

To Shri Ayyappa Sewa Samiti
in the name of secretary

Dear Sirs,

In the absence of proper signed notice to me after following proper procedure and also without the absence of signed confirmation to emails from secretary I am not duty bound to reply, yet I do send this email reply to all committee members. Signed copy will be mailed to the two executive committee members who have not provided emails ids to Secy/jt. Secy.

After viewing the minutes of executive committee meeting held on 28.12.2014 given by the secretary via email on 29.12.2014 after office hours, for which confirmation copy is due, I humbly state as under:

The Samiti is keen to take action on the accuser, for no fault of the accuser.

My reaction on omissions of the minutes was emailed to the secretary before the dawn of same night. One of the glaring omission of ignorance of treasurer regarding decision taken regarding the 'vilakku fiasco' (read minutes not circulated) in previous meeting and he said that the Samiti fund can be released for the purpose of 'vilakku' if proper procedure followed.

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content of correspondence by secy and me by email in this connection:

communication from Shri VV Subramaniam on 30.12.2014 at 20.30 hrs.

VV Subramanian

<v.v.subramanian1948@gmail.com>

30/12/2014 (9 days ago) to SubramaniyanGa., B, Kesoraam, me, Ganapathy, Omana, k, Ravindran, anil.nair, damhort2002, gopal.krishnan

Dear Members

I have attached minutes of the meeting held on 28-12-2014 at R.D.S.O Temple Lucknow.

V.V.Subramanian

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Second communication from Shri VV Subramaniam on 30.12.2014 at 22.30 hrs.

VV Subramanian

<v.v.subramanian1948@gmail.com>

30/12/2014 (9 days ago) to SubramaniyanGa., B, me, Ganapathy, Omana, Kesoraam, k, anil.nair, damhort2002, gopal.krishnan, Ravindran

Dear Members

I have added some more points in the mail sent today. See the attachment

V.V.Subramanian

Secretary

The content of attachment to this email overriding the attachment of previous email:

Samiye Saranam Ayyappa

30-12-14

Sri . Sri Ayyappa Sewa Samithi(Regd)

D- 1385 , D-Block Indiranagar , Lucknow-226016

Minutes of Meeting held on 28th December 2014 at R.D.S.O. Temple

- (1) Regarding assessment of collection, all the receipt books have not been received. The total collection to be ascertained later. Mandala Puja was performed in a grand manner.
- (2) In view of fund crunch, proposal to consider special donation for the payment of vilaku's was considered by the committee. Due to welcome suggestion of Mrs.Prema Subramaniam old vilaku's will be reconditioned and polished met out with the donation of expenses by Mr.K.R.Subramaniam . New vilaku's 52 nos purchased were returned to M/ S. Chamanlal the seller. This was possible due to cordial relations between Mr.& Mrs.Subramaniam & the
- (3) Regarding the issue of Mr. B.N. Venkataraman, executive committee has been watching his activities regularly. Mr.B.N.Venkataraman has been abusing executive committee & members. He has abused all the members as culprits for petty matters. This has been regularly born by the committee. Committee members have been giving suggestions not to use abusive language against honourable members. In addition he has regular practice of going to ROS with out settling his grievances within samiti. He was also trying put a case against Samiti. This is spoiling the image of the samiti. In view of the above charges, committee has asked him to give his explanation to the samithi within 21 days &also in the interest of the samithi, he should apologise and withdraw all cases so that the committee can continue the puja without stoppage. Neither he has been attending meetings nor taking part in the Mandala Puja. So for he has not heeded the suggestions given by the committee.
- (4) We are thankful to Mr.Madhusudan Nair for taking care of cooking & other Puja affairs in very good manner for the last 30 years. One more addiction is the participation of Mr.Venkataraman of Corporation Bank for singing bhajans with other regular members of bhajan party. This has added fervour to the bhajans.
- (5) As a token of appreciation of Mr.Madhusudan Nair for his long tenor that is more than 30 years of service to Sri.Ayyappa Sewa Samithi , a small present was given.
- (6) A sum of Rs.2300 were spent for the purchase of 7 dhoties for Acharyaji as well as to cooking party.
- (7) All these matters were discussed in executive committee / devotee meeting at Mr.K.R.Subramaniam's place on 14 th December , 2014 though it was without corum.

The above proceedings have been seen & approved by the President.

Swamiye Saranam Ayyappa.

G.S.Swaminathan

(President)

V.V.Subramanian

(Secretary)

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communication from B N Venkataraman to Shri V V Subramanian on the very next morning on 31.12.2014 at 4.30 AM before dawn.

I am in receipt of first email from the secretary by late night (after 8 pm on 30.12.2014) and the second email BY 22.30 hrs on the same date on additional points (corrigendum) . Ever since the the having team/s under the chairmanship of the current president, the minutes are devoid of deliberations and brawls taking place under the very nose of the meetings. This meeting of 28.12.2014 is also not an exception, The glaring omission of deliberation was that the treasurer feigned ignorance of proceedings of previous meeting regarding the 'vilakku fiasco' and said that he had no objection in giving consent for release of fund from the Samiti if proper procedure followed.

This sort of lacuna of devoid of deliberations fails to honour the real contributors of guidance of Samiti.

Regarding the matter concerning B N Venkataraman (self), as the matter has taken up to this stage,

I require a signed confirmation copy of the minutes of meeting dated 28-12, for which I am ready for hand delivery at the secretary's residence or any other convenient place to avoid delay.

It is brought to the notice of the secretary that any posting/delivery before normal office hours say 5pm will be counted to be effective for any period from that date else it is counted from next working day. Hope you will hear to my request of giving signed confirmation copy.

I would like to quote 'Thiruvalluvar' regarding criticism.

Idipparai illata emara mannan
keduppar ilum kedum

meaning

The formidable king even without any enemy
will perish on his own if there is no criticism.

There is also some beautiful quotes regarding friendship showing real friendship is not for 'party and entertainment' but for

P.S. kindly send your attachments either in pdf format so that the receiver cannot change the contents. For delectroniccommunications, no signature is needed (if sent by approved site and not by personal mails).

regards

b n venkataraman

4 am 31.12.2014 (about 6 hours after receiving the concerned mails).

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Also the above communication was forwarded to committee members whose email are with us, on the same day evening when Mr B N Venkataraman, the joint Secretary came to know of departure of the Secretary from Lucknow on a long holiday for about 3 months.

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Communication from Secretary on 2.1.2015 on 3.1.2015 at 20.50 hrs

Dear Venkataraman

I have seen your e mail of 30-12-2014. I will be available in 1st week of Apr-2014, I request you to obtain signed copy from the President .

You can consult Dr.Sekar

Regards

V.V.Subramanian

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Since then I am in contact with Vice President, for the last 6 days and so far signed confirmation copy of minutes not received by B N Venkataraman.

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The reaction/observation from B N Venkataraman on the minutes of meeting was not denied by the secretary nor from any committee member till date.

1. It is clear from the above that the Secretary is not in the habit of circulating minutes nor no member or office bearer is looking into the minutes book, whether recording has been

down to the point of deliberations and decision taken. This vindicates my prolonged claim (since 2011 under the chairmanship of present president) that the office bearers are not following our rules and regulations and the president is not in a position to guide the erring office bearers in spite of my prolonged complaint to the Samiti through the Secretary/President.

2. The Samiti had lost very important certificate of IT exemption under '12A' under the chairmanship of the present president with Shri KR Ganapati as secretary. No member other than B N Venkataraman to highlight it. No effort is taken in the subsequent years to trace it or obtain a duplicate. (Refer page 25 of minutes book of that period for 'clue'.)
3. Regarding the charge that I am going to ROS without putting up my grievances before the samiti is totally false from your side. I had innumerable communications to secy/president/vice president/ and account knowing member Shri K R Subramaniam to prove my point.
4. Also that on a number of occasions in the meetings of both Sri Ayyappa Sewa Samiti and also the related Muthamizh Sangam wherein good number of same people present. In all cases, the chairman rejected all my grievances and never put for discussion. At one time he also put to vote who are all subscribing to the ideas of b n venkataraman and none of the people responded. And in another occasion he put to vote is it B n venkataraman running the samiti. Also on another occasion chided as the office bearers are well off in accounts and have qualified chartered accountants, and I should not question them. On many an occasions, time and again, I had been dubbed as non-signatory, do not have any voice, can be ignored and so on. In one meeting, the president had asked me to go wherever I want, to ROS or any other legal method, and said to the effect not to show face in front of him in the heat of deliberation, when he was supporting the treasurer blindly, as he is a qualified CA, and I am wrong in pointing fingers at him. Whenever, I intended that office bearers/ agenda should conform to rules and regulations, you are asking me am i running the samiti. To clear the point, i would like to mention that I am not but the rules and regulations are and that has to be obeyed. Where are all these deliberations, verdict by president, spats are recorded. This means that the president can utter whatever he wants without putting any such thing on record.
5. The Samiti is regularly contravening the Societies regulation act and there is nobody in the organisation to care for the Act.
6. My grievances are running to some 60 pages and the fate of entertaining my grievances by the ROS is pending at his office.
7. Also the President has opined that no body is perfect and had a loose talk, (i have email copy) that **Sachin wont have scored 99 hundreds (at that time in 2011) had be followed rules and regulations.**

8. In many an occasion the president had abused me proclaiming himself doing a charity work of donating 4 lac rupees per annum to his own 'Ved Pathashala' from his income for the last 12 years (2011) , currently to be considered as 16 years and he is permanent trustee of (i have email correspondence to prove this loose talk again, which is nothing to do with the Samiti) This has lead to my conclusion that he is not a honest Indian citizen.
9. In fact the members and president in his ruling have regularly abused me that B N Venkatarman is **not a signatory** and his grievances be ignored. Where is the record of such abuses. The people linving in a glass house throwing stones at me saying I am abusing the Samithi which is baseless. My grievances which you are interpreting as abuse are well recorded and had made way to ROS and thereafter on his inaction to HC.
10. All these had left me with no choice of approaching ROS and other legal course.
11. Coming to the point about 'culprits', after mentioning my grievances, I had requested the registrar to penalise the culprits. If you are not culprits why it should hurt you, I have not addressed honourable members as culprits. The Samiti has not identified under the chairmanship of the present president, the culprits and take our own religious way of punishment like 'sitting for 3 – 4 hours in one place and chanting Gayatri mantra 1008 times or more'. It is all because of the recklessness of the concerned people to make me go for legal option.
12. Your charge of accusing me going to ROS without putting my grievances to samiti is totally false, I had gone to ROS and other legal aid as I had left with no option, to correct the samiti to abide by the rules and regulations. When the Samiti with near unanimity wants to disobey there is a way to amend the rules and regulations but not contravening the provisions of Act and then to obey the amended one.
13. Even in meeting of 28.12.2014, the three office bearers namely, the treasurer, Vice President and the Secretary kept cool and all other the members and invitees present namely Shri Rajendran, Shri Kashi, Shri Damodaran, Shri K R Subramanian, Shri K R Gopala krishnan, ther president et al, cornerned me. Even before the commencement of meeting, the president/vice president/ Secretary invited to join a discussion regarding the compromise/modalities as it was matter of concern for forthcoming renewal of registration in July 2015. The discussion did not go well as President only vent his anger to shout 'How can you call him(as he has taken it to be a personal issue for granted) a culprit' and he was in no mood to come for a healthy discussion. Interestingly most of these members were not present for various committee meetings. The persons who kept silence were all my accused lot. This means that the Samiti as a whole is working to the emerge of the president in spite of the irregularities committed by him, whithout reviewing the financial performance of the Samiti.
14. In that meeting at RDSO temple, no discussion had taken place to issue notice to me nor a

time frame for reply. What all had happened was the Samithi had asked me to apologise for using the word 'culprit' without any point to point discussion on any written material nor complaint. So it is utterly a false to issue me a notice. Not only that what i received was the one purported to be minutes of meeting with all after-though insertion to suit the president.

15. The main reason for the financial under performance is due to constant increase in Shastigal Samabhavana in terms of cash and dhories. The Shastrigal sambhavana was Rs 400 in 1993 which is 1 1/3 times anandanam contribution of that time, Rs 800 in 1999, Rs. 2000 in 2000 onwards and at present it is standing at around Rs. 7000 which is about 18 times anndaanam contribution. Needless to say for over 20 years, the services of Shastrigal is by the president himself. Not only that We are getting volunteers from his run 'ved pathashala' with conveyance, and other incidentals borne by the Samiti. I am not against all these, kindly understand my question is why there is negligence on financial performance and not spending within means. We have left with no choice on this as there is no other viable alternative, as he is the only one in around Lucknow, in spite of himself running a factory to produce 'vedic pandits' and proudly announces that he has brought out over 700 pandits since its inception upto 2011 and the count continuing. The cost has escalated over years but the participation by public has come down considerably from 700 to 120 now. One thing about the notice printing, is that it is the only one item whose expenses of the order of Rs. 600 to 800 /- over the period of 20 years, for a simple printing including cost of paper, just because of the technology improvement world wide, in spite of increase of cost of paper was manifold in these years. Not only that revenue due to advertisement in notice is fully compensating over and above its cost.
16. In 2013 and in 2014 mandala pujas, the annadanam donation was Rs. 500 mostly from members, which is the major source of income and the expenditure per head toward bhajan and bhandara is over Rs. 1000 per head. I am not a person to donate Rs. 500 and take whole family for the bhandara which is costing over Rs. 2000 per family, unlike number of other members. Except in 1994, wherein I had sponsored whole printing of notice , I had never taken my family around. I had for more than 18 years contributed for annadanam out of my 23 years since enrolment and during the just concluded mandala puja i had collected (10 anndanams in 2000) and four annadanams as a committee member. Therefore your charge on the accuser as not participating in Mandala puja is not correct. Also I was not informed about any arrangement, deemed to have been discussed in devotee meeting when I was away at Chennai, because no minutes circulated nor told by any committee member who attended the meeting. This gives me an impression that you are having all event management with contract arrangement like in the past two years, for which no voluntery service required by committee members.
17. The growth performance of Ayyappa Sewa Samiti under the presidentship of the current president for the last five years is dismal, in spite of 9.25% interest on major part of asset (FD). If we consider the normal growth to be of 10%, with a small saving from donations,

the loss, during these period due to under-performance is of the order of **Rs. 2.03 lakhs** and president and the others who are working to emerge of the president should be penalised to this amount to make up the loss. The gain and growth statistics is available in my website for public domain without any login requirement www.bnvenkat.com ->Ayyappa/Muthamih society matters -> growth performance since 1985. These are based on the figures submitted/to be submitted which are available to public at ROS.

18. I had presented a **paper on errors and omissions** on the part of the committee in one of the committee meetings which was totally dismissed by the members present without taking any notice or inference. That alone is suffice to prove that I had brought to notice, my grievances and concern before knocking the door of ROS. Therefore your charge of going to ROS without putting before the Samithi is totally false. It is YOU the President and other office bearers wholly dismissing my concern which leaves me no option but to knock at the door of ROS.
19. I had produced ample proof to ROS, to prove that the present president had not cooperated in renewal of registration, by way of non-signature to the minutes of meetings.
20. Also I have ample proof that Samithi without intervention of the complainant, submitting incorrect papers to ROS, which is illegal too, and also there is no sincerity in filing papers even after getting a due 'renewal' in July 2014 and undermining the office of ROS, which has a legal arm. This has also given credence to ROS not taking cognizance of 'change of address' in spite of my court affidavit to that effect. Submitting such incorrect papers have serious legal implications, as there are people like b n venkataraman to inspect the ROS filed papers by paying appropriate inspection fee.

21. The dictionary meaning of 'culprit' is guilty person, and I have found the irregularities committed by office bearers including the president and not only that vide your said minutes of meeting, you have admitted that there is lapse on petty matters. I leave it to the legal authorities to decide what is petty and that too a prolonged one by the Samiti.
22. The balance sheet of year ending 31st March 2012 by 'CA Amit Srivastava' had a improper representation of figures. The signatories 'Treasurer/President/practicing CA' are responsible for the incorrect representation. You had used that balance sheet for filing with IT for claiming the excess TDS. There is one figure out of three figures in balance sheet without any nomenclature, in liability side, neither to be considered as opening balance nor the that year excess income over expenses. When you are dealing with IT, these sort of mis representation is illegal too. The basic problem neither the treasurer who is also a chartered accountant, nor the practicing CA, nor the responsible president could identify such mistake, without both the CAs knowing how to handle the income received by way of interest for three years on FD received on maturity. Not only that in that balance sheet, previous year assets other than FD/Cash in hand/bank, such as

'utensils'/'vilakku' were not reflected , with the context that treasurer is new to Samithi, did not know the existence of such things. Samithi is also in dark about refund of TDS since the year 2012.

23. The above omission had made me to manipulate previous years balance sheets with the help of CA Saroj Mishra, and the computer to write off all such assets in the previous year and resurface 'vilakku' in the next year after 2012. Even then, even after passing annual report passed in committee meeting to discuss such anomalies and getting it passed in subsequent AGM. Instead the secretary had edited such annual report and without filling Asset values, deleted completely on such paragraph without any committee meeting and adopting in AGM. That AGM did not have agenda conforming to our rules and regulations, nor circulation of relevant documents before hand. So I walked out of such AGM
24. Your Balance sheets of 31st March 2013 and 31st March 2014 are **not reflecting true** picture even though receipts and payments had been tallied.
25. Having the previous balance sheet being your own baby suited to your appointed CA 'Amit Srivasta' in addition to 'CA Saroj Mishra', there is escalation to the tune of Rs. 3952 in 2014 out of which Rs. 1173 is due to accounting the SB interest of the year twice. And this sort outs for the year 2014. For the year 2013 the untrue figure in balance sheet is to the extent of Rs. 2779 and I am sure the figure of FD interest received in November 2012 figures quoted as Rs.53245 nor shown as Rs. 47916 in revised statements submitted to the latest AGM seems both to be correct.
26. I had not participated in the AGM of 2014 to sort out this at that time because the statements were not circulated before hand. And no other member is willing to verify the FD figure and Accrued interest combined quoted in both these years submitted on 21.9.2014 in the AGM and simply passed.
27. Both these figures seem to be incorrect.
28. My writing/calculations/discussions are all went in deaf years. I had commented about the inaccuracies within a day of **receiving** the copies statements that too illegible, well **after 2 weeks** of holding AGM.
29. What sort of Chartered accountants you are having if he can produce such untrue Balance sheets after having balanced receipts and payments and also having all relevant details of FD and Interest earned for the year/TDS from bank.
30. If deliberations, spat, rulings etc are not recorded and not circulated nor being circulated in time, nor filed with ROS as a proof of date of approvals etc whose fault is it. If the balance sheet do not reflect true picture of the Samithi then whose fault is it. Kindly identify the guilty persons. It is the duty of the Samithi to identify, failing which The concerned member complainant can certainly move to ROS and make the legal hands to take its own

course. If the Samiti is contravening provisions of Act or giving incorrect/false information to ROS, then also the complainant can ask legal hands to do its job.

31. The president and office bearers of the Samiti are just could not digest the word 'culprit', and had incited all the members without exception to bounce on me. I REPEAT, 'CULPRIT/S' MEANS GUILTY PERSON/S.
32. The members of the Samithi had already reacted to the word 'compromise' as was not liked by the president who refused to sign on such compromise arrived at by the General body and the complainant. The compromise had been verbally carried out by taking the complainant as Joint and secretary and the complainant withdrew his previous complaint from ROS paving the way for renewal of registration. And after the attaining the result of obtaining 'renewal', the Samithi is reacting in the same fashion as by the capable former president of the year 2002, and taking steps to remove me from the Samiti again for no fault of mine.
33. The word 'culprit', 'compromise', 'manipulate', 'corrupt', etc are proper legal terms which had been interpreted in bad sense by the public but these sort of words do not have any other proper alternative to be deliver 'crisp'/'spasht' *lmessage*. For example, with the help of computer we can use the data fed to it, to arrange, sort, sum up, calculate statistics such as average etc, codify, decodify, highlight or reproduce a single item/record from the heap based on selection etc. The very proper single word to describe these skillful management is 'manipulate'. Where will I go without digesting the word manipulate, if some people accuse me saying that Venkat is a computer expert to 'manipulate' data.
34. There are innumerable examples wherein the 'Samithi' had refused to hear my grievances since the year 2000, by saying the 'argument' will generate heat/friction etc by the then president and now you are talking about 'image', without even discussing in smaller forum like committee meeting, and you people under the chairman of the present president, want to jump to conclusion without an iota of discussion or bringing in to records.
35. You are threatening me with taking action against the accuser, without following proper procedure, and coercing me to withdraw legal complaints, without allowing law to take its own course. The legal procedure are time consuming and I had given enough opportunities to the secretary/president to sort out issues raised by me amicably over the period of past five years, with my presence in committee meetings.
36. I am not abusing anybody, I am only criticising. The criticism of the working of Secretary/President. I am calling the president a 'mukut' with proper proof. Probably that is the only one example which you may term as abuse. If you are capable of disproving me, then please disprove.
37. The members of Samiti are jumping just at the word culprit as incited by the president, and without ever going to the complaints of different cited dates mentioned in the context. I have not committed any fault, I can certainly take legal action against the samiti/people

who are hauling me in public place like RDSO temple . The context of 'culprit' mentioned in my request/prayer to Registrar is as follows.

a. Therefore, it is requested that action be taken on complaint made by the applicant dated 10.3.2014 and supplementary complaint dated 17.10.2014 and taking cognizance upon the same, the appropriate action be taken against the culprits and the order of High court dated 18.10.2014 regarding the filing of counter affidavit be also taken.

38. The copy of the above was circulated to committee members who had email available with the complainant and the joint secretary.

39. In the previous hearing at the office of the registrar, after mentioning about the compromise of the parties, the president, requested the registrar not to entertain any complaint from the member in future and assured him that we will sort out the grievances ourselves. The registrar has not conceded to the president's request. Had it been incorrect or illegal to go to the registrar with complaints, he would have given his consent. In the present scenario, there is no truth in trying to sort out/ thrash out the grievances point by point at any point of time during the last five years.

40. Going to ROS is all legal and correct. I had given enough writings to the Samiti before hand. Your charge on me is totally false counter attack to my complaints.

41. This is not a comprehensive grievances, this is only a reply and counter to your intended notice, which is yet to be served on me, after following proper procedure to issue such one. For detailed complaint by me against the Samithi thru the secretary, please wait for 'notice' from legal authorities. In case of any non-reply / rejoinder of charges on me to this letter nor of no denial from your side will make me to take the content of this letter for caveat from my side.

42. Waiting in anticipation for the action to be taken by registrar

43. God bless one and all

bn v

copy to registrar of Societies UP

P.S.

With the Secretary being out of station for about 4 months, I have become the officiating secretary by default and I certainly can not issue a notice on myself for no fault of mine after following procedure. However I am duty bound to help you out of the impasse, for appointing a personal secretary to president or other alternative, if help is sought out with signed request. As such, there is no indication or initiative from your side to know the proper procedure from my

side. Alternatively you may individually or collectively approach a company secretary/legal expert. For any other matter of any importance to be decided in committee you are welcome to contact me over phone/email for convening a meeting of the committee during the absence of the secretary. Banking operations can still continue with treasurer and either of President/Secretary.

I am not a signatory for banking operations.

bnv