

From
B N Venkataraman
(member, Muthamizh Sangam, Lucknow)
D-1/233 Sector F, Jankipuram, Lucknow 226 021 ph; 0522-4072761

Dated: 16-03-2015(edited for spell and grammar)

To
The Dy Registrar, Lucknow Mandal
Firms, Chits and Societies,
Vikas deep, Station Road, Lucknow 226 001

File: I- 68503

Supplementary complaints to the ones dated 2-4-2012, 21-3-2013, 27-7-2013, 4-4-2013, 10-10-2013, 31-10-2013, 6/27-11-2013, 12/16-04-2014, 14-8-2014,

Enclosing herewith the information from Secretary of Muthamizh sangam Lucknow File No. 68503, through his personal mail account to the members of the Society, The Society is not habitual of any issuing any confirmation by post on any of its email correspondence.

The email of one line information to the effect to see the proceedings of meeting held on 7th March 2015. Financial results will be sent in 1st week of April 2015. Your suggestions welcome.

There is no specific invitation to members to attend the AGM to be held on such and such date and such and such venue.

There is no Agenda.

All the one what the member has to do is to look into of the 6 line attachment for executive committee members approval san the members present in that meeting to infer the AGM with election on such and such date and venue.

This sort of email correspondence is going on for years without any approval of general body to do such correspondence by email without any signed confirmation copy by post.

There is no Annual Report ever since the team had taken up office since 2010.

Not all members had been informed.

With forth coming bank holidays on account of year closing, state holidays of Mahavir Jayanti, good friday, Saturday half working day Sunday holiday etc it is next to impossible to obtain necessary Accrued interest posting any last minute Tax deducted at Source and also mortgage loan outstandings from financial institution as of 31st March 2015, before 6th of April and after making necessary entries in mandatory basic books of account if at all maintained. Even an unaudited balance sheet cannot be prepared before 7th April 2015. Leave alone the audited balance sheets. In such scenario, It is impossible to deliver the necessary documents to members giving sufficient time to study the account figures.

The secretary has not sent any financial statements to members nor even to committee members and nothing on record about its approval by the committee in any of the preceding years and there is absolutely no signature of the president to the effect that the proceedings of meetings circulated to committee members by the secretary under the chairmanship of the present president, Acharya Shri

S G Swaminathan, which is a requirement under bye-laws as per article ..29..

What all being done regarding the financial statements is that a part of it is read that too with all rounded to nearest thousand / lakh by voice by secretary and General body simply ratifies it even without going through the statements nor even having a hard copy or that matter even a soft copy before or after the AGM.

This sort of irregular practice is going on for years. The only person to confront these is the complainant, Mr B N Venkataraman, who will be either over powered or waylaid or the President puts to vote who are subscribing to the views of B N Venkataraman and there will be house full of silence. Nothing of these kind of deliberation or spat is recorded into the minutes book.

After the first week of April, that too the secretary has promised only some financial results not the full financial statements.

Already passed statements of the year 2013-14 is also not circulated to members in the said email of holding AGM on 12-4-2015.

The irregularities of previous years, not complying ROS obligations are already represented to your good office vide above cited complaints and I am yet to see the light of the day.

The Society is not in the habit of circulating the Receipt and Payment, Income Expenses, nor Balance sheet for any year to any member not even to committee members, If Secretary is denying this allegation let him produce the legally acceptable proof.

Regarding the validity of my membership, I would like to submit that in the hearing dated ..10-10-2013.. at the office of Dy Registrar, the first question he asked to the 7 members present with 6 members common to both the societies under the chairmanship of Acharya Shri S G Swaminathan. All the members replied affirmative.

The Present team was continuing for the past 5 years without any electing without any bye-laws and before the constitutional amendment by Government of India. Now they are seeking to continue legally for next five years.

It is quite imperative that the same team will continue but for one or two withdrawals from the committee

The society is denying the basic right of members of registered society to have free hard copy or even soft copy of financial statements before or after AGM.

The secretary is not in the habit of making Annual report which is the gauge of performance of the Society and denying it to the members before seeking reelection.

Nor these documents filed with ROS contravening the provisions of the ACT

No list of Governing council from year to year is being filed.

The renewal of registration is due in the year 2015.

The Dy Registrar is being silent to take action against both the erring societies namely the Muthamizh Sangam Lucknow, and Sri Ayyappa Sewa Samithi. In previous inconclusive hearing

the Dy Registrar had made verbal instruction to the secretary which was not honoured by the Secretary at all.

The Dy Registrar had not given any written order.

As per the records of ROS, the President for the year 2010-11 is Shri R Ramani, IAS, the former chief Secretary of U.P and he has been singled out and not intimated about any AGM under the present president. He has not been intimated for the forthcoming AGM also.

The reason for singling out this important VIP member is very funny and in total violation of not sending notice calling for AGM to all members. I can tell what is this funny reason when we have opportunity to inviting all the concerned members for hearing before your good office or honourable High Court.

It is glaring example of omission of intimation about AGM.

On the contrary Shri N Subramaniam, IAS and long time Secretary of the society, Shri MSK Rao are being invited eventhough these people have left Lucknow permanently.

There are only 67 members as per the email ids, but the attendance exceeds more than 70 members. Even if more than one member of a family are members of the society individual notice calling for AGM with copies of attachments have to be sent.

There is a single lady and how she gets invite are all unknown. There is no official record of any such invite. Therefore the society is functioning over telephonic conversation without any confirmation copy by post and no documented evidence., So it can be very well considered that the society is functioning on rumours. The Society has asset worth over 1 crore and could not afford for paperwork are all unacceptable for these society of very small number of membership.

I had moved court with Writ petition No. MISS 5913 of 2014 against The Registrar of Society and others with respect to the linked society and the Registrar is silent without responding to court order on 16-09-2013 as well on 28-10-2014 and the registrar is not honouring even a court order not once but twice.

In this society there is improper Balance sheets since the year 2010 with connivance of Madras based Chartered Accountant the society has concealed sale deed of real estate income to the tune of Rs. 82 lakhs. And there is a criminal angle to it.

I request the Dy Registrar of Society to take immediate action to seize all the statutory documents of Membership registrar, Proceedings book, Asset register and basic accounts books without fail immediately (durant) giving no chance for any cookup.

I request the Dy registrar also that immediate action be taken to stay the forthcoming AGM on 12-4-2015.

If my above requests are not honoured within a weeks time time by the registrar / Dy Registrar of Societies, Lucknow mandal in spite of the irregularities committed by the President and Secretary of Muthamizh Sangam Lucknow, it is a clear indication that Shri Ajai Gupta, the deputy Registrar and his subordinates are in connivance with the culprits of the Society including the criminal act on the part of the Society in concealment of income to the Income Tax return.

There is no logic in hiring the Chennai based Chartered Accountant, for three years since 2010 without any recorded proof in minutes book on the deliberation towards the appointment of the said CA and filing Income Tax return with opening balance for the year 2010-11 as Nil in balance sheet hiding the resources the society had during the 27 years of existence before the said year and also not in any correlation to the figures of Assets already submitted to ROS, during the renewal of registration in 2010.

I can prove that the samithi had filed filthy and wrong information before the office of Registrar of Societies for the purpose of obtaining the renewal of registration and obtaining the renewal in 2010 for the next five years, Which is a crime in toto. I claim that the society had obtained the renewal certificate by hook and crook, without any proceedings to show the election of new team then nor having any proper basic books of accounts. Kindly seize the statutory books of the Society to verify my allegations.

In the linked Society under the same team of the trio, namely President, Vice President/Secretary and Treasurer are all responsible in filing unsuccessful attempt for renewal of registration with all filthy and improper accounts improper and false list of governing council etc. However through the intervention and complaint to ROS by this complainant, such documents were dishonoured and the complainant Joint secretary of that Society (Sri Ayyappa Sewa Samithi) submitted fresh audited statements and list of Governing council for all the periods since 2006 were filed with correct information as available with past committee members were all filed and renewal of Registration was obtained. How the secretary was befooling ROS before that is still on records of the ROS.

In this Society of Muthamizh Sangam, Lucknow the secretary was successful in getting the renewal of registration with false information in 2010. The glaring example is the filing of List of Governing council, still showing the former president as the president for the year 2010-11.

There are enough complaint and pending court case against the linked society and pending complaints to ROS and it is highly improper to grant any renewal on expiry of the present tenure of certificate of registration, without disposal of such complaints/writ petition.

When I confronted the then president of linked society, I was physically assaulted by the member henchmen of the then president at public places of Lord Ayyappa Temple at Gomti Nagar and SGPGI canteen.

I was assaulted also by about 8 members out of which 7 of them are common to both the societies namely whose initials are , NKO, krs, krg, KG, KV, VR, SGS, Damo while 3 other members common to both Societies who are also in list of my guilty persons kept cool, namely BS, VVS, and GK. in an executive meeting held on 28-12-2014 at a public place of RDSO Mandir, coercing me to withdraw all complaints and court case or to face dire consequences.

Right now, the present president is also the managing trustee of a trust namely Sri Adi Shankara Sew Trust, Lucknow UP. (Regd) which is patronised by Shri Shri Jayendra Saraswati Swamiji. The very same swamiji who was jailed and later acquitted. It is well known fact that that Swamiji found a match in Sankara Raman who was brutally murdered in a temple premises at Kanchipuram, TN. That Swamiji is well known for top connections in the ruling party of Government of India and also former President of India.

I have nothing against the Swamiji, Shri Shri Jayendra Saraswati or his successor as they are the picks of My revered paramacharya who was divine incarnation and HE had Dheerka darsh of past present and future and have good faith on him that his pick as successor would not do anything to defame the institution HE was holding, by a wrong choice.

Venkataraman is to the president who is direct disciple of that Swamiji is like slain Sankararaman to that Swamiji. Yet I am braving my life and confronting the president of these societies, to get a justice and getting punishment for the culprits. The dictionary meaning of culprit is guilty person.

Enclosures:

1. Two pages information about the forth coming AGM on 12-4-2015 mailed by the secretary of Muthamizh Sangam, Lucknow.
2. copy of information provided to Income Tax commissioner about the concealment of Rs. 82 lakhs by the society.
3. copy of court order dated 16-9-2014 and 28-10-2014 which had not been honoured by the registrar of Society.
on the matter of linked society.

Yours truly

B N Venkataraman
member, Muthamizh Sangam Lucknow (Regd)
and also Joint Secretary, Sri Ayyappa Sewa Samithi (Regd)
Lucknow

Addenda (Additional points/hadwritten in submitted one)

There is no record of additional members during the periods under consideration, Including the patron, Shri Kesav Gurnani,

Shri Kesav Gurnani is a non-tamil speaking and what sort of contribution he could have made for the Art/culture of Tamilians, He had been taken in just because he had contributed around Rs. 6 lacs while the transfer of properties (real estate) to his party.

(B N Venkataraman)

Annexure of photocopy judgement/order dated of MISS 5913 of 16-9-2014 page 1:

①

IN THE HON'BLE HIGH COURT OF JUDICATURE AT ALLAHABAD,
LUCKNOW BENCH, LUCKNOW

WRIT PETITION No. 5913 OF 2014(M/S)

Handwritten notes: 5913, 16/9/2014

Handwritten notes on stamps: CANCELLED, 16/9/2014

Brahmadesam Narasimhaiyer Venkataraman (B.N. Venkataraman),
aged about 66 years,
S/o Late B. S. Narasimhaiyer
R/o D-1/233 Jankipuram
Sector F
Lucknow-226021

Petitioner

Versus

01) Registrar,
Firms, Society and Chits,
Vikas Deep Building, Station Road,
Lucknow-226001

02) Dy.Registrar,
Firms, Society and Chits,
Vikas Deep Building, Station Road,
Lucknow-226001

03) Sri Ayyappa Sewa Samithi
Present address: D-1385/4 Indira Nagar
Lucknow-226016
Through its Secretary
Sri V.V Subramaniyan

04) Acharya Shri S G Swaminathan s/o Subramaniam Ganesan
Present address: C-1059/7 Indira Nagar
Lucknow-226016
President, Sri Ayyappa Sewa Samithi.

Respondents

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

Handwritten notes: 5264429095, 12 July, 16/9/2014, 16/9/2014

Stamp: FOR DEPOSIT

Annexure of photocopy judgement/order dated of
MISS 5913 of 16-9-2014 page 2:

1
w.p.No. 5913 MIS 20/14
Brahmadesam Narasimhaier
Venkatarani
vs
Registrar Firms Soci and chits
and others
Harle Sudder K. Saxena
State counsel is
directed to file counter-
affidavit within three
weeks.
Lit transfer.
18.9.2014
16-9-14 St. Sudder K. Saxena
18.9.2014
TRUE COPY
18-10-2014
Section Officer
Copying Department
(Penalns)
High Court, Lucknow Bench
Lucknow

Court No. - 26

Case :-

MISC. SINGLE No. - 5913 of 2014

Petitioner :-

Brahmadesam Narasimhaiyer Venkataraman

Respondent :-

Registrar Firms Societies & Chits Lucknow & Others

Counsel for Petitioner :-

Shyam Mohan Pradhan

Counsel for Respondent :-

C.S.C.

Hon'ble Ajai Lamba,J.

Let counter affidavit be filed within three weeks from today.

Rejoinder affidavit be filed within two weeks thereof.

List thereafter.

Order Date :-

28.10.2014

Shukla

As taken from website of Allahabad High Court, Lucknow

Court No. - 26

Case :- MISC. SINGLE No. - 5913 of 2014

Petitioner :- Brahmadesam Narasimhaiyer Venkataraman

Respondent :- Registrar Firms Societies & Chits Lucknow & Others

Counsel for Petitioner :- Shyam Mohan Pradhan

Counsel for Respondent :- C.S.C.

Hon'ble Ajai Lamba,J.

Let counter affidavit be filed within three weeks from today.

Rejoinder affidavit be filed within two weeks thereof.

List thereafter.

Order Date :- 28.10.2014

Shukla