



# महाराष्ट्र शासन राजपत्र

## असाधारण भाग आठ

वर्ष २, अंक ६३(४)]

सोमवार, ऑक्टोबर १७, २०१६/आश्विन २५, शके १९३८ [पृष्ठे २, किंमत : रुपये २७.००

असाधारण क्रमांक १०८

प्राधिकृत प्रकाशन

महाराष्ट्र विधानमंडळाचे अधिनियम व राज्यपालांनी प्रख्यापित केलेले अध्यादेश व केलेले विनियम आणि विधि व न्याय विभागाकडून आलेली विधेयके (इंग्रजी अनुवाद).

In pursuance of clause (3) of article 348 of the Constitution of India, the following translation in English of the Maharashtra Co-operative Societies (Amendment) Act, 2016 (Mah. Act No. XXXIV of 2016), is hereby published under the authority of the Governor.

By order and in the name of the Governor of Maharashtra,

PRAKASH H. MALI,

Principal Secretary to Government,  
Law and Judiciary Department.

### MAHARASHTRA ACT No XXXIV OF 2016.

(First published, after having received the assent of the Governor in the “*Maharashtra Government Gazette*”, on the 17th October 2016).

An Act further to amend the Maharashtra Co-operative Societies Act, 1960.

Mah. Ord. II of 2016. WHEREAS the Governor of Maharashtra had promulgated the Maharashtra Co-operative Societies (Amendment) Ordinance, 2016, on the 21st January 2016 ;

AND WHEREAS upon the re-assembly of the State Legislature on the 9th March 2016, the Maharashtra Co-operative Societies (Amendment) Bill, 2016 (L. A. Bill No. III of 2016), for converting the said Ordinance into an Act of the State Legislature was passed by the Maharashtra Legislative Assembly on the 15th March 2016 and was transmitted to the Maharashtra Legislative Council and the motion to refer it to the Select Committee of that House had been passed ;

AND WHEREAS thereafter, as the session of the Maharashtra Legislative Council was prorogued on the 13th April 2016, the said Bill could not be passed by the Maharashtra Legislative Council ;

(१)

AND WHEREAS as provided by article 213 (2) (a) of the Constitution of India, the said Ordinance would have ceased to operate at the expiration of six weeks from the date of re-assembly of the State Legislature, that is, after the 19th April 2016 ;

AND WHEREAS both Houses of the State Legislature were not in session ; and the Governor of Maharashtra was satisfied that circumstances existed which rendered it necessary for him to take immediate action to continue the operation of the provisions of the said Ordinance, for the purposes hereinafter appearing; and, therefore, promulgated the Maharashtra Co-operative Societies (Amendment and Continuance) Ordinance, 2016 (hereinafter referred to as “the said Continuance Ordinance”), on the 18th April 2016 ;

Mah.  
Ord. VI  
of 2016.

AND WHEREAS it is expedient to replace the said Continuance Ordinance by an Act of the State Legislature ; it is hereby enacted in the Sixty-seventh year of the Republic of India as follows :—

Short title  
and commen-  
cement.

**1.** (1) This Act may be called the Maharashtra Co-operative Societies (Amendment) Act, 2016.

(2) It shall be deemed to have come into force on the 21st January 2016.

Amendment  
of section  
73 CA of  
Mah. XXIV  
of 1961.

**2.** In section 73CA of the Maharashtra Co-operative Societies Act, 1960 (hereinafter referred to as “the principal Act”), after sub-section (3), the following sub-section shall be inserted, namely :—

Mah.  
XXIV of  
1961.

“(3A) In case of an insured Co-operative Bank, if an order for supersession of its Committee, as per the requisition of the Reserve Bank of India, is made under section 110A, at any time within the period of ten years before the date of commencement of the Maharashtra Co-operative Societies (Amendment) Act, 2016 or at any time after such commencement, then no member of such Committee shall be eligible for being re-appointed, re-nominated, re-elected or re-co-opted on the Committee of such bank or, for being a member, or for being appointed, nominated, elected or co-opted, as a member of Committee of such bank or any other bank, for a period of two terms of the Committee from the date of order of supersession of the Committee.”.

Mah.  
XXXIV  
of 2016.

Repeal of  
Mah. Ord. VI  
of 2016 and  
saving.

**3.** (1) The Maharashtra Co-operative Societies (Amendment and Continuance) Ordinance, 2016 is hereby repealed.

Mah.  
Ord. VI  
of 2016.

(2) Notwithstanding such repeal, anything done or any action taken (including any notification or order issued) under the principal Act, as amended by the said Ordinance, shall be deemed to have been done, taken or issued, as the case may be, under the corresponding provisions of the principal Act, as amended by this Act.