

HIMACHAL PRADESH BOARD OF DEPARTMENTAL EXAMINATIONS
DEPARTMENTAL EXAMINATION OF OTHER GAZETTED OFFICERS OF HIMACHAL
PRADESH

OCTOBER 2015

Time allowed: 3 Hours

Maximum Marks: 100

PAPER-4

CO-OPERATIVE LAW

Note:

1. Attempt any five questions.
2. All questions carry equal marks, do quote relevant law in support of your answer.
3. The answers should be in your own words and bare reproduction of relevant sections of Act/ rules should be avoided.
4. Books allowed: Bare Acts and Rules.

- H.P. Cooperative Societies Act, 1968 (Act No. 3 of 1969)
-Himachal Pradesh Cooperative Societies Rules, 1971.

Q.No.1 What are the privileges of a Cooperative Society under the H.P. Cooperative Societies Act, 1968 and Rules made there under. Critically analyse. (20)

Q.NO. 2 a) Describe special provisions relating to Audit of a Cooperative Society under the Act & Rules. (8)

b) Discuss important aspects under the Act & Rules *ibid*, that auditors are required to consider at the time of the audit. (6)

c) Give your views on outsourcing of audit work to Chartered Accountant and certified auditors etc. *vis-a-vis* quality of audit. (6)

Q. No. 3 a) Discuss the modes of profit allocation in a Cooperative Society under the Act & Rules. (8)

b) What are the different avenues available with a Cooperative Society to invest its funds productively? Discuss in view of provisions of law and instructions of regulates etc. (12)

P.T.O.

Q. No. 4 Discuss in brief the mechanism of Dispute Resolution/Settlement under the H.P. Cooperative Society Act, 1968 and Rules made there under. Is it effective and expeditious ? What are the constraints in speedy disposal of disputes under the Cooperative Law ? (10+4+6)

Q. No 5 a) Elaborate the merits and demerits of the present procedure for conduct of elections to the Managing Committee of a primary; secondary and apex cooperative Society under the H.P. cooperative Society Act, 1968 and Rules made there under. (12)

b) How a member can be debarred from holding an office in a Cooperative Society ? Discuss with respect to provisions of Act and Rules. (8)

Q. No.6. a) Give brief history of Cooperative Legislation in India since 1904 with special reference to Himachal Pradesh. (10)

b) Discuss the main features of 97th Constitutional Amendment. (10)

Q.No.7 Write short notes on any two of the following:-

- a) Self Reliant Act.
- b) Distinction between appeal, review and revision under the Act.
- c) Quorum of General Meeting.
- d) Mode of service of summons. (10 X2)

Q.No.8 a) What are the procedures to be adopted by a liquidator for winding up of a Co-operative Society? (10)

b) Discuss the main constraints in time bound finalization of liquidation proceedings. Suggest some ways for expeditious disposal of such proceedings. (10)
