



ಕಸ್ತೂರಿನಗರ ಕ್ಷೇಮಾಭಿವೃದ್ಧಿ ಸಂಘ (ಲಿ)

ನಂ. ಸಿಎ88(ಪಿ) 3ನೇ ಡಿ. ಅಡ್ಡರಸ್ತೆ. (ಬಿ.ಡಬ್ಲ್ಯು.ಎಸ್.ಎಸ್.ಬಿ. ನೀರಿನ ಟ್ಯಾಂಕ್ ಹತ್ತಿರ.)
ಕಸ್ತೂರಿನಗರ. ಬೆಂಗಳೂರು - 560 043 ದೂರವಾಣಿ : 080 25423542

KASTURINAGAR WELFARE ASSOCIATION (Regd.)

No. CA 8(P), 3rd 'D' Cross, Kasturinagar, (Near BWSSB Water Tank),
Bangalore - 560 043. Tel : 080 25423542

BYE - LAWS

KASTURINAGAR WELFARE ASSOCIATION

(Formerly East of NGEF (BDA) Site/ Building Owners Welfare Association)

C.A. 8(P), 3rd 'D' Cross, (Near BWSSB Water Tank) Kasturinagar, Bangalore – 560 043.

(REG NO.261/93-94)

MEMORANDUM OF ASSOCIATION

(Revised Issue with Amendments Approved vide)

1-AMR 105/97-98 and AAL () 1267/1367/97-98 Dated 31.1.98

2-AMR 20/2015-16 and AAL () 261/1993-94 Dated 25.11.2015

3-AMR 10/2022-23 and AAL () 261/93-94 Dated 23 08 2022

NAME : The name of the Association shall be “ **KASTURINAGAR WELFARE ASSOCIATION**”, BANGALORE – 560 043

OFFICE ADDRESS : The registered office of the Association shall be located at # C.A.8(P), 3rd 'D' Cross, (Near BWSSB Water Tank) Kasturinagar, Bangalore 560 043.

OBJECTIVES : The following shall be the objectives of the Association :

- a. To establish institution for the promotion of charity.
- b. To establish educational institutions.
- c. To promote Inter Cultural and Cultural activities.
- c1. To Establish a Recreational Club as a wing of the Welfare Association with a Managing Committee consisting of Fifteen members. The President, Hon.Secretary and Hon.Treasurer of the Welfare Association will be the President, Hon.Secretary and Hon.Treasurer of the Managing Committee of the Club and the remaining Twelve Managing Committee Members (who shall be the life members of Kasturinagar Club and also have completed minimum Two years of Membership in Kasturinagar Club) will be nominated by the Executive Committee of the Welfare Association. The Managing Committee of the Club will function / run the Club as per Rules and Regulations ,set forth by the Kasturinagara Welfare Association. The accounts of the club will be maintained separately and monthly report shall be presented to the Kasturinagar Welfare Association.
- d. Profits or other Income if any shall be utilized for the achievement of the above objectives and prohibit the payment of any dividend or distribution of any income or profits among the members.

- e. The authorized persons of the association shall do all such thing as may be considered to be incidental or conducive to the attainment of the aforesaid objectives.
- f. Collectively seek redressal of the grievances faced by the members with regard to the amenities, services, development etc in the Layout and pursuing the same with the concerned Govt Departments/Agencies/ Elected representatives etc

Place : Bangalore
Date : 23.08.2022

(N.Ramesh)
Hon. Secretary
Kasturinagar Welfare Association
C.A. 8(P), 3rd 'D' Cross, Kasturinagar
Bangalore-560043

KASTURINAGAR WELFARE ASSOCIATION

(Formerly East of NGEF (BDA) Site/ Building Owners Welfare Association)

C.A. 8(P), 3rd 'D' Cross, (Near BWSSB Water Tank) Kasturinagar, Bangalore – 560 043.

(REG NO.261/93-94)

RULES AND REGULATIONS OF KASTURINAGAR WELFARE ASSOCIATION

1.0 LOCATION : The Office of the Association is located at # C.A. 8(P), 3rd 'D' Cross, (Near BWSSB Water Tank) Kasturinagar, Bangalore – 560 043.

1.1 AREA OF OPERATION: The area of the Association shall primarily be Kasturinagar Layout. It may also extend its programmes to cover other areas in order to achieve its objectives, subject to the approval of the EXECUTIVE COMMITTEE.

2.0 MEMBERSHIP

2.1 ELIGIBILITY

2.2 All members will subscribe to the Objectives of the Association.

2.2.1 Any person who has attained the age of 18 years will be allowed to become a member of the Association provided he/she fulfils the requirements as per Clause 2.2 above.

2.2.2 Membership will be conferred only on those persons who have completed the application form and paid the appropriate fees and have been approved by the Executive Committee.

2.2.3 A person shall not be eligible to become a member of the Association if he/she has been adjudged as an insolvent or un-discharged insolvency and has been convicted by court for an offence involving moral turpitude or who is lunatic or suffers from any communicable disease.

2.2.4 The annual membership will be for a period starting from 1st April to 31st March of the following year. Full membership fees have to be paid even for part of the membership year.

2.3 MEMBERSHIP CATEGORIES : The Association shall have the following classes of membership.

2.3.1 LIFE / FOUNDER MEMBERS:

- a) **Life Members:** Those who own site/s or house/s or apartment/s in Kasturinagar layout (formed by the BDA) are eligible to become life Members of Kasturinagar Welfare Association. **The First 200 members shall be considered as the Founder Members.**
- b) Those who become the Life Members of the Welfare Association shall pay the admission fees & Subscription Fees fixed by the Executive Committee of Welfare Association from time to time
- c) In the event of death of a member, the membership of such deceased person will be transferred to any one of the legal heir by paying the prescribed transfer fee (as fixed by the Managing Committee of the Association from time to time) to the Welfare Association.

In the event, if there are Joint owners of a site/s, house/s and apartment/s, then any one joint owner shall be eligible to become member of the Association (subject to submission of No objection letter from the other joint owner/s). A person shall be eligible for only one membership even though he/she owns several site/s, house/s or apartment/s.

The owner of the Site/s, house/s or apartment/s who is eligible to become a member can nominate his wife or husband to become the member of the Association.

2.3.2 ASSOCIATE MEMBER :

Those who are staying in Kasturinagar BDA layout as Tenants and those employees or personnel working for Commercial Establishments in Kasturinagar BDA Layout can become Associate Members on payment of membership fees as fixed by the Executive Committee of Kasturinagar Welfare Association and the same shall be renewed every three years on payment of prescribed renewal fees fixed by the Executive Committee of KWA

from time to time. However, such Associate Members shall not be eligible to become Life member of KWA and do not have any voting rights.

3.0 VOTING RIGHTS:

The Life Members shall be entitled to attend the General Body, Special General Body and Extra ordinary General Body Meetings and shall have the right to vote in such meetings, subject to payment of subscription/renewal fees/charges (as fixed by the Executive Committee from time to time) by the life members within the stipulated time.

4.0 DISCIPLINARY ACTION:

A) Member shall be liable for disciplinary proceedings for the following reasons:

- i) If the Member is found to have conducted himself or behaved, while in the Club premises or in any of the activities/work undertaken by the Association, in a manner adversely affecting the decency, decorum, functioning, peace and order or harmony of the KWA & Club.
- ii) If the Member is found guilty of breach of any rules or regulations of the KWA & Club.
- iii) Does any act which is injurious to the discipline, reputation or interest of the KWA & Club
- iv) If the member is found abusing the Executive Committee / Managing Committee Members of the KWA & Club, individually or in the presence of the Staff or other Members of the KWA & Club, either in the Club Premises or in any of the activities/work undertaken by the Association (Provided the affected member and/or/along with Member/Staff witnessing such incident issues a letter in writing to the Executive Committee reporting such incident), however the same is subject to Executive Committee conducting an initial enquiry.

B) In such an event (as mentioned above), the Hon' Secretary of the KWA will issue notice in writing (to the address as provided in the application form or updated in KWA records) giving 15 days time to respond and in the event. if the Member tender's unconditional apology in writing, the said notice shall be withdrawn, however if the said act is grave in nature, the procedure as mentioned below (para-D) shall be followed.

- C) If the Member continues/repeats/commits such acts/ deeds etc (as mentioned in para-A & B above) within three months from the date of withdrawal of earlier notice, the Hon' Secretary shall immediately issue a notice to such Member, wherein such Member shall be suspended.
- D) If the Member is found guilty of breach of any objective of bye-law of Kasturinagar Welfare Association and Rules & Regulations of the Club which may adversely affect the decency, decorum, peace, order or harmony of the Association and Club, the Secretary (after obtaining the consent of the President) may immediately issue the notice and shall suspend the Member from entering the Association and Club, pending enquiry. The Secretary shall present such cases to the notice of Managing Committee for further action.

The Executive Committee shall issue a notice to such Member (to the address as provided in the Application form or updated in the KWA records), giving him/her 15 days period to reply (from the date of receipt of notice) and if the member fails to reply to the said notice within the stipulated period, the Executive Committee shall proceed to pass such orders as it deems fit which may include strict warning or temporary suspension for a certain period or Termination of Membership. The Member shall have the liberty to seek extension of time to issue reply (however not more than additional 15 days)

If the Member issues a reply notice within the stipulated period or within the additional period, then in that case the said issue shall be referred to the Disciplinary Committee (consisting of Vice-President of KWA as chairman and two life members of Association other than the Executive Committee). The Disciplinary Committee shall conduct enquiry and if the personal presence of such Member is required, then the Disciplinary committee through the Secretary of the Association seek the appearance of such member on such date and time as fixed by the Disciplinary Committee and after conducting enquiry, they shall submit their report to the Executive Committee of the KWA.

The Committee shall ,based on the report of the Disciplinary Committee and subject to approval from the Executive Committee ,proceed to issue strict warning or suspend the member for a certain period or terminate the membership or pass such other orders.

The terminated members are not entitled to claim any sum including membership fee either from KWA or Club.

5.0 RENEWAL OF SUBSCRIPTION :

The Life members are required to produce latest ownership documents (such as property Tax paid receipt etc) and get the membership renewed by paying prescribed renewal fees (as fixed from time to time by the Executive Committee). However, such renewal fees shall not be more than Rs.500 per annum.

The Life Members will be communicated (giving them 30 days time, prior to the announcement of Annual General Body Meeting and Elections) to pay the said renewal fees.

The Founder Members are exempted from paying the renewal fees; however, they have to produce latest ownership documents (such as Tax paid receipt etc).Only those Members who have renewed their membership (as mentioned above) shall be listed the Membership List and shall be eligible to vote in the Elections. Existing Members who have been given membership on the basis of documents (related to Non-BD layout) can still be entitled to renew their membership and pay subscription charges subject to such members producing the latest document of ownership related to the property on which they were given membership.

6.0 RESIGNATION:

- a) If any member desires to resign from any type of membership on his/her own accord, he/ she shall intimate the Association in writing at least a month in advance and is not eligible for refund of membership fees.
- b) Any member may resign from the Association by giving a resignation in writing and the said resignation shall become effective upon acceptance thereof by the Executive

Committee. The Executive Committee may withhold subject to, all Association funds and property have been returned, and all indebtedness has been cleared, and all rights to use of the name “ KASTURINAGAR WELFARE ASSOCIATION", the emblem and other insignia of the Association have been surrendered.

7.0 MANAGEMENT :

a) EXECUTIVE COMMITTEE :

The President, Hon.Secretary and 15 Executive Committee members shall be elected at the Annual General Body Meeting once in three years. The newly elected committee shall takeover office from the previous committee within 10 days

President	-	1
Vice President	-	1
Secretary	-	1
Joint Secretary	-	1
Treasurer	-	1
Internal Auditor	-	1
Executive Committee Members	-	11
Total	-	17

- b. The election to the Committee shall be conducted at the Annual General Body Meeting by a secret ballot by the eligible members of the Association once in Three (3) years.
- c. The members shall be eligible to contest and to vote. The members who are in arrears in subscription or any other dues to the Association on the date of the nomination shall not be eligible for contesting the elections or to vote.
- d. The President, the Secretary and fifteen members shall be elected at the Annual General Body Meeting once in three years. The other office bearers shall be elected by the Executive Committee amongst the Executive Committee members and the newly elected Secretary shall take over office from the previous Secretary within ten days.
- e. The Ex-President and Ex-Secretary will continue in the Executive Committee as an Ex-officio Member for one full term immediately after he retires as President and Secretary of the Association.

- f. However, no person can remain continuously on the Executive Committee for more than Two (2) terms i.e, 6 years
- g. In case where a member has served continuously for Two terms i.e., Six years, such member should remain out of office for one term (i.e. Three years) before he/she can be elected to office again.
- h. Cessation of Executive Committee Member
If any member of the Executive Committee absents himself for three consecutive meetings without prior intimation in writing to the Secretary, the Executive committee (subject to the approval of the majority of the committee members) shall suspend him as an Executive Committee Member.

The Vacancies of the Executive Committee arises due to resignation/death/cessation of the member, shall be filled up by the Executive committee of Kasturinagar Welfare association by co-opting any KWA members. The term of such co-opted members shall be up to the end of the term of the existing Executive Committee.

7.2.1 VACANCY: Any vacancy in the Executive Committee shall be filled within two weeks by co-opting of any member, as approved by the Executive Committee and ratified by the General Body to hold the post till the next general election.

7.2.2 SUB COMMITTEE :

The Executive Committee of KWA is authorized to form the Sub-Committees to assign different tasks based on the scope and nature of works/tasks to be taken up on regular basis or for specific task/s. The Total number of members in a Sub-Committee shall be maximum of Five (5) and out of the five Members, three (3) members shall be nominated from the KWA Executive Committee and the remaining Two (2) Members shall be nominated from the KWA Members (depending on their expertise/skill/qualification)

8.0 POWERS AND DUTIES OF THE EXECUTIVE COMMITTEE

8.1 PRESIDENT :

- a) The President will represent the Association at Various forums and will act as the central pivot on which the Association functions.
- b) He/ She will take active initiative in guiding the Executive Committee to formulate plans and help in their execution.
- c) The President shall preside over all meetings of the Association and shall have the right of casting vote in case of a tie.
- d) He/ She may call a general meeting of the Executive Committee, if necessary.

8.2 VICE PRESIDENT : In the absence of the President, the Vice President shall perform the duties and functions of the President.

8.3 SECRETARY :

- a) The Secretary shall actively help the President in formulating and carrying out various projects of the organisation as approved by the Executive Committee.
- b) The Secretary shall convene meetings of the Executive Committee and all General Meetings of the Association
- c) The Secretary shall keep minutes of the meetings and other records.
- d) The Secretary shall execute decision taken by the Executive Committees.
- e) The Secretary shall co-ordinate the activities of different sub committees, if any.
- f) The Secretary shall look after the properties of the Association

8.4 JOINT SECRETARY: The Joint Secretary shall assist the Secretary, and during the absence of the Secretary, the Joint Secretary will / shall have all the powers and duties of the Secretary.

8.5 TREASURER:

- a) The Treasurer shall receive and disburse money and maintain all accounts. All financial transactions shall be approved by the Executive Committee. The Treasurer shall be authorized by the Executive Committee to operate the accounts of

KASTURINAGAR WELFARE ASSOCIATION with the bank/s and withdraw money from the banks by cheque signed by the Treasurer and countersigned by the President or Secretary. The Treasurer is empowered to hold imprest cash up to a maximum of Rs.350/- at any time .

9.0 POWERS AND DUTIES OF THE EXECUTIVE COMMITTEE :

- a) Shall fulfill the aims and Objectives of the Association.
- b) The Executive Committee shall prepare the budget for the financial year before the General Body Meeting.
- c) Shall interpret the provisions of the constitution
- d) Shall consider amendments and frame Bye-laws, if necessary, provided they are not inconsistent with the constitution.
- e) Shall impose penalties for the infringement of the constitution Bye-laws and rules
- f) Shall sanction expenditure of terms not provided for in the budget
- g) Shall appoint sub-committees for any purposes and dissolve any.
- h) Shall collect funds for achieving the Objectives of the Association

10.0 OFFICIAL YEAR : The official year of the Association shall be from APRIL TO MARCH of the following

11.0 MEETINGS AND NOTICES:

11.1 EXECUTIVE COMMITTEES:

- a) The Executive Committee shall be convened with seven days clear notice in writing. In case of emergency, 24 hours clear notice shall suffice.
- b) Special Meetings of the Executive Committee shall be held when called for by the President or when requested by five or more members of the Executive Committee, at such time and place as the President / members calling for the Meetings, shall determine.

11.2 ANNUAL GENERAL BODY MEETINGS : The Annual General Body Meeting shall be held within six months after the close of the official year. The meeting shall be convened giving 21 days clear notice. The Special General Body Meeting shall be convened by giving 21 days clear notice.

11.3 AGENDA :

The agenda will consist of the following:

- a) Confirmation of the proceedings of the previous Annual General Body Meetings
- b) Consideration of the management of the Association for the previous year
- c) Consideration of the audited copy of the balance sheet, income and expenditure report and audited report for submission and approval.
- d) To pass the budget for the next year.
- e) Election of office bearers and members of the Executive Committee
- f) Appointment of an Auditor
- g) Any other matter that may be brought up with permission of the chairperson. The first Annual General Body Meeting shall be held in with 18 months of registration of the Association.

11.4 **GENERAL MEETINGS :** The Meetings other than the Annual General Body shall be termed as General Meetings. In such Meetings specific items mentioned in the agenda alone shall be discussed. It may be convened by the Executive Committee and or by requisition of fifty percent of the members of the General Body. Notice of Meetings setting forth the purpose, time and place thereof, shall be given to each member, by mailing under certificate of post, or personal delivery at least 21 days prior to the date thereof.

11.5 **ADJOURNED MEETINGS:** In case General Body Meetings of Association or a Meetings of Executive Committee is adjourned for one reason or another, such a meeting shall be held a week thereafter. No quorum shall be necessary at such an adjourned Meeting.

11.6 **QUORUM :**

- a) The quorum for all General Body , Special General Body Meetings of the Association shall be 1/10th of the Members of KWA. If there is no quorum at the time fixed, the meeting shall be adjourned by 15 minutes and the subject already notified shall be disposed off at the adjourned meeting for which there need not be any quorum
- c) The quorum for all Executive Committee, Special / emergency Meetings of the Association shall be 1/2 of the Executive Committee Members of KWA.

12. **WORKING HOURS :** The Working hours of the Association and the Club will be fixed by executive committee from time to time

13. ALTERATION OF MEMORANDUM OF ASSOCIATION, CHANGE OF NAME, RULES AND REGULATIONS :

13.1 The Alteration of Memorandum of Association and change of name and Rules and Regulations of the Association shall be carried out as follows in accordance with Sections 9 and 10 of Karnataka Societies Registration Act.

13.2 AMENDMENTS :

- a) The General Body members shall have the power to amend and modify the Memorandum of Association and Rules of the Association at a Meeting specifically called for the purpose.
- b) No amendments to the Memorandum of Association and Rules and Regulations shall be made unless passed by a majority of 2/3 of the members present and voting in favour of such amendments.
- c) All proposed amendments must be sent to the Secretary who on receipt of amendments shall convene a Meeting of the Executive Committee for fixing a date of the General Meeting for consideration of the amendments.
- d) All proposed amendments so received and accepted by the Executive Committee, must be circulated to the General Body members by the Secretary at least 21 days before such a meeting is to be held, within two months of such amendments being received by the Secretary.

14.0 ACCOUNTS: The Executive Committee shall keep at the registered office of the Association a proper book of accounts with respect to :

- a) All sums of money received and expended by the Association and the matters in respect of which the receipt and expenditure takes place.
- b) All sales and purchases of goods by the Association, and
- c) The assets and liabilities of the Association

14.1 At the end of every financial year balance sheet of the Association and income and expenditure account shall be drawn up and audited by an auditor appointed by the

Executive Committee to place before the Annual General Body Meeting and within fourteen days of the Annual General Body Meeting filed before the Registrar of Societies of Karnataka along with all the names and addresses of the members of the Governing Body along with the copy of the balance sheet and income expenditure audited by a qualified accountant.

15.0 FUNDS : The funds of the Association to provide for :

- 15.1
- a) The expenses of the Association
 - b) The expenses in holding sports, cultural and other competitions from time to time.
 - c) Employing technical advisors, clerks, commissionaire staff etc., as and when required.
 - d) Purchasing, selling, improving, managing, developing, leasing, mortgaging, disposing of or otherwise dealing with any or all part of the property of the Association whether movable or immovable.
 - e). Investing funds not immediately required by the Association in such securities, certificates and bank deposits as prescribed in the provisions of Section 13 (1) (d) of the income Tax Act, 1961
 - f). To act as trustees of any funds, trophies or other property donated to the Association.

16.0 ELECTIONS : Elections of the office bearers and members of the executive Committee shall be held once in Three years on the day of Annual General Body Meeting.

7.0 DISSOLUTION OF THE ASSOCIATION:

- a) The organization may be dissolved if three quarters of the General Body members decide it at a General Meeting. Such a meeting must be convened with at least 21 days clear notice
- b) In the event of dissolution or winding up of **KASTURINAGAR WELFARE ASSOCIATION**, the assets remaining as on the date of dissolution shall under no circumstances be distributed among the members, but the same shall be transferred to another charitable trust, society, association or institution whose objects are similar too those of **KASTURINAGAR WELFARE ASSOCIATION**

18.0 AMALGAMATION : The Association may amalgamate or join with any other Charitable trust, society, association or institution whose objectives are similar to

those of the association in accordance with section 21 of the Karnataka Societies Registration Act.

19.0 **GENERAL:** Generally, to do all such things as are identical or conducive to the attainment of the objectives of the Association

- a) The dissolution of the Association, if it arises shall be followed as per Sections 22 and 23 of the K.S.R. Act 1960
- b) For matters which have not been specifically provided for herein above, the provision of the Karnataka Societies Registration Act, 1960 and the Rules made there under shall apply.

