

I) NAME

The name of this association is AHMEDABAD BICYCLING CLUB (hereinafter referred to as ABC) which is an Association of Persons (hereinafter referred to as the AOP). Its office shall be at Ahmedabad.

II) PREAMBLE

This AOP is entered into on this ____ day of May, 2010 at Ahmedabad between:

1. Harsh Shah, aged about 47 years, residing at 12/A, Nutan Society, Paldi, Ahmedabad – 380 007, hereinafter called the party of the first part,

2. Bhas Bapat, aged about 39 years, residing at B-402 Siddharaj Apartments, Near, Preranateerth, Jodhpur Gaam, Ahmedabad-380015, hereinafter called the party of the second part,

3. Vandan Dalal, aged about 45 years, residing at 30, Amrashagun, Nr. Fun Republic, Satellite Road, Ahmedabad-380015, hereinafter called the party of the third part,

4. Gaurav Shah, aged about 46 years, residing at 19 B Saurashtra Society, Paldi, Ahmedabad- 380 007, hereinafter called the party of the fourth part,

5. Nandini Mehta, aged about 47 years, residing at 15 Arjav Society, Opp Fun Republic, Satellite Road, Ahmedabad-380 015, hereinafter called the party of the fifth part,

6. Nirmal Shah, aged about 37 years, residing at 'Kamal', 2nd Floor, 14 Maitri Society, Opp. Goyal Tower, B/h Polytechnic, Ahmedabad-380015, hereinafter called the party of the sixth part,

7. Jayesh Modi, aged about 49 years, residing at 503, Savita Enclave, Judges Bungalow Road, Bodakdev, Ahmedabad-380015, hereinafter called the party of the seventh part,

8. Kaushal Mehta, aged about 44 years, residing at 'Aatman', Nr. Cosmos Castle School, Makarba, Ahmedabad 380058, hereinafter called the party of the eighth part,

9. Sanket Shah, aged about 28 years, residing at 16, Gyandeeep society, Dhumketu Marg, Paldi, Ahmedabad-380007, hereinafter called the party of the ninth part,

10. Vivek Shah, aged about 29 years, residing at Govind Bhavan, 7-Shantiniketan Society, Ellis Bridge, Ahmedabad-380006 hereinafter called the party of the tenth part and

11. Sonali Merchant, aged about 50 years, residing at Gujarat Society, Opp. Sthapthya Apartments, Paldi, Ahmedabad-380007, hereinafter called the party of the eleventh part,

WHEREAS the parties hereto are like minded persons hailing from different walks of life and are involved in pursuing and practicing cycling as a sport, means of attaining fitness and promoting to adopt cycling as a means of transport in order to help create a green earth and conserve ecology and environment,

AND WHEREAS in order to spread this awareness and to make the activity of cycling widely accepted, more popular and inculcate and induce more and more persons into this activity, the parties hereto are desirous of getting together and constitute an AOP, AND WHEREAS the parties hereto have agreed to the terms and conditions hereinafter contained witnesseth as follows:

III) TERMS AND CONDITIONS

1. The parties hereto are the founder members of this AOP (hereinafter referred to as the members). The parties hereto being the founder members constitute the first Managing Committee of whom, Harsh Shah being the party of the first part is the President; Bhas Bapat being the party of the second part is the Secretary and Vandan Dalal being the party of the third part is the Treasurer.
2. The members may invite, induct, inculcate and/or associate more members as per the terms and the conditions hereinafter contained.
3. This AOP is constituted to function as associations for the mutual benefit of its members, where the contributors are the members and the participators are also the members of the AOP.
4. The members agree and understand that this is a 'not for profit' association. The members do not have and cannot have any motive, aim or any intention of engaging themselves into any profit making activity or proposition. The members expressly prohibit and preclude themselves from entering into any type of business activity or business proposition whatsoever.
5. It is also clearly understood by and between the members that this is not a partnership firm governed by Indian Partnership Act, 1932 and the members do not have any profit making motive and/or understanding for sharing of profits/losses. Members do not represent each other as the agents of each other and they do not have any joint and/or several unlimited liabilities.
6. The members have agreed that the yearly income, profit, surplus and/or of the AOP, wheresoever derived shall be applied towards promotion of the objects set-forth hereinafter and no portion thereof shall be paid or distributed by way of dividend, bonus or profit to any of the members, provided that nothing herein contained shall prevent the payment by way of remuneration or fees to members for services actually rendered to the AOP.
7. Every member of the AOP undertakes or guarantees to contribute to the assets of the AOP, in the event of the same being dissolved during the time he is a member for payment of the debts and liabilities of the AOP and of the costs, charges, and expenses of dissolution of the AOP and for adjustment of the rights of the contributories amongst themselves, such amount as may be required not exceeding one rupee.

If upon dissolution of the AOP, there remains after the satisfaction of all debts and liabilities any surplus or property whatsoever, the same shall be paid to or distributed amongst the members in equal shares.

IV) AIMS AND OBJECTS

1. Promote cycling as a sport and re-invent the joys of cycling,
2. Impart medical and health benefits by promoting cycling as a means of transport,
3. Promote preservation and conservation of environment, forests, wildlife and green earth by the wide spread usage of cycle and other eco-friendly modes of transport,
4. Promote nature and health oriented expeditions, tours and get associated/affiliated with and give affiliation to Organizations having same or similar aims and objects.
5. Distribute and/or arrange/organize to distribute at a concessional, nominal and/or free of cost and/or on rent bicycles, tricycles, vehicles and such other self-powered or battery operated or electrically or electronically operated or otherwise eco-friendly vehicles by way of relief to poor, needy, deserving, challenged and/or differently able candidates,
6. Educate and advise on benefits of cycling, selection of a cycle and engage in research and development for inventing /improving efficient, safe and economical cycle design,
7. Organize rallies, tours, competitions, workshops, seminars, symposiums, lectures, demonstrations and such other programs and activities for promotion of cycling in general.
8. Get associated/affiliated/franchise with/of Government, Semi-Government Organizations, other Organizations, Trusts, NGOs etc. and give affiliation/franchise to such Organizations having same or similar aims and objects.
9. Receive, raise, recover, collect and/or accept money by way of entrance fees, annual subscription, registration fees, event participation fees, contributions, sponsorships, advertisements, donations (both, in cash and/or in kind), reimbursement of cost and/or expenses incurred (in cash and/or in kind), loans (in cash and/or in kind) etc. and utilize the same in attainment of the aims and objects of the ABC,
10. Open branches, chapters, sub-chapters etc. at different locations, towns, cities, states and countries to promote the aims and the objects of ABC,
11. Prepare, sell, distribute, publish and promote literature, fliers, hand-outs, banners, posters, hoardings, pamphlets, folders, booklets, souvenirs, news letters, magazines, journals, create web-sites, web-pages, blogs, urls, and/or do any other kind of e-publicity etc. for promoting, popularizing, spreading and inculcating the cycling culture especially amongst the youth and the senior citizens,
12. Purchase, renovate, construct, reconstruct, repair, take on lease or hire or otherwise acquire and/or sell, lease, rent immovable properties and/or movable assets or any rights or privileges therein/thereof necessary or convenient for the purposes of the ABC.
13. Hire and employ secretaries, clerks, managers, coaches, trainers, professionals, referees, foremen, mechanics, servants and workmen and pay to them and other persons in return for services rendered to the ABC, salaries, wages, bonus, PF, ESI, gratuities, pensions, retrenchment compensation etc. as may be required.
14. Invest and deal with monies of the ABC not immediately required in such manner as may from time to time be determined.
15. Advance money to such persons, associations, clubs and companies on such terms as may deem expedient for any of the objects of the ABC and to obtain guarantee for performance of contracts or repayment of money by any such persons, associations, clubs or companies.

To do all such other things as are incidental or ancillary or conducive to the attainment of the above objects or any of them as may be decided from time to time.

V) RULES AND REGULATIONS - 1) CATEGORY OF MEMBERS

There shall be the following categories of Members:

1. Life Member
2. Ordinary Member
3. Institutional Member
4. Event Member
5. Co-opted Member

The words imparting singular number include the plural and masculine gender shall include feminine gender and vice-versa.

V) RULES AND REGULATIONS - 2) ELIGIBILITY CRITERIA FOR MEMBERS

(1) LIFE MEMBER:

Any person shall be eligible to become a Life Member on his paying a lump sum fee of such amount as the Managing Committee may decide from time to time. Any existing member shall be eligible to become a Life Member, if so approved by the Managing Committee, on payment of the difference between the entrance fees paid by him and the prevailing life membership fees. A Life Member shall not be liable to pay to ABC any annual subscription, but shall be liable to pay fees and charges for activities, as may be decided by the Managing Committee from time to time.

Any person who may be found guilty of any criminal offence, involving moral turpitude shall not be eligible to become a life member and the decision of the Managing Committee on the question whether the criminal offence involved was of moral turpitude or not shall be final and binding.

(2) ORDINARY MEMBER:

Any person will be eligible to become an Ordinary Member of the ABC on his application being approved by the Managing Committee on his paying such entrance fees as may be decided by the Managing Committee from time to time. Such member shall also be liable to pay the annual subscription as may be decided by the Managing Committee from time to time. The Ordinary Members shall also pay the usual fees and charges for the activities as may be prescribed by the Managing Committee from time to time.

Any person who may be found guilty of any criminal offence, involving moral turpitude shall not be eligible to become an ordinary member and the decision of the Managing Committee on the question whether the criminal offence involved was of moral turpitude or not shall be final and binding.

(3) INSTITUTIONAL MEMBER:

Any Company registered under the Companies Act or Institution registered under the Societies Registration Act or, a Corporation, Institution or, any other body Corporate by whatever name established by or under any Act or the special Act of the Central Government or of the State Government, shall be eligible to become Institutional Member on payment of such entrance fees as may be decided by the Managing Committee from time to time. Three additional nominees of such an entity can be enrolled as members by paying entrance fees for each additional nominee, as may be decided by the Managing Committee from time to time. However, only the first nominee shall enjoy the rights as a member enumerated hereinafter

(4) EVENT MEMBER:

Any person intending to participate in the activities or the events organized by ABC may be eligible to become the Event Member. All event members shall be liable to pay a fee as may be decided by the Managing Committee from time to time, in addition to respective activity charges. Event Member may be called upon to deposit with the ABC a sum as may be decided by Managing Committee from time to time during the period of his membership, and such deposit will be refunded to him when he ceases to be the Event Member, after deducting the dues payable by him, if any, to the ABC. However, Event Member shall have no right to attend and vote at the meeting of the ABC or receive any amount or a part thereof paid or distributed at the time of dissolution of ABC.

(5) CO-OPTED MEMBER:

Any person may be Co-opted as a Member by a decision of the Managing Committee of the ABC as a mark of distinction, or honour for valuable services rendered by him to the ABC or to the Society or Public in general. A Co-opted Member shall have all the rights and privileges of a member without any liability to pay any entrance fees and annual subscription. However, he shall have to pay the fees or charges for the activities in which he may participate. The Co-opted Member shall have no right to attend and vote at the meeting of the ABC or receive any amount or a part thereof paid or distributed at the time of dissolution of ABC.

V) RULES AND REGULATIONS - 3) ADMISSION OF MEMBERS

The number of members to be admitted, under the respective categories shall be limited to a number as may be decided by the Managing Committee from time to time.

Any person of a fair education and position and who has completed 12 years of age is eligible for admission as the member of the ABC. However, a member below the age of 16 years participating in any event or the activity of ABC will have to be escorted by a member of the age not less than 25 years at his own risk and responsibility.

Any person desirous of becoming a member shall apply in writing to the Secretary in the form as may be prescribed by Managing Committee from time to time for the respective categories. Such applications shall be governed by eligibility criteria for respective categories as enumerated hereinabove.

The Managing Committee shall examine and consider the application for membership of the ABC.

The Secretary shall place before the Managing Committee the proposal forms. The Managing Committee may without assigning any reason accept or reject a proposal for membership or may postpone its consideration.

On receipt of the intimation about his election, the person elected for the respective category, shall within a period of 30 days from receiving such intimation, pay to the ABC, the entrance fees, security deposit and subscription as may be decided by the Managing Committee from time to time.

Any person receiving such intimation shall be recognized duly elected member only on the payment of his entrance fees, security deposit and subscription and shall then only be entitled to all the rights and privileges of such membership.

Any person admitted as aforesaid but failing to pay the entrance fees, security deposit and subscription as specified in the intimation within the period mentioned hereinabove, shall be liable to have his admission summarily cancelled.

An expelled member shall not be entitled as of right, to be re-admitted as a member of the ABC. The decision of the Managing Committee on such an application shall be final and binding on such a member. Any member who has ceased to be a member, on any of the following grounds shall not be eligible to be re-admitted by the Managing Committee:-

If he is found guilty by a competent Court or a Tribunal, of an offence involving grave moral turpitude or gross misconduct in the opinion of the Managing Committee; or If he is expelled from the ABC by the Managing Committee on the ground of misconduct and/or misbehaviour.

V) RULES AND REGULATIONS - 4) RIGHTS AND OBLIGATIONS OF MEMBERS

1. Life Members, Ordinary Members and Institutional Members (through their first nominee) shall only be eligible to the following privileges unless there is a provision to the contrary;
 1. to receive notice, to attend and vote at the meeting of the ABC;
 2. to propose or second members for election;
 3. to get elected as a member of the Managing Committee or to any other office of the ABC;
2. Every member shall be entitled to all the rights and privileges of member of the ABC irrespective of his caste, creed, gender or religion and he shall be entitled to participate in all the activities, functions of the ABC etc. on payment of such charges and fees prescribed by the Managing Committee from time to time specially or generally in that behalf. A member may not be allowed to participate in the activities or the events if he is indebted to the ABC and has not discharged his debts.
3. Event Members shall unless otherwise resolved by the Managing Committee be entitled to participate in the activities etc. in the same manner as other members for the chosen event/activity.
4. Every member other than the Event Member shall have the privilege of inviting guests as per the bye-laws framed by the Managing Committee from time to time, on payment of such charges as may be prescribed by the Managing Committee, provided further that the guest shall confirm to the rules of Constitution and Bye-laws of

the ABC and is accompanied by the member introducing him. No member shall invite, entertain, or admit as a guest within the ABC premises or activities, any person who is not received in general society or is of doubtful character or reputation. Any member giving admission to any person not so eligible shall be liable to disciplinary action by the Managing Committee.

5. A member shall cease to be a member of the ABC –
 1. If he by letter addressed to the Secretary voluntarily resigns his membership by giving notice in writing of at least one calendar month provided he has paid all the debts due by him to the ABC;
 2. If he is found guilty by a Court or a Tribunal of an offence involving moral turpitude or misconduct;
 3. If he is expelled from the membership of the ABC, by the Managing Committee on the ground of moral turpitude or misconduct. The decision of the Managing Committee as to what constitutes moral turpitude shall be final and binding, provided that before taking such a decision the Managing Committee will give a reasonable opportunity to the concerned member to submit his explanation in writing;
 4. A person, who has ceased to be a member of the ABC under sub-clause (ii) or (iii) hereinabove, shall not be eligible to apply and become a member of the ABC. Other members of the ABC shall not invite such a person as a guest.
 5. A member who has ceased to be or is expelled as a member shall have no right to receive any amount as a refund and the amounts contributed by him shall be forfeited by ABC.

Pets shall not be permitted to be brought into the ABC premises, events, activities, programmes, meetings etc.

V) RULES AND REGULATIONS - 5) ELECTION OF MANAGING COMMITTEE

1. The maximum number of the Members of the Managing Committee shall be 11(excluding the co-opted members and the ex-officio members). However, the minimum number of the Members of the Managing Committee shall not be less than 7 members (excluding the co-opted members and the ex-officio members).
2. The members of the Managing Committee shall be elected at the Annual General Meeting. The President shall be elected for a term of 3 years. He will retire at the Annual General Meeting to be held in the third year of his election. Other members excluding the President shall be elected for a period of two years.
3. The Managing Committee shall have the powers to co-opt from existing Ordinary or Life Members, one or more members to the Managing Committee. The immediate past President, the immediate past Secretary and the immediate past Treasurer shall be the ex-officio members of the Managing Committee. Such additional members appointed to the Managing Committee shall vacate office at the next Annual General Meeting. They will be eligible for being elected for the corresponding posts at the next Annual General Meeting.

The Managing Committee shall have the powers to fill in casual vacancy caused by the resignation or death or disqualification of a member of the Managing Committee provided that a member so appointed shall vacate office at the next Annual General Meeting.

V) RULES AND REGULATIONS - 6) POWERS OF MANAGING COMMITTEE

1. The general management and administration of the affairs of the ABC shall be vested in the Managing Committee. The Managing Committee, however, shall appoint one President, one Secretary, and one Treasurer from amongst the Members of the Managing Committee.
2. The Managing Committee shall in particular exercise the following powers
 1. To look after the general management and administration of the ABC;
 2. To look after the property of the ABC and to make provision for and carry out improvements, upkeep, repairs and renewal of the land, buildings and the property of the ABC from time to time;
 3. To frame from time to time the Bye-laws, Rules and Regulations necessary for the working and general management of the ABC and If thought fit, to amend the same from time to time as and when considered necessary or expedient;
 4. To manage the finance of the ABC and to determine the scale of entrance fees and subscription for various categories of the members, charges and fees for the activities etc.;

5. To make and carry out such arrangements as they may think fit to purchase, lease, hire or acquire for the purpose of the ABC, property of any form or description and in particular, the land of any tenure and to erect, adopt, equip and furnish buildings thereon for the purposes of the ABC.
6. To make and carry out such arrangements as they may think fit to purchase, lease, hire or acquire for the purposes of ABC, any equipments of any form or description.
7. To raise such amount of money as they may deem necessary for the purpose of the ABC in such manner, at such rate or interest and upon such form of security and encumbrance of the property of the ABC and under such conditions as they may think fit.
8. To prepare a budget showing the estimated Revenue surplus or deficit for the ensuing year;
9. To spend any amount on any head of expenditure provided the general limit of the revenue deficit specified in the budget should not generally be exceeded.
10. To prepare Balance Sheet and the Income and Expenditure Account of the ABC for the financial year showing its assets, and liabilities, revenue surplus or deficit, as well as to prepare a report about the general activities of the ABC during the year;
11. To submit the Balance Sheet, Income and Expenditure Account together with the President's Report to the Annual General Meeting before the end of September in every year;
12. To lend the premises of the ABC for temporary use with or without charge to any person or body or to any Institution or Organization whom they think fit, whether on condition that the members of the ABC are invited to or are the part of the function or not;
13. To see that the rules, regulations and bye-laws etc. of the ABC are properly observed and to deal with any breach thereof. The Managing Committee shall further have power to suspend any member for any period as it may deem fit for breach of the rules etc. or for any other misbehaviour or misconduct provided the member is given a reasonable opportunity to explain the circumstances for such breach, misbehaviour or misconduct. If a member is suspended three times for misbehaviour, misconduct or for breach of the Rules, the Managing Committee may in its absolute discretion expel him from the membership of the ABC;
14. To suspend or expel any member or person without assigning any reason whatsoever for its so doing for misbehaviour or misconduct involving moral turpitude which is likely to invite legal complications or which is injurious to the interest, reputation or prestige of the ABC provided reasonable opportunity is given to the member for tendering any explanation for the same;
15. To fill up any temporary vacancy that may occur during the tenure of the Managing Committee;
16. To appoint, empower and authorize any committee, sub-committee with powers and duties entrusted to itself;
17. To organize childrens' gatherings, social gatherings, tournaments, tours, events, expeditions, races, and other cultural activities and organize parties at any time and to invite an outsider or a member to address the members of the ABC on any subject, to permit exhibitions, dramatic performances, exhibits, film shows or acrobatics, gymnastics or other performances or sports events, to arrange or permit prizes, tournaments etc. in the premises of the ABC or elsewhere under its auspices and to start and run a Library, cyber café, restaurant, either solely or jointly with third party for the exclusive use of ABC members and their guests;
18. To maintain a register of the members of the ABC in the form prescribed by the Managing Committee and to elect new members from time to time looking to the exigencies and capacity of accommodation;
19. To appoint any person as an employee and dismiss any or all the employees of the ABC;
20. To prohibit games or sports on the ABC premises entirely or at any particular time and regulate the bye-laws to be observed by the members for the games or sports in ABC premises;
21. To prohibit the use of any premises over which ABC may have control by any member who may be indebted to the ABC or who may have failed, neglected or refused to conform to the Rules and Bye-laws of the ABC for the time being in force;
22. To invite as Co-opted Members his Excellency the Governor, the Honorable Chief Minister of the State and any other dignitary of the State and Central Government or any person of public reputation as a mark of distinction for Honorary and valuable services rendered by him to the ABC, the Society or the Public in general;
23. To invite guests on behalf of the ABC and pay for such expenses of the guests at the sole discretion of the Managing Committee.
24. To purchase or otherwise acquire any rights or privileges which the ABC is authorized to acquire at such a price and generally on such terms and conditions as they may think fit;
25. To pay at their discretion for any property, rights or privileges acquired by or service rendered to the ABC either wholly or partially in cash, bonds, debentures etc.
26. To borrow or to raise money which may be required for the purpose of the ABC upon bonds, debentures, bills of exchange, promissory notes or other obligations or securities of the ABC by mortgage or charge of the property of the ABC
27. To invest and deal with any moneys of the ABC not immediately required for the purpose thereof upon such securities and in such manner as they may think fit and from time to time vary and realize such investment.

28. To open, operate and/or close any bank accounts for savings, current, fixed deposit, over-draft or any other form of account and/or a bank locker and to determine who shall be entitled to sign cheques, receipts, notes, acceptances, endorsements, releases, contracts, documents, bills etc. for and on behalf of the ABC;
29. To suspend or expel any member who has failed to pay his dues inspite of the intimation given to him by the Secretary. Further provided that the Managing Committee may at its absolute discretion revoke the suspension/expulsion and restore the membership (in appropriate cases) on humanitarian and sympathetic grounds, a member expelled on the ground of non-payment of dues to ABC on such terms and security deposits etc. as it may deem fit. The decision of the Managing Committee in this behalf shall be final and binding on the concerned member.
30. To co-opt any member by a decision for being taken up as members of committee or appoint any sub-committee for any of the activities of the ABC;
31. To have the sole power of interpreting the Constitution and the Bye-laws of the ABC. Such decision shall be binding on every member and/or person concerned;
32. To communicate with the members of ABC and the members of the Managing Committee of ABC in printed or in electronic form as deemed fit or as required under this Constitution.

V) RULES AND REGULATIONS - 7) BOOKS AND ACCOUNTS

1. The Managing Committee shall cause true and proper accounts of the ABC to be kept of all sums of money received and expended by the ABC and the matters in respect of which such receipts and expenditure take place, of all sales and purchases of the goods, services and of the assets, credits and liabilities of the ABC.
2. The books of account shall be kept at the office of the ABC or at such other place as may be decided by the Managing Committee.
3. A copy of Annual Balance Sheet and Income and Expenditure Account together with the Presidents Report shall be sent to all the members at least 2 weeks prior to the date of the Annual General Meeting.
4. The Managing Committee shall cause to be prepared and laid before the General Meeting of the members of the ABC, the Income and Expenditure Account, the Balance Sheet and the President's Report for the year ended 31st March.

V) RULES AND REGULATIONS - 8) PROCEDURE OF MANAGING COMMITTEE

The Managing Committee may at the discretion of the President or the Secretary or the Treasurer and shall on a requisition of at least 4 members of the Managing Committee meet for the disposal of the business at any time and shall meet at least once in every three months.

The President shall be the Chairman at all the meetings of the Managing Committee and in his absence; the Secretary shall be the Chairman at the meeting.

In the absence of both, members present shall elect a Chairman for the meeting from amongst the members present thereat. However, if the President or Secretary comes up subsequently, he shall chair the meeting.

Four members present at the meeting shall form a quorum.

Notice of the meeting for the Managing Committee specifying the date, time and place shall be sent in writing to every member at least 72 hours in advance of the date of the meeting. The period of 72 hours shall be counted from the date of issue of the Notice. In case of urgency, the notice period may be waived with the consent of the President.

In case there is no quorum within fifteen minutes of the time appointed for any meeting, the same shall stand adjourned for thirty minutes and again meet at the same place and consider the same agenda. If it is decided by the meeting to adjourn it to some other day for want of quorum on that date, any subsequent meeting held as the adjourned meeting, shall not require any quorum, but no business other than that included in the agenda of the original meeting shall be transacted at such adjourned meeting.

Any member of the Managing Committee who, without the permission of the Managing Committee in writing, remains absent at three consecutive meetings shall cease to be a member of the Managing Committee and the vacancy so caused shall be filled in by the Managing Committee in their absolute discretion. However, if the Managing Committee does not exercise the discretion and if the explanation tendered by the absenting member is found to be reasonable and acceptable, the Managing Committee shall condone the absence and permit him to continue his membership of the Managing Committee.

1. The business at the meeting shall be transacted by the majority of the votes of the members present there at and in case of equal division, the President shall have a second or a casting vote.
2. Any proposition or an amendment shall be proposed and duly seconded before it is put to vote.
3. The President shall have the absolute discretion to rule any speaker out of order or to rule whether a suggestion shall be taken as a distinct proposition or an amendment and also to rule whether a suggestion or whatever it may be is in order or not. The President's decision in all such cases shall be final.
4. The Managing Committee shall maintain the minutes of the proceedings of all the meetings, in the books kept for the purpose and on minutes being approved by the President the same shall be signed by him.
5. If any vacancy arises in the Office of the President for any reason, the Secretary shall become the President. If there is any vacancy in the Office of the Secretary for any reason, it shall be filled in by the Managing Committee from amongst its members. If any vacancy arises in the other members of the Managing Committee for any reason, it shall be filled in by the managing committee from the eligible members of the ABC in such a way that the strength of the official members on the Managing Committee is maintained provided however that such President, Secretary or members of the Managing Committee appointed to fill such a vacancy shall vacate office at the ensuing Annual General Meeting.

Acts done by the Managing Committee shall be valid and will not be called in question or considered void notwithstanding that it may afterwards be discovered that the appointment of one or more members of the Managing Committee was invalid by reason of any defect or disqualification or terminated by virtue of any provision contained in this constitution of the ABC.

V) RULES AND REGULATIONS - 9) GENERAL MEETINGS

1. The financial year of the ABC shall begin on 1st day of April and end on the last day of March of the next year.
2. An Annual General Meeting of the members of the ABC shall be held within six months from the close of the financial year and shall be attended by the members eligible to do when the following amongst other business shall be transacted.
 1. The Balance Sheet and Income and Expenditure Account for the financial year ending on 31st March of that year shall be laid for being adopted by the Members.
 2. The annual report about the activities, management and finance of the ABC for the year under review shall be read and necessary resolutions for adopting the accounts and President's report shall be passed.
 3. The budget showing the estimated Revenue surplus or deficit for the next financial year shall be noted.
 4. To approve proposed expenditure on all capital projects exceeding Rupees Ten Lacs.
 5. To elect a President for a period of three years when the previous President retires at the Annual General Meeting after holding office for 3 years. The Secretary, Treasurer and the Member of the Committee shall be elected for a period of two years. The President and managing committee members retiring on completion of their term shall continue to be in office till the elections are held and the results are announced.
 6. To conduct any other business with the permission of the chair.

V) RULES AND REGULATIONS - 10) POWER OF THE GENERAL MEETINGS

1. To approve and adopt the Annual Accounts and the President's Report for the activities and financial position of the ABC :
2. To note the Budgetary Projections on Revenue Surplus or Deficit for the ensuing financial year;
3. To approve expenditure on any capital project exceeding Rupees Ten Lacs;
4. To elect the members of the Managing Committee in place of those who retire at the Annual General Meeting;
5. To amend the Constitution.

6. The Managing Committee may, whenever it thinks fit and shall, on a requisition made in writing under the signature of at least 1/3 of the members of the General Body entitled to vote call an Extra Ordinary General Meeting of the ABC.

The Minutes of all the General Meetings, whether Annual or Extra-Ordinary shall be caused to be recorded by the Secretary in a separate minute book kept for the purpose, and the minutes of the General Meeting shall be signed by the President within 30 days of the holding of such meeting.

V) RULES AND REGULATIONS - 11) PROCEDURE OF THE GENERAL MEETING

1. At least 15 days' notice in writing of every General Meeting of the ABC shall be given to each member of the ABC. The period of 15 days shall count from the date of posting of the notice. The notice shall specify the day, the time, the place at which the meeting shall be held and also the agenda for the meeting. Provided however, if the agenda for the meeting includes an amendment to the Constitution, an individual notice to each member shall be given. Provided further that the non-receipt of the notice or any defect in the notice shall not invalidate the meeting.
2. One-fourth of the number of ordinary members of the ABC or twenty such ordinary members whichever is less shall form the quorum for the general meeting.
3. The President shall preside at the General Meeting of the ABC and if he be absent, the Secretary shall preside. If both are absent, the members present may elect a President of the meeting from amongst the members present thereat. He may however, handover the Chair to the President or the Secretary if he should be present subsequently.
4. In case there is no quorum within 15 minutes of the time appointed for any meeting, the same shall stand adjourned for 30 minutes. However, the ordinary members then present shall constitute the quorum and transact the business mentioned in the notice convening the meeting. However, no business shall be transacted at such a meeting, which is not included in the agenda of the meeting.
5. The proposals for election, members of the Managing Committee duly seconded, along with the consent of the proposed members, eligible to contest election shall be given to the Office of the ABC at least 96 (Ninety Six) hours before the time fixed for the commencement of the General Meeting. The proposal can however be withdrawn not later 48 (Forty Eight) hours of the time fixed for the commencement of the General Meeting, through a letter addressed to Secretary from the proposed candidate or any one of the proposers.
6. The business at the Meeting shall be transacted by, the majority of the votes of members present thereat by a show of hands. In case there is an equal division of votes, the President shall have a second or a casting vote.
7. The President shall decide in what manner the different amendments and different items of the agenda shall be considered and put to vote and his decision in the matter shall be final.
8. The President shall have an absolute discretion for the conduct of the general meeting and to rule any speaker out of order, to rule whether a suggestion shall be taken as a distinct proposition or as a rider or as an amendment, and also to rule whether a suggestion is in order or not. The decision of the President shall be final and binding on the members.
9. No proposal to amend the Constitution shall be moved at any General Meeting of the ABC unless it has been included specifically in the agenda of the meeting and unless individual notice of such a meeting has been given to every member of the ABC, eligible to receive such notice.
10. No amendment to the Constitution shall be passed unless at least 2/3rd (two-third) of the members entitled to remain present and vote at the meeting vote in its favour.
1. Except as provided in the Bye-laws framed by the Managing Committee no asset/property belonging to the ABC shall be removed from the ABC premises.

The President, the Secretary the Treasurer and members of the Managing Committee, shall be indemnified by the ABC for any act done or purporting to be done in due discharge of their duties and in good faith and with due diligence by any or all of them for and on behalf of the ABC.

V) RULES AND REGULATIONS - 12) ELECTION BYE LAWS

1. These bye-laws will be known as "Election bye-laws".
2. "Proposal of the candidates for the members of the Managing Committee duly seconded along with the consent of the proposed candidates shall be given at least 96 hours before the time fixed for the commencement of

General Meeting. Only candidates with a standing of at least two years as a member of ABC and who are entitled to vote at the Annual Meeting will be eligible to contest such elections.

3. Any proposal for withdrawing the name of candidates for the Managing Committee shall be given in writing by any of the proposer or the candidate, not later than 48 hours before the time fixed for the commencement of the General Meeting;
4. If the number of candidates at the election is the same for which the election are being held then no election will be held and such candidates will be declared at the meeting to have been duly elected. If the number of the candidates is more than the number of seats for which the elections are to be held then voting shall be done by ballot. In the event of, there being less nominations than the seats on the Managing Committee, the same shall be filled by co-option by the Managing Committee after it is constituted.
5. Every member who is eligible to vote shall be required to cast his vote for such number of seats for which the election is held. If he votes for a lesser or more number of candidates than the number of seats for which the election is to be held then his vote shall be invalid and shall be ignored.
6. The Secretary shall prepare the necessary ballot paper after the time for withdrawing the proposals has expired so as to facilitate voting by ballot. Each ballot paper shall bear rubber stamp signature of either the President or Secretary or Treasurer or any other officer of the ABC authorized by the President.
7. The President shall appoint three scrutinizers from amongst the ordinary members of the ABC. Votes shall be cast by affixing a cross against the name of the candidate. Thereafter such ballot shall be deposited in the ballot box provided for the purpose. The ballot boxes, after the voting is over at the meeting shall be handed over to the scrutinizers who shall scrutinize the ballot papers and count the votes. The scrutinizers will submit their report to the President who shall announce the results at the meeting. If in the opinion of the President the votes counting and/or verification of votes by the scrutinizers is likely to take a long time, he may adjourn the meeting for and determine the time and the day when the ordinary members may cast their votes for the purpose of announcing the results of the voting by ballot to such date and time not more than 48 hours from the date and time at which the general meeting is convened. No candidates will be entitled to demand a recounting of votes as right. He may however, request the President for a recount. If the President in his absolute discretion, thinks fit he may grant such a request and order a recount and in such a case the President will withhold the declaration of the result of the election till such recount has taken place, and for that purpose he may adjourn the meeting to such time and date which may be not more than 48 hours from the time and date of the meeting at which the election takes place. The declaration of the results of the election shall be final and binding on all concerned.
8. The President will have power to resolve any dispute arising in the course of the election. The decision of the President in relation to the validity of the votes cast, eligibility of the scrutinizers, and eligibility of the member to cast vote announcement of results, etc. shall be final and binding on all concerned. The list of ordinary members of the ABC as at the commencement of the meeting shall be taken as final for the purpose of determining the members entitled to vote. If a member disputes his classification or of another member at any time after the issue of notice for convening the General Meeting, the President shall consider the matter and give its decision which shall be final and binding on all concerned.
9. The ballot papers representing the votes cast at the General meeting shall be kept in safe custody for a period of one month after the announcement of the results by the President. Thereafter the same will be disposed of in such manner as the Managing Committee may decide.

If the President is absent at the election meeting, the Secretary shall preside and exercise all the powers vested in the President by these bye-laws. If both are absent, the members may elect a President of the meeting from amongst the Members present who shall similarly exercise these powers.

V) RULES AND REGULATIONS - 13) ENDORSEMENTS

IN WITNESS WHEREOF the Parties hereto have put their signatures to this AOP on the day, month and year first above named.

Sr. No.	Names	Signatures
1.	Harsh Shah	
2.	Bhas Bapat	
3.	Vandan Dalal	
4.	Gaurav Shah	
5.	Nandini Mehta	
6.	Nirmal Shah	

7.	Jayesh Modi	
8.	Kaushal Mehta	
9.	Sanket Shah	
10.	Vivek Shah	
11.	Sonali Merchant	

Witnesses:

1) Signature _____

Name:

Address:

2) Signature _____

Name:

Address: