

1074

SANDEEP VIHAR (AWHO) WELFARE & MAINT SOCIETY, GHS-79, SEC- 20, PKL

MINUTES OF SPECIAL MEETING OF MANAGING COMMITTEE  
HELD ON 26<sup>th</sup> Sep 2015

Attendance

1. A special Meeting of the Managing Committee at desired by the President was held on 26<sup>th</sup> Sep 2015 and it was thus attended by all the 10 (ten) Committee Members to deliberate on matters as per the Agenda mentioned in para 2 below.

Agenda

2.

- (a) To discuss/deliberate upon Internal Audit Report furnished by Col DB Singh & Lt Col GS Jeryal; and
- (b) To discuss/deliberate upon the process of issue relating to a Contract given for White-washing and Painting of Society common areas in the Complex;

Discussions

3. Brig (Retd) Sarjit Singh, President chaired the meeting and welcomed the participating Members. He then apprised the House that he is being threatened time and again by the Internal Auditor Col DB Singh as to pass the CRV relating to shortfall of Rs. 24,000/- (Rs. 15,000/- and Rs. 9,000/- at two separate instances) as pointed out by him in the captioned Audit Report and therefore the Managing Committee must sort out this issue. Thereafter, he advised to the Treasurer and the General Secretary to clarify their respective stand. The Treasurer – Col Balbir Singh averred that in consultation with the then Supervisor/Office Supdt it has been revealed that a sum of Rs. 50,000/- appx and further amount of Rs. 9,000/- have been extra credited to the Society's account by the Bank and their narration/ source of origin is not clear from the bank's books and thus Society is not loss as pointed out by the Internal Auditors. Thereupon, General Secretary informed the House that efforts have been sincerely made by all the Office Bearers to trace the genesis of missing entries but some more time is required to reach at the conclusion as the previous Office/Supdt is not available/contactable on phone yet. The GS however assured the House that these entries shall be regularized after thorough investigation of the accounts books and the Managing Committee shall be apprised accordingly in due course. But Col DB Singh stressed that tentative time frame must be specified to comply the observations otherwise he would like to approach the Registrar/go on the net in this regard as the President is also doing Dhandha in sale/purchase and renting out of flats. The President challenged him to prove the allegation to which Col DB Singh replied that he would do so at the appropriate time. Col RC Jaswal, however, intervened & appealed to both of them and opined that the role of Auditors is to furnish the report to the Society Office/President who had

1. The CRVs relating to shortfall of cash in Cash Ledger i.e Rs 15000 + Rs 9000 is factually correct. Same could be verified from the books. The reminder on this a/c has been mentioned by in the Mgt Committee for more than one time.

Jal Singh  
06 Oct 2015  
-H/2.



appointed him to carry out the Audit and hence Auditor's job/responsibility finishes there. He further said that it is the collective responsibility of the Treasurer, General Secretary and President to apprise the House and not of the Auditors regarding the compliance of the audit report. Other members of the MC also agreed to the view point of Col RC Jaswal but even then the General Secretary Subhash C Pathania pacified one and all by assuring them that utmost efforts shall be made by the Office-bearers to judiciously comply with the observations.

4. The President Brig(Retd) Sarjit Singh by taking up the 2<sup>nd</sup> point, apprised the House that White-washing Contract has been given to Mr Bupinder Singh for Rs. 5.00 lakh (though budgetary provision is Rs. 4.00/- as resolved by AGM dt 21<sup>st</sup> Feb 2015) who had earlier carried out this task 3 years back for Rs. 3.50 lakh regarding which too much hue and cry was made by certain members as to its cost and quality of work then carried out. The President complained that this Contract has now been objected to by the General Secretary Sh. Subhash C Pathania and therefore desired to have the approval of the Managing Committee for okeying the Contract as ibid. However, the Committee members wanted to know the reason of objection raised by the GS. Thereupon the General Secretary said that he is very much in favour of getting the work done but the due procedure has to be followed which is missing in the present case as he explained that :-

- i) With a view to carry out the task as per the mandate given by the AGM on 21<sup>st</sup> Feb 2015, a letter in consultation with the President for constitution of Board of Officers was drafted in April 2015 with the specific terms that permissible limit of Rs. 4.00 lakh expenditure on competitive basis be adhered to by the BOO but the President later on remarked that this task should be carried out after the rainy season;
- ii) No formal BOO was constituted thereafter but some quotation letters (open) for the aforesaid task were pouring in of and on, on personal level/contacts;
- iii) The General Secretary was out of station for two days viz. on 20<sup>th</sup> and 21<sup>st</sup> Sept 2015 and the whole process of finalisation of Contract was completed within these two days by getting the comparative statement of rates signed by two Officers who were not on the previous BOO. No technical person, who was suggested in the previous BOO, was involved in the process;
- iv) The work was got started from D-1 Block without testing the specifications/quality of material used, by a technical person beforehand;

Sp

P/3 -



- 3 -
- 394
- v) On 22<sup>nd</sup> Sept 2015 an Office Note was put up to the GS for recommending and advance of Rs. 1.50 lakh (30% of contract value Rs. 5.00 lakh) without any bank-guarantee etc from the Contractor's side or a reliable guarantor.
  - vi) Mr. Rajeev Chadha who was earlier black-listed verbally by the Society seemed to be a behind-the screen partner in the Contract.
  - vii) The GS said that all these shortcomings reminded him of the objections raised by the State Registrar in one of the judgements in our Society's case during 2012-13 whereby the action taken by the then Management of our Society were declared ultra-vires as the due process of law/bye laws was not followed.

Col DB Singh opined that whereas the Contract has since been finalized by the Treasurer and the President by negotiating the matter with the Contractor who had agreed to reduce the cost to Rs. 5.00 lakh, let it be approved and in future such lapses should not be repeated viz the negotiation should be carried out by the Board Members only. But Col RC Jaswal stressed that mandatory budgetary limit of Rs. 4.00 lakh exp should not be crossed. Col Suresh Sharma also said that 25% increase from the sanctioned exp should not be there without proper approval by the MC/AGM. Col DB Singh again opined that a technical person - H/Capt AS Negi Civil Engr and a member of the MC should be involved in the BOO to check the specifications and any deviation and negotiations carried out by the BOO in the presence of Office Bearers should be specifically recorded on the comparative statement and signed by the BOO. The President explained that a good vendor is reluctant to come forward and with a great difficulty he had managed to get the quotations in this regard. The General Secretary again opined that BOO should call sealed quotations to be opened on one and the same day so that there is no scope for any hushing-up the matter at any level and the requirement of adhering to the due procedure need to be met.

5. Thereafter the President objected to the requirement of getting the approval of AGM for removing any employee/worker of the Society as the Office Bearers are competent to remove any employee/worker at any time as no formal appointment letter is being issued by the Society while employing them. As such in his opinion Mr. Rahul Electrician's removal did not require AGM's approval and he should be paid salary of 17 days only viz for the period of his actual employment in the month of Sept and not for the whole month. Mrs. Sudha Nayyar, Jt Secy, Col RC Jaswal, Mrs. (Maj) Neelam Sharma, H/Capt GC Bhatt also agreed with the opinion of the President Brig Sarjit Singh (Retd). But Sh. Subhash Chander Pathania, General Secretary averred that after consulting the Treasurer and the President, Mt. Rahul Electrician was advised through the Office Supervisor not to attend the Office/duties with the assurance that he would be paid full month's salary because it was felt that his continuation as electrician after termination orders is fraught with the risk of his fiddling with the costly electric equipment of the Society. Sh. Pathania further elaborated that since Mr Rahul has been working in the Society for a petty

8

P/4



- 4 -

long time and we had also once issued him an experience letter it does behove legally just to shunt him without prior at least two mandatory warnings/notices because the relevant provisions of Industrial Dispute Act 1948 and Labour Laws on the matter are very liberal/favourable towards employees/workers even they may be work-charged or on ad-hoc employment. H/Capt AS Negi, Engr who is presently working as an SDO in MES also supported General Secretary's view point. H/Capt GC Bhat and Mrs Neelam, however, opined that if the captioned removed employee is bent upon doing/seeking any legal remedy he would do so even by receiving one month's salary as advance. Since all of the 8 members except GS sided with the President Brig Sarjit Singh i.e. approved to pay salary for 17days instead of one full month to Mr. Rahul, Electrician, the General Secretary requested to get his "vote of dissent" recorded on the issue.

6. Mrs. Sudha Nayyar, Jt Secy pointed out that railing in the E-5 Block should be fixed on urgent basis as the luggage piled up in the pathways/common areas/garages occasionally tears off the clothes of passers-by. Sh. SC Pathania and the President Brig Sarjit Singh clarified that necessary decision has already been taken by the Managing Committee empowering the Block members to get this job done by the Block members themselves with the mutual consent.


7. Col RC Jaswal and Mrs (Maj) Neelam pointed out that Sh. Rajesh, Plumber seldom attends the calls for carrying out plumbing works and consequently a number of complaints pour in the Society Office. Even the President was also of the opinion that so many time his own orders are not timely complied with by the Plumber contractor. Col Jaswal suggested that a pecuniary fine/penalty should be imposed on the Contractor for any delay/denial in execution of or in attending the plumbing complaints in future. All members agreed to this proposal which shall be introduced with prior warning to the Contractor Sh. Rajesh.

8. The President suggested that Managing Committee Meeting be held monthly so that everybody could be informed of the net position of the accounts and other development of the Society on monthly basis. On being pointed out by the General Secretary that there is a provision of quarterly meetings of the Managing Committee and information with respect to monthly accounts can be displayed on Notice Board/Net on net in the 1<sup>st</sup> week of every month, members agreed to meet every month informally while adhering to the schedule of formal MC Meetings as per the relevant provisions of Society's Bye-laws.

9. There being no other point for discussion, the meeting ended with a vote of thanks to the Chair.

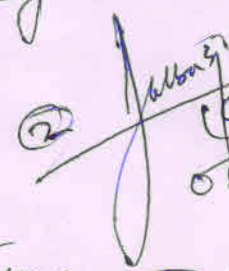
File No. 06 RWS/GHS-79/MCM


Dated : 01<sup>st</sup> Oct 2015.

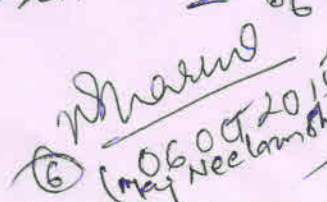
  
(Subhash C. Pathania)  
General Secretary


(Brig Retd Sarjit Singh)  
President - the Chairman

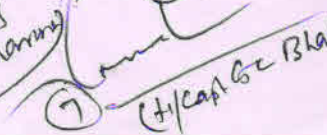
- All minutes of the meetings are reflecting the factual deliberations


②  (Col RC Jaswal)  
06 Oct 2015


③  (Brig Retd Sarjit Singh)  
06 Oct 2015


④  (Maj Neelam)  
06 Oct 2015

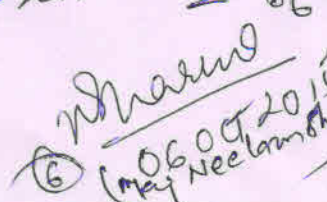
⑤  (H/Capt AS Negi)  
06 Oct 2015


⑥  (H/Capt GC Bhat)  
06 Oct 2015

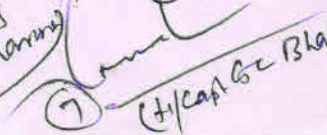
⑦  (Mrs Sudha Nayyar)  
06 Oct 2015


⑧  (Col RC Jaswal)  
06 Oct 2015

⑨  (Brig Retd Sarjit Singh)  
06 Oct 2015

⑩  (Maj Neelam)  
06 Oct 2015

⑪  (H/Capt AS Negi)  
06 Oct 2015

⑫  (H/Capt GC Bhat)  
06 Oct 2015

⑬  (Mrs Sudha Nayyar)  
06 Oct 2015