri Falo Babu Deu	Shree Paravdeswar Dudh Utpadak Sahakari Saunstha Maryadit, Keri, Sattari, Goa	Ghoteli No – 02, Querim , Sattari, Goa 403505
11	Shri Desai Anup Kalidas	Priol Gosavardhan Sahakari Dudh Vyavasayik Saunstha Maryadit, Priol, Goa	Apewal, Priol, Ponda Goa 403404
12	Shri Naik Shrikant Pandurang	Pragati Sahakari Dudh Utpadak Saunstha Maryadit, Kapileshwari, Kavale, Ponda, Goa	Galshirem Kavalem, Ponda, Goa 403401

The elections to the Office bearers of the Goa Dairy were held on 18/07/2022 and Shri. Faldessai Rajesh Krishna was elected as Chairman.

Subsequently the managing Director of Goa Dairy vide copies of letters dated 20/02/2023 marked to Registrar has informed that 2 Directors namely Shri Madhav Atmaram Sahakari and Shri Anup K. Desai had submitted their resignations from the post of Directors on 03/02/2023 which were accepted on 15/02/2023. Thus, the 2 posts of Directors have fallen vacant with effect from 15/02/2023 reducing the number of Directors to 10.

And whereas vide Order dated 21/04/2023 referred above, the following persons who were holding the post of Director of Goa Dairy have been disqualified u/s. 59(11) of the Goa Cooperative Societies Act, 2001.

- 1) Shri. Sinari Ulhas Pandurang
- 2) Shri. Faldessai Rajesh Krishna
- 3) Shri Dessai Vithoba Datta
- 4) Shri Gaonkar Vijaykant Vithoba



- 5) Shri Parab Gurudas Keshav
- 6) Shri Dessai Baburao Shrikant Fatto

And whereas Shri Sahakari Madhav Atmaram who was holding the post of Director but have vacated the same by resignation has also been disqualified vide said Order along with several other ex-Directors of Goa Dairy.

In consequence of above developments of two resignations and six disqualifications, presently out of 12 elected Directors on Board of Directors of Goa Dairy, only 4 Directors namely Shri Prabhu Uday Anand; Shri Prabhugaonkar Nitin Vishwanath; Shri Falo Babu Deu; and Shri Naik Shrikant Pandurang are left as directors on the Board of Directors.

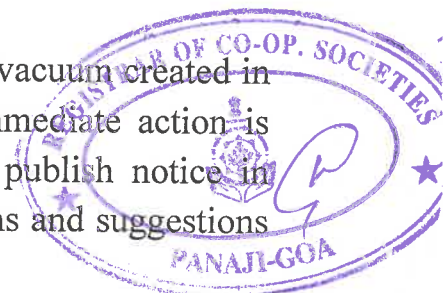
And whereas as per bye-law no. 19.12 of Goa Dairy, presence of more than 50% of the Board members forms the quorum for the Board meetings. Therefore, at all times a minimum of 7 elected Directors are required for functioning of the Board in accordance with bye-laws of Goa Dairy.

All the powers, functions and responsibilities are vested in the Board as per bye-law no. 21 of Goa Dairy. Therefore due to above facts, the Goa Dairy is rendered without any effective Board of Directors because the BoD can take decisions only through its meetings by adopting resolutions passed by majority of directors present and voting. But, for holding any meeting of BoD, 7 or more Directors are required to be present to form the quorum. Due to this situation and since Shri Rajesh K. Faldessai, Chairman is also disqualified from the post of Director, the Goa Dairy is left without any Chairman and without any BoD capable of functioning in accordance with its Bye-laws.

In view of above situation where majority of posts of Directors on BoD are vacant due to resignations and disqualifications, it is felt necessary to provide an alternative for management of affairs of Goa Dairy by invoking provisions of Section 67A of the Goa Cooperative Societies Act, 2001.

The Goa Dairy is running a milk dairy plant located at Curti, Ponda, Goa and another plant at Usgao where cattle feed is manufactured which is supplied to its members/dairy farmers through affiliated primary dairy cooperative societies. Thus for running both these plants, the decision making has to happen by the authorities of Chairman as well as the Board of Directors. The business carried on by Goa Dairy is most important since it is for ensuring regular supply of milk packets in the market for consumption of population as well as supplying cattle feed for survival of animals owned by the dairy farmers. It is essential in the interest of Goa Dairy as well as its member dairy farmers and in public interest to ensure smooth supply of daily milk to population of the state, it is essential to invoke powers u/s. 67A of the Act to supersede the existing defunct Board of directors and appoint a Committee of Administrators (CoA) to manage the affairs of the Society till the fresh elections are held and new Board of Directors enters upon office.

Taking into consideration the stalemate that is existing and the vacuum created in the management /administration of Society, I am satisfied that immediate action is required to be taken and that it is not reasonably practicable to publish notice in accordance with proviso to section 67A of the Act inviting objections and suggestions



to the proposed order and to pass the Order after considering all objections and suggestions that may be received. If such notice is published and even minimum 7 days are provided, it may lead to serious adverse effect on smooth functioning of both Dairy and cattle feed plants.

Now, therefore, in view of above facts and the above recorded reasons and in exercise of the powers vested in me under Section 67A of the Goa Co-operative Societies Act, 2001 I, the undersigned Registrar of Co-operative Societies, Goa do hereby supersede the existing minority/defunct Board of Directors of the Goa State Cooperative Milk Producer's Union Ltd., Curti, Ponda, Goa and hereby appoint the following Committee of Administrators (CoA) to manage the affairs of the Society till the fresh elections are held and new Board of Directors enters upon office.

- 1) Shri Parag M. Nagarcenkar, Officer of Goa Civil Service, Government of Goa presently posted as SLAO, GIDC – Chairman
- 2) Dr. Rama G. Parab, Veterinary Officer, Directorate of Animal Husbandry & Veterinary Services, Govt. of Goa – Member
- 3) Shri Sandeep Ramnath Parab/Parsekar, Accountant, Directorate of Accounts, Govt. of Goa – Member

The term of the above Committee of Administrator shall be for initial period of six months from the date of issue of this Order. The aforesaid committee shall immediately take over the complete charge of the assets, books and records of the said Society by preparing an inventory/charge transfer Certificate. The Committee of administrators shall take immediate steps to hold fresh elections in accordance with provisions of Act, rules and Bye-laws.

Given under the seal of this office.



(Handwritten signature and date)
21/04/2013

(Vishant S. N. Gaunekar)
Registrar of Cooperative Societies &
Ex- officio Joint Secretary (Cooperation)
Government of Goa, Panaji, Goa

To,

The Director of Printing and Stationery, Government Printing Press, Government of Goa, Panaji, Goa for publication in Official Gazette.

Copy to:-

- 1) Shri Parag M. Nagarcenkar, Officer of Goa Civil Service, Government of Goa presently posted as SLAO, GSIDC;
- 2) Dr. Rama G. Parab, Veterinary Officer, Directorate of Animal Husbandry & Veterinary Services, Govt. of Goa, Pashusamvardhan Bhavan, Patto, Panaji, Goa;
- 3) Shri Sandeep Ramnath Parab/Parsekar, Accountant, Directorate of Accounts, Government of Goa, Panaji, Goa;
- 4) The Managing Director, The Goa State Cooperative Milk Producer's Union Ltd. {registered under code symbol no. PRD(c)-99/Goa}, Curti, Ponda, Goa with a direction to publish this Order on the notice board of the Society & its all Branches for the knowledge of general members of the Society/public;

- 5) Notice Board of the Goa State Cooperative Milk Producer's Union Ltd., Curti, Ponda, Goa for the knowledge of general members of the Society;
- 6) Shri Ulhas Pandurang Sinari, Amona, Bicholim, Goa;
- 7) Shri Rajesh K. Faldessai, H.No.275, Deulwada, Balli, Quepem, Goa;
- 8) Shri Vithoba Datta Dessai, H. No. 10, Bhiunsa, Cuncolim, Salcete, Goa;
- 9) Shri Vijaykant Vithoba Gaonkar, Jakem, Netraivalim, Sanguem, Goa;
- 10) Shri Gurudas Keshav Parab, H. No. 140, Varcha Wada, Menkurem, Bicholim, Goa;
- 11) Shri Baburao S. Fotto Dessai, H. No.50, Bansai, Kakoda, Curchorem, Goa;
- 12) Shri Prabhu Uday Anand, H. No. 105, Gudamol – Kodar, Near Govt Agriculture Farm, Khandepar, Ponda, Goa. 403406;
- 13) Shri Prabhugaonkar Nitin Vishwanath, H. No 183, Gaonkarwada, Velinga Priol, Ponda, Goa - 403404;
- 14) Shri Falo Babu Deu, Ghoteli No – 02, Querim, Sattari, Goa 403505;
- 15) Shri Naik Shrikant Pandurang, Galshirem Kavalem, Ponda, Goa 403401;
- 16) Assistant Registrar of Cooperative Societies, Ponda zone, Curti, Ponda, Goa;
- 17) Joint Secretary (Personnel), Govt. of Goa, secretariat, Porvorim, Goa;
- 18) Directorate of Animal Husbandry & Veterinary Services, Pashusamvardhan Bhavan, Patto, Panaji, Goa;
- 19) Directorate of Agriculture, Krishi Bhavan, Tonca, Caranzalem, Panaji, Goa;
- 20) Directorate of Accounts, Fazenda Building, Panaji, Goa;
- 21) Dy. RCS (Tech), O/o. RCS, Patto Plaza, Panaji, Goa;
- 22) Dy. RCS (Admin), O/o. RCS, Patto Plaza, Panaji, Goa;
- 23) Nodal Officer, O/o. RCS, Patto Plaza, Panaji, Goa for uploading on dept. website;
- 24) Office File;
- 25) Guard File.

