

No. 111 / SRO / 2015-2016
May 12, 2016
To

The Chairman / Vice-Chairman / Chief Executive Officer
All Urban Co-operative Banks in Maharashtra
All District & Divisional Associations of Urban Co-operative Banks in Maharashtra

Sub: Special Recovery Officer

**Ref : 1) Our letter No. 645 / SRO / 2015-2016 dated February 20, 2016 and
2) Our letter No. 775 / SRO / 2015-2016 March 29, 2016.**

Dear sir / madam,

Treat this most urgent

Recently in the writ petition No. 1942 of 2013 filed by the **Bassein Catholic Co-op. Bank Ltd. versus The State of Maharashtra and others**, while giving the judgment, the bench of judges had opined that some officers in the employment of the Co-operative Banks who are designated and nominated as recovery officers and authorities empowered to issue recovery certificate by the Association of the Co-operative Banks, are not discharging their functions and duties in accordance with law. And therefore the bench of judges of the Hon'ble High Court instructed the Registrar, Co-operative Societies, Maharashtra State to clarify to all Co-operative banks and their representatives that only the authorities designated and recognized by the Maharashtra Co-operative Societies Act, 1960 will issue such certificates and after complying with the provisions of law.

On the basis of this order, it has come to our knowledge that the Commissioner of Co-operation has decided **not to empower** henceforth any officer in the employment of the Co-operative Bank to recover the overdue amount by way of attachment and sale of property as per the provisions of section 156 of the MCS Act 1960.

In order to protest such proposed notification to be issued by the office of the Commissioner of Co-operation, you are hereby requested to kindly submit information relating to the number of special recovery officers of your bank and the number and amount of overdue accounts of the bank as on

March 31, 2016, so as to plead our member banks case before the appropriate authorities.

Thanking you

Yours faithfully

For

(Sayali S. Bhoir)
Chief Executive & Secretary
The Maharashtra Urban Co-operative Banks' Federation Ltd
Wadala, Mumbai