

MINUTES OF THE 86TH ADJOURNED ANNUAL GENERAL BODY MEETING HELD ON 6TH JANUARY 2019, 10.30 A.M. AT THE GROUND FLOOR BANQUET HALL.

The President Mr. Shyam Shroff welcomed and greeted the members present and chaired the meeting. In view of insufficient quorum, the President declared the meeting adjourned to 11.00 a.m. The President then at 11.00 a.m. called the meeting to order wherein 146 members were present.

Mr. Shyam Shroff:- President

On my right is the Vice-President Mr. Ashok Mohanani and on my left is Mr. Gaurav Kapadia, Hon.General Secretary, Mr. Manu Dadlani, nominated Trustee. This is the adjourned meeting of 30th September 2018 and we start with the unfinished Agenda. We also have the Auditors and the Legal Advisor present.

Mr. Ashok Puri's objection on the presence of the auditors and legal advisor was noted and rejected.

Mr. Shyam Shroff:-

Let us start with the unfinished agenda. The first item on the Agenda is item No. 3.

3. To receive and adopt the Annual Report and audited Statements of Accounts, duly audited for the year ended 31st March 2018.

Mrs. Madhavi Ashar:- Hon.Treasurer

Hello! Good morning everybody. Thanks for keeping patience and giving us time to present the accounts. Best efforts have been made to present a true and fair view of the accounts and keeping them free from material misstatements to represent correct and true picture of the financial state of affairs of Khar Gymkhana. We have made a massive effort to clear the irregularities, negligence window dressing and leakages of revenue. I am a Member like all of you who loves Khar Gymkhana as much as you all do. I have taken help of qualified and competent fellow members and would like to thank them, the entire accounts team and the Auditors for tirelessly working on this mammoth task of putting together the books of accounts in order to prepare a true and fair picture regarding the KG finances to this August Body. I also would like to thank the Trustees for their co-operation for the same. Putting myself in place of a Member who would want to know the financials in a nut-shell I am presenting a synopsis

of the financial affairs. For all those who were not present in the September AGM this is a small brief for the benefit of members.

The reasons for delay:-

- Chief Accountant left abruptly without any notice and handover.
- Resignation of the existing Statutory Auditor after the year end in April 2018.
- Appointment of new Statutory Auditor in June 2018.
- Letter from new Statutory Auditor (dated August 30, 2018) indicating that in view of several significant matters, audit process would require more time.
- Bank reconciliation of Union Bank of India was pending for 2 years.
- Members Control account was showing large number of discrepancies and was not reconciled for 2 years.
- Large number of old debits / credit balance in vendor accounts for more than 2 years.
- Number of pending litigations in Income Tax Department.
- Pending issues / reconciliation with Hospitality partners.
- Fixed Deposit liquidation issue.
- Lack of proper records in Accounts Department
- **Key points of 2016-17 Audited Accounts**
- Various payments accounted in bank statement but were not recorded in the books of accounts identified amounting to Rs. 86.79 lakhs. – **Corrected in FY 2017-18**
- Electricity bill worth Rs. 22.56 lakhs paid in July 2016 and accounted in bank statement, but same was not accounted in books thereby overstating income to that extent. - **Corrected in FY 2017-18**
- Pre-mature withdrawal of Fixed Deposits to the tune of Rs. 1 cr without any M.C. approval and misleading the members by overstating the terminated Fixed Deposits in the audited accounts of 2016-17. - **Corrected in FY 2017-18**
- Amount payable to vendors wrongly written back in 2016-17, whereby overstating the income by Rs 22.08 lakhs. - **Corrected in FY 2017-18**

- Bank reconciliation not done as of March 31, 2017 resulting in incorrect bank balances in audited accounts of 2016-17. - **Corrected in FY 2017-18**

- **Key Observations**

- In 2016-17, Member Control A/c was inflated by Rs. 107.64 lakhs and corresponding bank balance was reduced in books was not reflecting in bank statement.
- Shortage of liquor stock while handing over to Supreme Hospitality amounting to Rs 43.20 lakhs.
- No details or M.C. approval available for giving credit of Rs. 40.13 lakhs to Supreme Hospitality.
- There is revenue leakage of Rs 84.35 lakhs reported by Internal Auditors (M/s. Gokhale & Sathe).
- Recovery of electricity charges for Rs 21.71 lakhs from Caterers recorded in the books of accounts but not recovered.
- Cash balance as per accounts of 2016-17 amounting to Rs 12.70 lakhs. No evidence of physical cash. These are old balance without any movement for more than 2 years.

- **Other Key Issues**

As per good accounting standards and auditors recommendations –

- Old and non-moving debit balances amounting to Rs. 109.07 lakhs appearing for more than 2 years in vendor accounts has been provided / written off in 2017-18.
- Old and non-moving credit balances amounting to Rs. 93.83 lakhs appearing for more than 2 years in vendor accounts has been written back in 2017-18.

- **The Way Forward:-**

- In order to control such state of affairs, we have amended the accounts and cleared up all the old and stagnant accounts. The process of reconciling Member Control A/c with members balance has been put in operation to have better control over the entire accounting.
- There is complete supervision of accounts by the in-house professional team.

- An audit committee concept is being introduced to avoid recurrence of such lapses in the future.
- Our presentation clearly shows that there were many irregularities in the previous years which have been vitiated the profitability and the state of affairs of our Gymkhana for the current year. For example, not recording of expenditure and income relating to earlier year's which itself results into showing an untrue position of our accounts .If we have to restate the accounts of the earlier years to arrive at the correct position, it will not only involves huge accounting exercise but also will become cost ineffective in view of non-availability of proper records and hence may not be advisable at this juncture.

I would request the House to adopt the accounts.

Mr. Gaurav Kapadia:- Hon.General Secretary

Good morning friends! As elected representative of the Members I would like to add what points Mrs. Madhavi has given in the figures of last year's accounts that many entries have been passed which have shown a higher profit which wasn't actually there. We have carried out a detailed investigation on many points to which the Managing Committee is anyway authorized to take things forward but as part of this presentation one of the two main things which were investigated and which I feel the Members should know I would like to call Mr. Karmarkar as part of our team to elaborate and explain to the House what these matters are.

Mr. Shyam Karmarkar :- Mem.No. K-133-L

There are two issues one is the Fixed Deposits. Two Fixed Deposits were matured Rs. 75 lac and Rs. 25 lac in 2016-17. While presenting the Audited accounts these were again shown as Fixed Deposits by passing the entry to Members Control account. So the accounts that were presented were inappropriate to that extent.

Secondly, M/s. Gokhale Sathe has given the report that as far as the Supreme Caterers are concerned the stocks which were handed over amounted to Rs. 93 lacs, instead of that Rs. 49 lac was debited to them and Rs. 43 lac were not debited to them and they have given a detailed report of some other payments also to Supreme Caterers due from them to the extent of Rs. 72 lacs, which should have been debited but not debited. This is the investigative report available.

Also the electricity charges as per the contract of M/s. Victory Caterers Rs. 7.35 lac was not recovered even though as per the

contract it was overdue. These are the very salient features and appropriate action in the matter may be initiated as far as these three things are concerned, to that extent whatever figures were shown they were not correct and I feel that necessary correction should be made and appropriate action should be initiated. Thank you Sir.

Mr. Sanjay Devnani:- Mem.No. D-111-L

My name is Sanjay Devnani. I have a question on the presentation of accounts because the accounts are being presented now. First of all I would like to mention that in the last AGM the accounts were not presented but the AGM was informed that we were all invited although it was a come in three days type of letter. So at that time I had come on the mike and requested if any help is required or any issue that needs to be sorted which the Treasurer had said that we were not aware of multiple things we were not called even once but the accounts are ready. Point being it could have been ready even then.

Second point, we did approach two people from the finance committee. One of them straight away said that till the Office Bearers do not invite us we cannot even talk to you. One of them fixed up an appointment. This was all informal. There was nothing formal. There was no invitation to us for any points in the accounts.

My main point is the presentation that is being done to the Khar Gymkhana is concerning accounting issues of 2015-2017, that is during my term as President. I want a clarification from anyone of the finance committee or the Treasurer that are there even one entry that goes back to 2011-2013 or even one entry that goes back to 2013-2015 or you are just trying to project to malign the past committee. I acknowledge the current committee. You have won fairly and squarely in an election. Elections are not in the AGM Sir. That's one question I want to put across to you Sir, Mr. Shroff.

The second point that I wanted to put across again is because Mr. Karmarkar did mention about Supreme Caterers that whole bar was taken over during the term of 2013-2015, the amount being quantified is of 2013-2015, I might be off by the figures because I don't have the figures in my hand. Around, 80 lac stocks were supposed to be from Supreme Caterers which they had the stock Gymkhana took so Gymkhana had to pay. They paid Rs. 49 lac, there was a dispute of old beers, I am talking just out of very general information so I am giving an example of old beers, I could be wrong, it could be old wine. There was a dispute on that and the claim was from the Supreme Caterers to solve the issue rather than blame anyone of the past

committees. To solve the issue we solved it by paying out the difference so that difference that they have reversed or claimed that it is wrongly paid. This is the explanation. If you find that the decision is wrong, fine, we accept that decision being wrong but in a good judgement at that time the difference of money that was outstanding according to the Caterer there is absolutely no requirement but the point being again it is of 2013-2015. There is a certain entry of the year 2011-2013 which everyone is aware. There are some vendors which are even available today as if you do not have the bills or advances have been paid obviously you are showing the advances because the current bills are not available to you in your account. So, vendors are there with you even now. Has anyone gone to get confirmation of accounts from the same vendors? The same vendors name appears in the books of accounts today. They are currently employed in Gymkhana, some of them. Why can't we ask them for confirmation of accounts? These are certain points but the main question again unanswered is, are these accounts and the presentation which have been talked and have been shown, only in the last two years. Are they carried forwards of 2011-2013 & 2013-2015 is my question. Thank you Sir.

Mr. Shiv Malhotra:- Mem.No. M-255-L

The most pertinent point that came out in the entire presentation was the breaking of the Fixed Deposits to the tune of 1 crore. The same gentleman who became the President at that time it was very political. Now he says AGM should not be political he went around tomming that we have made a profit of Rs. 1 crore. Which year was that? When did you break the FD and why was the entry not made, 2016-2017.

The second thing is since you said all this was carried forward, when did this happen, absolutely during his tenure. Today I am an ordinary member just like all of you and I am concerned about the Gymkhana so all this very flowery talk does not go down with us at all. You broke that FD, you did not make that entry and you went around tomming that you made a profit of Rs. 1 crore. That was false. It is a falsification of accounts.

Point No. 2, he says this issue of Rs. 90 lac, I saw the presentation. She said some of the accounts go back. Now this gentlemen himself comes and says yes I was aware of that Rs. 90 lac. First what is this Rs. 90 lac all of us should know, in simple language so it is easy for everyone to understand? Gymkhana had a stock of Rs. 90 lac of

liquour which was handed over to Supreme Caterers. I will go by what he says. Whatever year, it happened in 2013-2014, 2015-16 or 2011 does not matter. I am not concerned. Gymkhana property worth Rs. 90 lac given away to a caterer and everything is forgotten. He says this matter was brought before him and I am happy that you admitted that because if it was brought before you, what did you do about it? Because here Rs. 90 lac was given to a caterer, not recovered, Gymkhana property. It came before him he said we did something, we settled something, we did not settle.

Mr. Sanjay Devnani-

You got it all wrong.

Mr. Shiv Malhotra:-

You can come and explain. This is how I understand. Members just understand one thing. Rs. 90 lacs of stock given. Let me say one committee after the other has taken no effort to recover that. It is this committee which discovered this discrepancy. A letter has been sent to him. He has admitted about Rs. 40 lac. Now what I am trying to tell you here is that if this committee had brought this up one of our caterer had the benefit to the tune of Rs. 90 lac which was forgotten by all committees. Now frankly as a lay person I feel dal me kuch kala hai for the simple reason that Rs. 90 lac worth of stock given away, nothing recovered. Now after making some investigations these things come out and you realize there is so much money. May be this could have been forgotten and brushed under the carpet. Is some money given on this side? What is it? Why Rs. 45 lac. The caterer today has admitted to Rs. 43 lac. Why is this money in limbo? My question is that and if this was brought before them why was this not concluded. What were we waiting for? Another point like Mr. Shyam Karmarkar has made, I have gone through that and I have also presented separately and I was also given a task to prepare a preliminary report was presented on this catering contract and what I discovered was shocking. It is a confidential report which I have presented and I would request any member to go to the office and get hold of that report. You will be shocked the way things have been happening in this Gymkhana. I have that report with me here. I won't read it out here but I would advise every member to go and see it.

Mr. Ashok Puri, Mem.No. P-73-O

Mr. Sanjay Devnani was just asking anything relating to 2013-15 or 2015-2016 or 2016-2017. There is something, called cash balances

written off. When committee takes over the other committee they are supposed to take care of the cash also. When I saw it the Books were showing Rs. 11 lac they found only Rs. 2 lac. Rs. 9 lac they have written off. Out of that there is a Balance Sheet of 2014-2015 audited by M/s. Gokhale and Sathe, they passed something called Cash on hand as Rs. 13 lac and something and when I got the details from the people it includes Rs. 5.22 lac as Bar temporary credit. Have you ever heard of a Bar temporary credit forming part of cash on hand. This is there in the details given by them. If they can give these details they might as well give their names also. M/s. Gokhale Sathe was appointed as Rs. 3 lac audit fees at the end he was given Rs. 6 lac. And one of the item is written there additional assignment on Bar. I just want to bring it to your notice what is happening. The Balance Sheet does not show. It shows cash on hand we accepted. It was not cash on hand. It was a credit shown there. That means the accounts were falsified totally, and not only in your regime. He was the Secretary at that time. The President is responsible whoever he was that time. And all the committee members are responsible for it. When you say something like Cash on hand written off it means open it is literal open dacoity. One committee taking over, another committee and not giving a proper account of the cash. If you can start from that level then God help the other accounts. And I believe that these accounts have been already filed by the income tax department and they were filed on 31st October. And the Balance Sheet has been signed on 14th December, this must have been signed as provision of Balance Sheet I suppose but somebody has signed the Balance Sheet. And it matches with this. There you have written of Rs. 40 lacs from the profit and Rs. 40 lacs is a summary of Income and Misc balances written back. What the Income tax department is going to accept is the income part of it because it suits them. But they are not going to accept the written off which is to the tune of Rs. 2.5 crore. Cash balances written off who is going to accept. Advance's to the tune of Rs. 1 crore. All are existing, amount paid to people like Mr. Kunderan who is a Cricket Coach, it has been written off as an advance and it is also written off as an expense in the year it was paid. Today one of the items which I was asking, to give me a copy was the electricity bill of Rs. 23 lac. It is written paid, passed in the Bank accounts that mean it was debited in the books. And now you have again written off the creditor because of some wrong system in the accounting. How can you write back something like Reliance account?

Mr. Arvind Yennemadi:- Mem.No. Y-2-L

I had the privilege of getting associated with the process of compilation of these accounts which had some challenges due to various factors. I will start with explaining of what Mr. Sanjay had made the point. His main question was he is being targeted for a particular period when he was the President and whether all these transactions really relates to the period when he was the President. If by any chance that representation has come into the presentation then it is not correct. First thing let me confirm to you these are all Old Balances which were not treated properly, I am talking about the accounting treatment which is little technical but I want to explain it to this House that all these errors which have been noticed, my personal view is that there was a lack of supervision over the accounting function in Khar Gymkhana. That is my first observation. Second was lack of in built processes which are not there and needs to be improved. These are the two vital points which I noticed after going through almost one year in the accounts department of Khar Gymkhana. First time I did this and may be the last time also. Somebody asked why? I am telling you why? From the time I became Member here I enjoyed every minute of it. And at the age of around 66 years I felt now this is the time to give back Khar Gymkhana what I enjoyed. So I gave one year of my professional life only to the accounts department to really understand what is it that is lacking in Khar Gymkhana? I felt that these are the two points which I wanted to tell this House and I would request every one of you. When I came in the morning I met Mr. Bathena. He said you could have called me. I said nobody calls anyone here. Each one comes on his own and if you have a willingness to contribute to this process you must do it. My humble request to all of you that if you participate in this exercise one way or the other all these unpleasant instances will not occur in future. Mr. Puri has raised a point on electricity bill. This entry regarding one electricity bill around Rs. 21 lacs was completely missed from the books of accounts. When we see this what we do is we account for it because otherwise the picture will not be clear. So same thing is applicable to so many entries which we have observed accounting wise they were not properly treated in the books of accounts. Second issue was relating to the Members Control Account. When we touched the accounts we found that the Members Control account which is a kind of a total account is not matching with the list of Members balance by around Rs. 1.6 cr. Which was a staggering sum for us to perceive because this is all automated process? I am just explaining for the sake of general members here so they understand the enormity of what we have gone through. There were two software's. One is called Club Management Software and there is a Tally which is the accounting software. These two get

integrated at the end of the year to make the final accounts. If there are any differences in one software, that gets reflected in the second software. That is the accounts. So last year's process told us that there are huge mismatches between the bridge which is there within one software and the second software. With that view the committee decided to change the software and now that process is on. So, all these things have been done, in a positive manner, so that in future these things will not go back and become bad, at any point of time. So if you keep this view in mind and then look at the adjustments which have been carried out they will look justified. But if I start explaining one by one I have done it. I have prepared a complete report a total budget report where it shows variation of even few lakhs of rupees under each of the head which is available with our Treasurer. Anyone who wants to really go and understand what is gone wrong with the accounts we have full details. I will not take the time of the House now to explain all those things. So I feel if you take it in the right spirit there is nothing wrong with the accounts. If anyone wants to know anything we are ready to explain ourselves.

Mr. Gaurav Kapadia:-

Having been part of Mr. Arvind and his team I would like to elaborate here is that this Rs. 22 lakhs which Mr. Puri brought out, I would like to decode it to the House what it actually means for the layman. Rs. 22 lac of electricity bill in the last financial year was received by the Gymkhana. The money was paid to the electricity department. What we have done we have not shown it in our books of accounts as paid, what it does is it reduces your expenses by Rs. 22 lac. Mr. Arvind my pertinent question to you is what is the impact behind the Balance Sheet.

Mr. Arvind Yennemadi:-

The impact is simply the profit which is shown in excess to that extent.

Sanjay Devnani:-

Why did it happen?

Mr. Arvind Yennemadi:-

I will tell you the reason why it must have happened. It happened because there was a change of software from Raman to the other software during July 2016 where possibly it must have occurred where some of the entries which were passed in the earlier software

were not carried to the next software but there was no check by anyone whether 100 percent integrity was achieved at the time of software transfer.

Mr. Zoru Bathena :- Mem.No. B-132-L

Firstly I would like to say one thing, let's get into the presentation which is my query, there was an issue of some report by some auditor mentioned which is not part of the accounts. Can we get a copy of that?

Mrs. Madhavi Ashar:-

You can come and have a look.

Mr. Zoru Bathena:-

There is no mention about even that word here. All the things what you have said is not mentioned anywhere in the accounts or in the Auditors report. All the issues you mentioned in the presentation is, are the problems of previous years, this is current year. Whatever the issues may be it is not specified anywhere in this Annual Report which is presented to members. I would like to just mention this all I am trying to say is that if you are making a presentation the same courtesy must be reflected in the printed accounts which is supplied to the members. You shouldn't be presenting something which is not given to us. That is all I would like to say.

Mrs. Madhavi Ashar:-

Here I would just like to say one thing Zoru that I have on the onset mentioned that I have tried to present the synopsis. All the facts and figures that are mentioned in my report are all reflecting in the accounts. I have not varied from the figures anywhere.

Mr. Zoru Bathena:-

The points in your presentation are not part of the accounts. Nowhere is it mentioned in the Annual Report. That is what I am trying to say. I am not finding any faults. You are presenting things that are not reflected on paper. I would just like to point out which I pointed out last time this issue of one person trying to prove the other one wrong and pulling out this I think it is just too much in the Gymkhana. This needs to stop somewhere. Today there is one person in the chair. Tomorrow somebody else will come in the chair. When will this stop. We have to present our differences.

Mr. Zoru Bathena:-

Sir, I would like to explain as this gentleman says there is a falsification of accounts. It should be in black and white in the audited report. That's what we are saying. If there is something false in the accounts it must be a part of this book. We cannot come to the meeting and discuss what is not written in this book. There can be errors deliberate and there can be errors by mistake. The issue is if there is something wrong done action must be taken. But to write something and say something is not correct because this issue will never solve. Tomorrow somebody else will come and say you did something wrong. We need to put an end to this.

Mr. Ajay Babla:- Mem.No. B-166-L

As Shiv mentioned false profits are shown I would like to clarify that FD is a Balance Sheet item. Anything happening to FD will never affect the profitability of any organization. The House has to know everybody will not be an Accountant or an accounting person. I would just like to make a point that anything on the FD is only a Balance Sheet item and not a Profit and Loss item.

Mr. Nitin Ghadiyar :- Mem.No. G-156-L

At the outset let me compliment the Treasurer for an outstanding preamble to the accounts. It was an excellent presentation. I also need to compliment on behalf of the lay members like I am the accountants and the auditors for presenting the accounts which for the first time I see an assemblance of openness and transparency. I have been a member for thirty years and I have never seen such openness and transparency. There could be some error in a Balance Sheet v/s a P&L item, there could be some error in term of the period that the particular write off is involving in. Ganga cannot be purified overnight. It will take some time. And the first step towards the purification of the Ganges have started by this committee and I hope the future committees whoever and whichever group they are will continue with this process of openness and transparency and correctness of financial accounts. Having said that there are three or four things which are very important to note. It is not important whether this pertains to 2013-2014, 2011-2012. These are accounts of 2016-2017 which auditors felt constraint not to approve because of irregularities in the accounts of 2016-2017. Only that is the subject of discussion. Now some of those issues may pertain to 2016-2017 where the Hon'ble former President have been officiating, some may be carried forward issues from the previous years. The question was what was

the accounting treatment given in 2016-2017 which caused an erroneous depiction of the accounts. Some of it perhaps through accounting errors. Some of it through alleged falsification. What was it that was causing that difference in the 2016-2017 accounts which overstated profit, understated the expense, did not make provision in line with good accounting practices and why that was done. So my submission to you Mr. President is I need to know what action you are going to take going forward. There are various irregularities of a very serious time which have been put up today. At least 15 of them which I saw on the charts. Which of these irregularities have you now identified for action? You have to protect my money, public money of the Khar Gymkhana. And if there is anything that is going wrong I need to know what action you want to be taken and by 30th April identify who perpetuated it. It was the Accountant who ran away. Was it the Auditor who complied with and then resigned? Who was it? Or was it anybody else. Who perpetuated falsehood of accounts if there was any? Who allowed the incorrectness of accounts to be presented? Identify that, take action against it and most importantly you mentioned the audit committee. But we should have periodic meetings of the audit committee. You are the Board and every Board relies on an Audit and finance committee. You should have periodic meetings of the committee so that none of these wrong doings in terms of financial reporting and in terms of passing of accounts are allowed going forward. So we are more interested now first of all congratulations and I am sure the House would be very happy to approve your accounts whenever you move the resolution but the point is not that. The point is I want to identify the wrong doers if any. What action is been taken and more importantly what remedial action is been taken going forward. So how often will the Audit committee meet? Who will constitute it? Which member of the Board will be on it? Which independent Senior Accountant from the Gymkhana will you take on it? And how objectively will they look at accounts going forward quarter on quarter, not AGM on AGM. Ye AGM me nahi hota hai, jaise hum company chalate hai quarter on quarter there has to be a review. The AGM then becomes only a formality. So what are you going to do going forward is what I would definitely like to hear? Now getting defensive of a particular expense, having a vested interest of a prior auditor saying you Know I did this, the new guy did that those are matters of fine tuning and details. We are not interested in that. We are interested in ensuring that there is a correct picture of accounts that has been presented. Congratulations once again and we are interested in ensuring the action point going forward in terms of action taken against wrong doers and remedial action going forward is

minuted and presented to the members by 30th April. Thank you very much Sir.

Mr. Ramesh Sahijwani, Mem.No. S-130-L

I find from the Auditors report, Auditors have qualified the report and mentioned Bank reconciliation for a bank account with Union Bank not reconciled. My only submission is how the Balance Sheet can be finalized without Bank reconciliation. This is a very, very surprising fact. And then he says which I want to ask the Management any further impact due to voluminous nature of unreconciled transactions and complexity of errors and omissions on the financial statements is not ascertainable at present. But now when will it be ascertained. In this report he also says there are so many errors of the previous years. When will it be corrected? The Management has to look into it. May be the Audit committee has to look into it. Secondly, Sundry debtors, sundry creditors, other deposits given, and deposits received are unconfirmed/unreconciled. The effect of adjustments that may arise from the confirmation/reconciliation of these assets and liabilities is not ascertainable at present. Now these are very serious qualifications auditors have given. That means even these accounts do not present a true and fair view of the accounts. Now what Management is going to do please let us know?

Mr. Amit Damania, Mem.No. D-15-P

At the outset writing of old mistakes I do not see as a major issue. But casting aspersions, I just want to clarify one matter that this stock of Supreme Caterers was handed over to Mr. Ashok Mohanani on 14th June 2014. He was not willing to accept certain stocks which is also a fact because he was given Rs. 90 lacs to which he said old and sediment stocks he will not accept but at that time it was given over to him. The Auditor never wrote anything about it but infact after the stocks were handed over to him for three months the sales were shown as Khar Gymkhana sales and M/s. Gokhale Sathe never qualified it. The same person who you are rewarding today as an Internal Auditor because of that this Rs. 41 lac entry which was passed in July 2016 or 2017 had to be passed because of the mistake that there was no Gymkhana sales. Gymkhana had no stocks, how can Gymkhana have sales of Rs. 1 crore. So that was one issue. Second issue which I want to point out is pertaining to the current accounts that there is an entry of Rs. 83 lakhs of property tax and lease rent which from the last eighty years was being paid by Khar Gymkhana. This is the first time it has been paid by the Trustees. It is

a material difference to which the current Auditor should have put a note to that effect. And I did not understand the logic of why the Trustees had to pay it. If you say the property of the Trustees so they will pay the property tax. Tomorrow you will say properties of the Trustees so they pay AMC's also. They pay Staff security charges because the assets are of the Trustees. How is that? I don't agree on that amount of passing Rs. 83 lacs to the Trustees. It is a precedent that since the past 70 years it has always been paid by Khar Gymkhana. So just to reflect a better picture you cannot pass it on to the Trustees. The effect is that Khar Gymkhana loss is lowered by Rs. 83 lakhs and Trustees profit is lower by Rs. 83 lakhs. Now if you consider you have incurred a loss of Rs. 30 lac and if you add Rs. 83 lac your loss will be Rs. 113 lac which is a very material figure. You should not have done this. You have done this, this time. Some new management will come and they will say AMC also to be paid by Trustees. You will say security charges since the watchman are looking after the property of the Trustees that also Trustees will pay. It should not have been done. It is done. Anyway it is your decision. At least the Auditors should have put a note.

Mr. Madhukant Acharya:- Mem.No. A-58-L

I will limit myself to the qualifications made by the Auditors. First of all I must congratulate the existing team for trying to present the true picture of the financial statement in the Gymkhana. But at the same time the gentlemen explained the whole situation. It was a system error and if it was a fraudulent thing let it be proved. So we should follow the line and please remember we are all members of the same Gymkhana. Don't point fingers because if you point it like that one finger is pointing at you. The first qualification is this Rs. 86 lac. I have a simple question. When is this going to be reconciled? Can the Management today say when this Rs. 86 lacs will be reconciled because we will have an Annual General Meeting in September. So at least by that time will you have this first point of qualification settled by the present Managing committee please tell me. A date yes or no. This must be answered by the Accountant because I can proceed further with the second point. Please kindly qualify whether this Rs. 86 lac will be reconciled by the end of September and I must also congratulate Mr. Ghadiyar for making it very clear that what is the action you are going to take, what is the solution you are going to find and that is the approach we should have. I want Rs. 86 lac to be reconciled hopefully before September 2019. My second point is Rs. 9 crores have been distributed by various tax authorities. Rs. 9 crore is

a huge figure. If you ask me personally you must make a provision of Rs. 9 crore today. You are not making that provision. Suppose tomorrow the tax authorities win and we lose you please quantify that as a provision which will be adjusted and it will be a loss figure to us. You are not providing anywhere in the Balance Sheet, nowhere you are mentioning that this is a liability and the provision has to be made and we may dispute it, we may win it so the Balance Sheet will continue like that. If Rs. 9 crore is the figure I ask all our Accountants, all our CA's here, the companies I run we never allow a liability to just go unnoticed mentioned in the balance sheet. Please make a provision in the Balance Sheet because tomorrow if the tax authorities win we are to account it so why not account it. Suppose you had done it over the years this would be a gradual process. Now you are coming at a place where Rs. 9 crore is looking at your face and you are doing nothing about it. We have got all people who can help in this. So this Rs. 9 crores make a provision and if it has to be shown show it in the Balance Sheet. So I would request the Management to take a decision whether you are going to show this Rs. 9 crore liability as a provision in the Balance Sheet in 2019 you are going to show it and if you don't show it please give an explanatory note so that the members will know why it is not done. My third point is the effect of adjustments. Nothing is qualified or quantified as to what is the amount of this Sundry debtors, sundry creditors and deposits and all. Why don't you quantify as point no. a and b you have quantified? You are giving a general figure. In accounts general figure has no meaning. I can say it is Rs. 25 cores. Somebody will say it is Rs. 5 lac. Please quantify point no. 3 what is the Sundry debtors, sundry creditors, deposits accounts which are not reconciled. We want that spelt out because this is accounts. Once these three points are solved and I hope it is solved. If it is solved by September in the next meeting, I am sure we will carry on a clean Balance Sheet from thereon and you will be proceeding on a proper footing.

Some of the failings are systemic. We do not know if some are intentional. But at the same time if these three points which are qualified if you are able to settle by the financial year 2019, I think we will have a firm ground and a clear way to move forward ahead. Thank you, gentlemen.

Mr. Shyam Shroff:-

The provision of unpaid taxes or tax dues was never there in the earlier years. That was our first aim that we should bring it before the House. These are the potential liabilities, this could hit you. The idea

was to make it very clear to the members that look there is a tax liability. Some matters are lying in the court. Some matters are lying in the appellate tribunal. They could hit you to the extent of Rs. 9 crores. This was just to bring it before the House.

Mr. Arvind Yennemadi:-

Mr. Acharya has raised the point about Rs. 9 crores income tax liability. I would like to explain a little background about it so everyone understands. The figure is enormous and people will carry that impression that it should have been provided in these accounts. Khar Gymkhana has been registered as a Trust before the Bombay Public Trust Act before it came into the picture. It is governed by the Indian Trust Act. Based on that status we have obtained registration under Income Tax Act under section 12A which allows you to claim all the expenditure which we incur as exempt, income which also you earn as exempt if you are proved that you are a Charitable Trust. Now this view has been taken for almost more than fifteen to twenty years. However, during 2012 when the Act got amended the fourth leg which was there for the object of general public utility got changed and income authorities started charging the clubs /majority of the clubs in Mumbai on any activity which is in the nature of business activity. We are having restaurants, all kinds of shops, all those things we are noticed as an activity earning business having the motion of business element and that is the reason income tax started with Khar Gymkhana on the basis of mutuality rather than giving us the benefit of Charitable Trust. Now the matters has reached to a level of Appellate Tribunal where Khar Gymkhana has taken a stand that whatever it may be Khar Gymkhana is a completely Charitable Trust i.e. Trust having the object of Sports as the main object and hence we have to be assessed under the section 12 of the Income tax act and not as a mutuality concept which for last six years they have assessed us. Now this issue has been already fought with the Tribunal and Tribunal has sent back six years of assessments back to the assessing officer to reassess our status as a Charitable Trust. We have not accepted the liability which assessing officer had originally passed in his assessment order because it is like a claim against the association which is not acknowledged as yet. The answer to your query as to why there is no provision because it is only a demand which is made against us but not acknowledged as a debt. The day we do not challenge those position that time it will become a liability and on that day it will have to be provided but I accept your suggestion that a

clear cut note, a detailed note possibly we have given but even if it is not enough we will try to rectify on this ground completely.

Mr. Ramesh Sahjiwani:-

Loans and advances show we have paid income tax under protest Rs. 5.61 cr. Advance tax is paid Rs. 5.76 cr.

Mr. Arvind Yennemadi:-

This is what happened in one year by mistake. We paid the entire demand and that was the error. Of course, that has been rectified now. Now we are paying only 20 percent. This money was paid. It has been showed in the accounts and that is the answer why we paid Rs. 5 crore. In one year we paid Rs. 2 crore in single shot. That is the reason it has come here.

Mr. Shiv Malhotra:-

My worry is on the expected liability of Rs. 9 crores with the Income tax department because the Gymkhana is claiming to the Income tax department that they are a Charitable Institution and therefore that Rs. 9 crores is not payable. However, before the Public Trust Act the Trustees have filed an Affidavit saying we are not Charitable and therefore we are not to be registered. Now if somebody has to just take their Affidavit and give it to the income tax department you can be rest assured that we will be shelling out this Rs. 9 crores. This question should be asked to the Trustees that how come they have given an Affidavit of this kind which is contrary to your income tax. It is very serious and then we need to have an answer on that.

Mr. Zoru Bathena:-

Please correct me but my understanding of this issue of Charitable is, the clause is Sports related and nothing to do with Charitable. It just happens they are in the same syntax because I am also a member of Otters Club. We had the same issue. It is a Charitable institution or Sports related we don't have to be Charitable to get this benefit. This is my understanding. I am happy to be corrected if I am wrong. Khar Gymkhana claims it as a Sporting Institute not as a Charitable Trust.

Mr. Ashok Mohanani:-

So friends, this is a small clarity of what Mr. Damania was saying about 2014 June when we handed over the alcohol/liquor when Mr. Tolu Devnani was the Treasurer as well as the Bar committee head at that time. The Managing committee felt that the Bar committee was

not able to make profits so we were making losses despite there being crores of turnover in the alcohol/bar department. So, we felt we should outsource this department and therefore we gave it to Supreme to outsource it. Even Mr. Dadlani was a part of the whole process of handing over the alcohol to Supreme. Rs. 90 lac worth of alcohol was handed over to him. At no time did he ever say that the alcohol was not proper or the beer or the wine was not proper. After two years he wakes up and says that Rs. 45 lac of alcohol is not what I accepted. We have records to say that he had accepted alcohol of Rs. 90 lac and entire Rs. 90 lac should have come rightly to us so Mr. Devnani it is not correct on you to say that the beer was expired or the wine was expired. There was nothing of that sort ever mentioned to us at that time. After two years this entry has been passed so I think the House should know about it.

Mr. Gaurav Kapadia:-

In fact I would like to go one step further and add there is a sheet of paper where the stock was taken and given over to Supreme Caterers is in our possession which shows the number of bottles with signature of our Gymkhana staff. If there was any issue on that surely Supreme would have written and out of Rs. 90 lac stocks how can Rs. 40 lac stock be not good, it is a little hard to believe. We have debited this money of Rs. 40 lac to Supreme.

Mr. Shyam Shroff:-

To end the matter here what I understand the members wanted some action to be taken by 30th April 2019 like Mr. Ghadiyar suggested. The Managing committee is totally in agreement with this. We have already started the process. We will definitely try and do something if not by 30th April or as soon as possible. Now Audit committee suggestion of yours is very good. We will start working on it. We will have an Audit committee meeting every quarter and we will see by 30th September when the accounts are in the next AGM we will see that the accounts are totally clear and transparent and understood by everybody. Now Mr. Ramesh Sahijwani's point was how to proceed further. As I said the Audit committee will start working every quarterly and see that everything is in order. In case we require your suggestions in the Audit committee you will be requested to join and in case anybody else wishes to come forward and serve in the Audit committee you are most welcome. Regarding the income tax provision basic aim was to inform the members that these were the potential liabilities which could hit you in future.

Now I put it before the House the “Agenda No. 3 - To receive and adopt the Annual Report and audited Statements of Accounts, duly audited for the year ended 31st March 2018”

The same was proposed by Mr. Madhukant Acharya and seconded by and was unanimously adopted by the House.

Mr. Gaurav Kapadia:-

Point No. 7 is ***“To consider any proposal of change of Rules in respect of which a notice has been given by a member before 30th June of the relevant calendar year”.***

<u>EXISTING</u>	<u>PROPOSED</u>
MADHUKANT ACHARYA (A-58-L)	
	<p>1. Annual budget should form integral part of Balance Sheet every year.</p> <p>2. Major contracts awarded above 5 lakhs value should show completion value paid and be a part of Appendix in Balance sheet certified by Auditor and in line with Budget figures.</p> <p>3. Managing Committee and Trust Board should never file court cases against each other using member funds of Khar Gymkhana.</p> <p>4. Khar Gymkhana Auditors should definitely be selected from one among four leading Auditors in the country.</p> <p>5. To pass the recommendations of the report of the Investigation Committee in matter of 301 new memberships in Khar Gymkhana enrolled from 2007-2011 submitted on 30th June 2013.</p> <p>6. Preparation of draft balance sheet of Khar Gymkhana should involve opposition members along with Managing Committee members to</p>

	<p>maintain harmony and continuity of accounts. Dissent notes should be incorporated for resolution when presenting accounts to General Body.</p> <p>7. To have a Constitution External Ombudsman for Khar Gymkhana.</p> <p>8. Illegal grant of memberships to members children who were or are beyond 25 years of age should be revoked. Alternatively all pending requests for similar memberships should be granted after due diligence.</p> <p>9. No member should be appointed to more than two nominated sub committees.</p> <p>10. 5 year period should be deleted for any rejected resolution to be brought back for passing in AGM and be replaced with a three year moratorium.</p>
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Mr. Madhukant Acharya:-

3. Managing Committee and Trust Board should never file court cases against each other using member funds of Khar Gymkhana.

This is a very important point. Funds are not owned either by the Trustees or the Managing Committee. The funds are owned by the members of Gymkhana. And if the members are earning this fund how come you treated as your fund when you are in office, spend what you like. If an individual has to file a case against the institution let him file with his own money. If the Trustees are unhappy with some other Trustee let him file with his own money. Now since the money is owned by the members neither the Trustees nor the Managing committee, they are temporarily people who are handling these funds. The Managing committee is elected every two years. The Trustees for whatever reason it is a heritage Trust which continues and they also are there till they retire or expire. So, this money cannot be owned by the Trustees or the Managing Committee. If you have to fight cases fight on your level. But if you are going to use the money of the members come to the House and ask the House that we want to spend Rs. 2 crores for fighting cases between two arms of the same organization. Can you imagine will any organization survive if the right arm fights with the left arm? This is something which is just not acceptable. Please don't spend our money without asking. True you have got elected or you are the Trustee but you cannot side line the House when you try to spend huge sums of money. So kindly come to the House. If the House is very responsive to your spending the money

do spend the money but don't spend it just like that so I request the members to support this resolution that the Members money can be spent only with their consent.

Mr. Nitin Ghaidiyar:-

I think the sentiment that Mr. Acharya has is we all agree with that the money of the Gymkhana should not be squandered away in internal dispute. That is a good sentiment. But the resolution that he is putting up in the AGM is actually null, void and infructuous. Because the Trust for example is not governed. We don't have any jurisdiction on what we do viza-vis what the Trust should do in terms of how they spend the funds. Unfortunately, there is no jurisdiction that the AGM has over that. And again, what we do not have here that there are various matters currently on which are subjudice. Unfortunately, one matter or the other between Managing committee members between Trustees and Managing Committee between Trustees and Trustees are at various stages of the judicial process. So we cannot retroactively change any of that. Infact your resolution no. 7, Mr. Acharya is even more relevant where you have an Ombudsman. We need an internal procedure where you have a Board of arbitration, you need a board of arbitration internally. Managing committee President does not agree with that or the outgoing President or Trustee does not agree with Trustee. Trustee does not agree with Managing Committee we should between the Trust and executive agree on a Constitution of an arbitration board, we should agree on the concentration of an Ombudsman where any dispute or a difference in perception is referred to that Board. So that before you run to the courts, before you run to make Police complaints, before you run washing the dirty linen in public an internal group reviews that and tries to resolves the differences amicably. That is what I think is more important rather than a blanket rejection to the executive to spend because we have already elected them subject to them of course seeking our approval which is correct. They are authorized to spend in whichever manner they think deemed fit. The Trust will do that regardless of your resolution because you don't have jurisdiction on it. So, the way the resolution is worded Acharya i.e. resolution number 3 is actually infructuous. What we need to see is how do we create an internal institution to ensure that conflict is resolved and eventually. When the Trust itself gets reviewed, the Trust also is a strange Trust that we have which is into perpetuity. So that is a strange trust. They have all the authority all the responsibility into perpetuity with no accountability. So, the Trust needs to be reviewed, the internal

committee needs to be reviewed. The first thing we should do is elaborate further on your 7 and look at an arbitration board and not only an Ombudsman. Look at an arbitration board to attend internal conflict. Whosoever they may within, whichever person has a conflict with any other person the arbitration board should attend to it, resolve it, and report it to the AGM and then AGM can decide. In the meanwhile, I don't think we can blanket remove the authority of the executive to spend or the Trustees to spend. We don't have the jurisdiction. Thank you.

Mr. Zoru Bathena:-

Regarding the resolution I would like to point out that it is not authorized in law for Khar Gymkhana to pay somebody to file his suit against Khar Gymkhana. You can't have such a situation. It is just not allowed in law. However, if a case is filed against Khar Gymkhana of course they have to spend money to defend themselves. We don't expect them to pay out of their own pocket. Your resolution has two sides to it. The issue is that as far as my objection is it is just not permissible under law for Khar Gymkhana either by the Managing Committee or the Trustees or even with Members approval. Even with our approval Khar Gymkhana cannot pay somebody to file a suit against Khar Gymkhana, that is not allowed. I just like to clarify that.

Mr. Shyam Shroff:-

Which law is this, Sir ?

Mr. Shiv Malhotra:-

To my knowledge there is no such law and if there was such law and if there was such law there would not be pending litigation in the court. The courts have accepted it. There is pending litigation and because there is a law that is point number one and taking it further from Mr. Ghadiyar said is absolutely correct. I will just read out a section. This is the Indian Trust Act. This is section 49 which has control of discretionary powers. Where a discretionary power conferred on a Trustee is not exercised reasonably and in good faith such power may be controlled by a principle civil court of original jurisdiction. Therefore, this is the statute. You cannot go against the statute. So, if we try to pass this resolution it is bad in law. It is void ab-initio therefore I don't think this resolution can go through simply that it is against the statute. As far as the issue is concerned, I totally agree if there was an alternate resolution available in terms of may be an arbitrator which is fair enough. I do agree, my heart bleeds, my pocket

bleeds the Trustees have spent may be I don't know Rs. 2 crores, 1 crore they will be able to answer that. In the last decade nobody has ever questioned them. This is your money and my money. It is the beneficiary's money. From where are they getting money to spend and no accountability, zero accountability, they will never give you, they will never show you their minute's books, in their account everything is under professional fees. You cannot pin point how much money they are spending. It is our money. We need that control. Therefore, I agree with you. They are perpetual Trustees and they are just doing anything that they wish. Definitely there has to be some control on that issue. I don't want them to spend crores of rupees of my money without giving, they are absolutely not accountable.

Mr. Sanjay Devnani:-

I agree with everyone whatever they have spoken. Just elaborating certain things beyond which has not been spoken. What is the resolution, I am reading it again. Managing Committee and Trust Board should never file court cases against each other using member funds of Khar Gymkhana. That is the resolution. What are we saying our money lying with the Managing committee and our money lying with the Trustees whether the Trustees file a case on the Managing committee is illegal or whether the Managing committee filing a case against the Trustees is illegal? This is what we are talking about here. Why confusing the Trustees has spent Rs. 2 crore. If an external agency someone from outside does a court case on the Trustees what are the Trustees supposed to do one question. Similarly, if someone files a court case against the Managing committee what is the Secretary supposed to do, pay from his own pocket. No. That time they are very, very valid in paying from our money because they are taking care of our interest. We are the beneficiaries' but they are taken care of our interest. So please elaborate when you say Trustees because when you say the Trustees have spent Rs. 2 crores, they have spent that Rs. 2 crores taking care of our interest by someone else who is putting up a case. When we talk about this resolution we are talking about individuals, managing committee filing a case against a Trust our money being used by the Managing committee to fight against them that is when you need an Ombudsman. My facts are wrong or trying not to be so open about an individual using the money, I am not talking about that. The point is Managing committee cannot spend money to fight a case against the Trustees. Similarly,

Trustees cannot file a case against the Managing Committee and waste our money. This is the point in this resolution.

Mr. Shiv Malhotra:-

Mr. Shyam Shroff has filed this case in the capacity of a Trustee and not individual. This is the dispute. There was no reason for the Trustees. They have just appointed one more Trustee who is a Minister. This entire issue has been created by the Trustees which has led to this situation. A minister of a party I support has been appointed as a Trustee. I want to ask how many meetings has he attended. Let me re-phrase it. Has he attended even one meeting of the Trustees? My point is that in the eyes of this Managing Committee, in the eyes of beneficiaries as far as we members are concerned Mr. Shyam Shroff is still a Trustee. The matter is subjudice. It will be decided in the court of law. There have been some ad-interim orders which will be challenged and should be challenged because it is in the interest to have a person like Mr. Shyam Shroff to continue as a Trustee.

Mr. Sanjay Devnani:-

Chairman Sir, first of all we are discussing a resolution which I am repeating again. Managing Committee and Trust Board should never file court cases against each other using member funds of Khar Gymkhana. We are not talking about the President of Khar Gymkhana at all in this resolution. Whatever you managing committee people decide is your prerogative, whether right or wrong. We are talking of a resolution which reads Managing committee against Trustees and Trustees against Managing committee. We are talking only of that plus by talking individual cases is not the agenda of this resolution. We are not even talking individual cases here Sir. We are talking of a resolution which says please do not spend our money against each other. You are on the chair, fine. We are not talking about your right as a Trustee. It is subjudice like he said absolutely not an individual case in the matter. We are confusing the subject. The case of the matter is can a Managing committee file a case against the Trustees and can Trustees file case against Managing committee and spend our money. They can file the cases but can they spend our money. They can go and spend their own money is their problem. Thank you very much.

Mr. Rajesh Gursahani, Mem.No. G-99-L

Since Shiv mentioned I have to counter it that Mr. Shyam Shroff has filed the case against the Trustees not as a Trustee but as an individual which has been wrongly funded by the Managing Committee. The Managing committee has no powers to fund an individual case. He has not filed as a Trustee. Please go through the papers.

Mr. Shyam Shroff:-

Before next person comes let me clarify little bit on what he says. In 2014 I get a legal notice from the legal firm of M/s. Majeed Menon and Associates, on behalf of the Managing Committee as a sitting Trustee that you are a disputed Trustee so you better reply or action would be taken. I bring it up in the trustee meeting that we need to reply to this legal notice. The reply of the Trustees was the notice has come to you so you must reply. Who is going to pay the fees? They said you pay the fees. This is how they were treating a sitting Trustee.

Mr. Zoru Bathena:-

The issue here is I am a member of Khar Gymkhana. Suppose I have a dispute with Khar Gymkhana about my bill, suppose it is a lakh of bill and I don't pay it or I have some dispute with the amounts. Can I use Khar Gymkhana money to file a suit against Khar Gymkhana for my bill? I think the answer is No. For e.g. Suppose President and Vice-President has a dispute among themselves on any issue. One said to be done in a certain way and the other said to be done in another way, they don't agree. President and Vice-President they don't agree. Can they file suit against each other with our money? There are five Trustees, two trustees do not agree with three trustees. They will file a suit against each other with our money. Where will it end? This is the issue here. However, nobody can stop somebody from filing a suit but it cannot be done with our money as I have already said it is not allowed but it should not be allowed also. It is a common good. We cannot use our money for such purposes.

Mr. Nitin Ghadiyar:-

There are two issues here. The first issue here is that Mr. Acharya your resolution is infructuous and void. Point No. 3 cannot go through in this AGM. We do not have the competence. Secondly the issue of Mr. Shyam Shroff in his capacity as a Trustee or Managing committee

raising the issue of continuation of his Trusteeship is the matter that is subjudice. As a member of the Gymkhana and as a beneficiary I am absolutely delighted to be able to tell him to go ahead and do whatever required in terms of what needs to be done in the judicial and legal process to ensure that his membership which is in any case continues because we need good Trustees and we do not need steam rolling of the kind that we have seen. And therefore, as a beneficiary in this individual instance we would authorize him to go and defend the position not only in the present case but in all such cases where unfair interventions are done. Whether a Minister is appointed as a Trustee or not it is not even Germaine to the issue. In our view he is not a Trustee because there was no scope of appointing as a Trustee. May the Hon'ble Minister has not done his homework right. So that is for him to decide and the courts going forward to decide what the legal position would be on this. As far as we are concerned Mr. Shyam Shroff we are extremely happy that you continue as a Trustee and we would be very delighted as beneficiaries to ensure that people like you continue on the Trust.

Mr. Shyam Shroff:-

To end the matter here my submission to the House is Mr. Acharya your point number 3 is Managing committee and Trustees should never file court cases against each other using Members funds of Khar Gymkhana. You are not giving any solution. Suppose if they don't file court cases against each other what else should they do? You come up with point no. 7 to have a Constitutional external Ombudsman for Khar Gymkhana. The idea is, that in case of any dispute you should not spend Gymkhana's money on this kind of dispute. For that you need a Domestic tribunal Board. We need to resolve this issue because this issue of Shyam Shroff v/s. Trustees is not an overnight problem which has arisen here. This has been going on in every AGM since last five years. So, what is the problem? Even before moving the court in this case the Managing Committee requested Mr. Ajay Babla and Mr. Vivek Devnani to talk to the Trustees and go for the arbitration, arbitration not from outside Khar Gymkhana but within Khar Gymkhana members. You have such distinguished members here. Two or three members could be appointed to resolve this issue and this issue would have been resolved in fifteen days' time. So what happens is since the last 4 AGM's people only talk about it but there

is no question of any resolution. If you don't come to any resolution, if you do not want any arbitration then what is the option left? The courts have to decide. This is not my personal case or personally against Trustees. We have a dispute. You remove a Trustee arbitrarily from the Board and then you say you don't take action. If you want to take action you spend your money. We will be spending Khar Gymkhana's money. This is not a right way to solve a problem. If you have an issue here why can't we have arbitration within Khar Gymkhana. Mr. Acharya I would be happy if you are appointed as an Arbitrator or Mr. Zoru Bathena is appointed as an arbitrator. Close the matter in fifteen days. Whatever you decide will be binding on me, I will abide by it. Same way the Trustees should say okay whatever you decide will be binding on us. Appoint an arbitrator and finish it off. Why are you fighting against each other? Because there could be more disputes like this. We need to have a Domestic Tribunal Board which will resolve all this. It should be binding on every body. Why should we talk about in every AGM that we have spent some money, Trustees have spent money? This will not end here. This will go to the Appeal. If from Appeal you are not happy it will go to the Division Bench and if you are not happy with the Division Bench you will go to the Supreme Court. So how long are you going to fight one case? When I am ready, Managing Committee is ready to accept the decision of the Domestic Tribunal Board so what is wrong with the Trustees? On the contrary I would say let us resolve here today. Let us have a domestic tribunal board to resolve this matter and whatever is the outcome it should be binding on everybody. We should accept that. That should be the resolution.

Mr. Madhukant Acharya:-

I fully appreciate the point made by Mr. Shyam Shroff but my point is a little different. My resolution was not pin pointing to a particular case happening in Gymkhana. So please divert that particular case from the spirit of the resolution I am proposing. I am saying two arms of the same organization cannot fight against each other. It is suicide. Please try to understand you are trying to make it personalized. My resolution is not personalized. I am merely saying if the right arm tries to cut the left arm or the left arm cuts the right arm you are just maiming yourself. This is suicide. Try to understand the spirit of my resolution. I have nothing to say about the case which is going on. I am saying the same organization cannot fight itself. If you are going to talk on such lines the heritage which will be left is that any changing management or any changing Trustees can settle their personal scores

with our money which cannot be done. How can you settle personal scores by taking our money? Try to understand the spirit of the resolution. This is our money and the left arm cannot cut off the right arm and you have to resolve things. Definitely because of that in mind I have put a resolution to appoint an External Ombudsman which comes later on. The spirit of the resolution is the same organization cannot fight itself. What is the heritage you are leaving? Today young men and women who are members here will say the previous ones settled their personal scores by using our money. We will also settle it. There will be accusation for every change of Management. Whenever a new Management come, they will say that everything the other ones did was wrong. The future one that comes will say everything is wrong with them. Please try to understand. This money belongs to the members. You cannot spend this money to settle your personal scores. So, I will request the House to kindly pass this resolution.

Mr. Ashok Mohanani:-

What Mr. Acharya says is that the Managing Committee and Trust Board should never file etc. Friends do we have any authority on the Trust Board. They are an independent Body. They do whatever they feel is correct in the interest of the Gymkhana and their own interest. So, this resolution cannot go through, it is bad in law, it cannot be one hand is fighting the other hand. One hand is independent. We have no control on the right hand or the left hand. So, these two hands are definitely different so this resolution cannot go through this is what I urge.

Mr. Ashok Puri:-

Mr. Shroff as of today is it not a violation of the Constitution you are having six Trustees? That is the only violation. Otherwise the law is silent. According to me you can spend if you want but you are the sixth Trustee. In the magazine you have put yourself as the sixth Trustee.

Mr. Shyam Shroff:-

This is not the point on the Agenda who is the fifth and who is the sixth Trustee. Let us discuss the Agenda right now.

Mr. Ashok Puri:-

If that be the case the resolution should be passed.

Mr. Sanjay Devnani:-

Coming back to this resolution I don't think we should consider it as an individual case. As it is this particular case which is the bone of contention towards us making a right decision, we can keep that particular matter aside and continue with this resolution because this resolution is not about the individual matter. It is about the future. So, my request is that consider the future and pass the resolution based on the facts and leave this individual case aside and outside the purview of the resolution.

Mr. Pradeep Ajila:- Mem.No. A-73-L

Regarding this resolution is concerned personally I feel it is a good resolution. Our money should not be used. But can this resolution, will it hold with the Trustees in the court of Law. The Trustees will say you have no say on us and they are individuals. We the members cannot touch the Trust. We cannot interfere in their matters so they are not accountable to us. So, it is only one sided. That is why this resolution cannot go through.

Mr. Zoru Bathena:-

Connected to this resolution was the issue of six trustee or one trustee not coming etc. But it is very important for us to read Rule 41 of the Constitution which says that a Trustee can be removed by us members if we chose to by 3/4th majority. This issue came up because somebody came up and said that the Trustees are there permanently and they cannot be removed. Or I would like to correct it that it is in the hands of our members to remove a Trustee we do not want. It is part of the Rules. So please enforce it if there is a wrong Trustee.

Mr. Nitin Ghadiyar:-

Sir, what should happen with the Trust is a bigger issue. Whether 3/4th of the members should review the Constitution of the Trust Board. Whether there should be structural changes or not is for the larger body of the AGM to get sensitized and to work on it along with the Trustees and the Managing Committee. It is a longer issue and not part of this issue. My point of order is that this resolution no. 3, while I fully support the sentiments what Mr. Acharya has, the solution is not what the resolution is because it is infructuous, bad in law and cannot be accepted. It is a void resolution. What we should do is appreciate the sentiment of Mr. Acharya and come in with a solution like an Appellate Board or a Tribunal Board which includes an Ombudsman. As a matter of point of order the resolution is bad in contempt and in law and must be struck down.

Mr. Shyam Shroff:-

I understand it is for the future but I suggest it should be like this okay they should not fight against each other but absolve, finish up all the other options of your domestic tribunal first. After that you go wherever you want to go. Nobody can stop you.

This is for future, for future we are talking about it. This resolution of yours is subject to your exploiting the entire Domestic Tribunal process for which we will have to appoint a Domestic Tribunal. Every Managing committee, every two years they should have a Domestic Tribunal. Then do it. This is how it will be done. I put this to resolution to the House for voting subject to appointing a Domestic Tribunal.

Mr. Pradeep Ajila:-

President Sir, I agree with what you say. But is this binding on the Trustees? If it is not binding on the Trustees then this resolution has to be rejected as it is. You have no powers. I am asking the Trustee; are you agreeable?

Mr. Manu Dadlani:- Managing Trustee, Mem.No. D-15-P

No.

Mr. Shyam Shroff:-

Mr. Trustee rejects saying it is not binding on them so we cannot take this resolution.

The above resolution was rejected unanimously.

4. Khar Gymkhana Auditors should definitely be selected from one among four leading Auditors in the country.

Mr. Shyam Shroff:-

It is already discussed earlier, it is over.

Mr. Madhukant Acharya:-

What is happening is every time this matter is discussed, why don't we appoint Auditors who are among the best four. True, we will have to spend more money but the credibility also is higher. Every time we appoint an Auditor there is a problem about his credibility.

Mr. Shyam Shroff:-

This was in the Managing Committee resolution and we have decided to pass it.

Mr. Madhukant Acharya:-

Okay then pass it. I would like to ask the President who is the Auditor we have appointed for this.

Mr. Ashok Mohanani:-

We approached the Big Four and they were not ready to take our audit. So, we have approved BDO which is the Big Five. We are likely to negotiate the fees and fix up with them.

Mr. Iqbal Bhabha :- B-111-L

With due respect to the Chair you are just passing a lot of resolutions of Mr. Madhukant Acharya where on the left-hand side you say existing and on the right-hand side you say proposed. I think you passed Rule no. 4 where you were going to appoint the four leading auditors. But there is no amendment to the existing rule. How are you passing these things as a man who has just done this Constitution for you? There have been innumerable times where we have faced the same problems the two rules into making it into a Pvt. Ltd. Co, and making it into a Trust Deed. Similarly, Mr. Acharya you are my good friend, you have good thoughts, you suggest changing the left side rule also. Constitution does not have two variables. You will have to make an amendment to Rule 61e where you have to appoint an Auditor in the Annual General meeting where you have to mention that the Auditors will be amongst the top four or top five.

Mr. Shyam Shroff:-

Without amending you can't do it. Point No. 4 cannot go through. Wherever it is without amendment we cannot take.

5. To pass the recommendations of the report of the Investigation Committee in matter of 301 new memberships in Khar Gymkhana enrolled from 2007-2011 submitted on 30th June 2013.

Mr. Shyam Shroff:-

That was a long report. We are not going into the details right now. You said recommendations of your report. So we shall follow it.

Mr. Madhukant Acharya:-

My resolution refers to the point that the Investigation committee has given a lot of recommendations into the future intake of new members and these are very relevant and are very good for the interest of the members so kindly pass this.

The House discussed and unanimously approved the above resolution proposed by Mr. Madhukant Acharya.

- 6. Preparation of draft Balance sheet of Khar Gymkhana should involve opposition members along with Managing Committee members to maintain harmony and continuity of accounts. Dissent notes should be incorporated for resolution when presenting accounts to General Body.**

Mr. Shyam Shroff:-

Who is opposition?

The House unanimously rejected the above resolution proposed by Mr. Madhukant Acharya.

- 7. To have a Constitution External Ombudsman for Khar Gymkhana.**

Mr. Madhukant Acharya:-

External Ombudsman for Khar Gymkhana, why I have mentioned this is that if you appoint an internal three-member committee or arbitration there will be opposition to it. External Ombudsman are appointed for two reasons. They are distant from all members. They are not concerned with the members at all. Whenever there is an External Ombudsman whichever party is, they can present their case to the External Ombudsman. He will give his judgement which should be binding in true spirit.

Mr. Shyam Shroff:-

The moment you say external you have to specify what is external. External could be Retired judges etc. who is going to pay them? Very important point what Mr. Ajila said, is it going to abide Trustees on this?

Mr. Madhukant Acharya:-

The moment the two don't agree there cannot be an Ombudsman. I am making it very clear that the Managing Committee and the Trustee should sign that we agree to appointment of External Ombudsman. If they don't agree there cannot be. Both the Trust Board and the Managing Committee should be a party to this when you call an External Ombudsman. Unless you agree to it how can the External Ombudsman be there. It is not

appointed by the Managing committee. It is not appointed by the Trustees. Bring it to the House and say that this is what is to be done so no disputes are there, House will clear the External Ombudsman and then you go ahead with it.

Mr. Sanjay Devnani:-

To have a Constitution External Ombudsman for Khar Gymkhana, I agree with Mr. Acharya on this. Mr. Shiv and Mr. Ajila mentioned that Trustees and connected it to the third point. I don't see Trustees also mentioned here. It is about Khar Gymkhana. For information of the House Ombudsman are appointed for preliminary that is what we need. The Chairman's question at the start of this General Body was where do we go if there is a dispute. Why are we thinking of appointing an Ombudsman? Obviously, it should be external otherwise a lot of people have a lot of things to say. Ombudsman is a first step to ensure that none of us land up in court where we are wasting our money. Managing Committee going against Trustees. Trustees going against Managing Committee, wasting our money. I am trying to put across that Ombudsman is used worldwide to ensure that litigation cost do not come up in multiple internal issues when you are not able to solve. Your question whether they agree, don't agree is always going to be there. Ombudsman is not the law of the land. Ombudsman is the law made by us. The House is making that law. There is a law higher than that. There is the Supreme Court eventually. But AGM also has a law. We can appoint an Ombudsman whether people agree on that or not is not for us to decide at this stage. So, my request is External Ombudsman is very important for us so that later we don't land up spending money. Let us take it very holistically for the future of Gymkhana so that we don't waste our own money. Appoint an External Ombudsman, let it be of a category whichever the committee so decides. Let it be a jurist, a Retd. Judge, most of the places these are Retd. Judges of the High Court and they are willing to come to Khar Gymkhana and they would love to come and help and guide us. There may be so many who would be probably living around. I know Khar has comprised a lot of solicitors and judges. In fact Khar Gymkhana has been started by eminent lawyers in 1930's. My request is to consider this as a very good point and I appreciate Mr. Acharya to get in this point.

Mr. Shyam Shroff:-

The basic idea what we discussed earlier was to reduce expenses. We can't keep on spending money appointing External Ombudsman. Are you aware what kind of fees Retd. Judges charge?

Mr. Pradeep Ajila:-

Members, what Mr. Sanjay said is very good in principle. But there are few problems here. First of all, you get an external person, you will have to pay through your nose. Any Senior Retd. High Court Judge will have to be paid. He is not going to come free. Then forget the Trustees. It is binding on the members. Suppose tomorrow the Managing committee says Mr. Pradeep Ajila has done something wrong, okay we call an Ombudsman and you have to agree. Is it binding on me as an individual? Let us not talk about the Trustees at this stage.

Mr. Shyam Shroff:-

The basic idea what I said earlier, this should be done domestically. In Gymkhana you do it. You can always challenge anything. Even after appointing Retd. Judges and solicitors, they are all going to charge you a huge amount of money. If you want to resolve it resolve it from within and you should be gracious enough to accept that. If you don't agree who can stop you from going to the court?

Mr. Nitin Ghadiyar:-

To resolve this what I would suggest is that you have an internal Board of Appeal for resolution of conflicts comprising of eminent members of the Gymkhana. May be from the Managing Committee or from the Trust and the others. So, one from the Managing Committee, one from the Trust and others or independent members of the Gymkhana. You have an independent internal tribunal which is a Board of Appeal. Whichever ruling or opposition it does not matter. The question is people whose opinion is objective. There is no ruling party. We do not have complete allegiance for the rest of our lives to any party. Whoever performs for the Gymkhana we will support so it is about independent thinking. How to constitute we will think later but at present constitute an Internal Board of appeal and go ahead.

Mr. Shyam Shroff:-

Are you agreeable for Internal Board of Appeal so we can finish off?

Mr. Manu Dadlani:-

No.

Mr. Shyam Shroff:-

If you are objecting to this, I put this to vote, Let the House decide.

The above resolution was rejected with majority.

8. Illegal grant of memberships to members' children who were or are beyond 25 years of age should be revoked. Alternatively all pending requests for similar memberships should be granted after due diligence.

Mr. Rajesh Gursahani:-

Is the AGM an illegal body? You don't need a resolution for this at all. If the membership is illegal and if you are giving memberships approved by the AGM and terminating it is illegal which means all the decisions taken by the AGM in the past or in the future.

Mr. Gaurav Kapadia:-

No, you are misguiding the House.

Mr. Rajesh Gursahani:-

That means every decision the AGM has made in the past, every single decision subject to scrutiny. It is the most dangerous resolution. I request the House to please understand what is happening and reject it forthwith.

Mr. Shiv Malhotra:-

AGM's are not illegal, people have brought up here and unfortunately on compassionate grounds, what is actually illegal is illegal. These memberships are illegal, they are ultra-virus of the Constitution. The point which he is trying to make is a valid point. Time and again in the AGM hamare constitution ke dhhajiyan udate hai. Actually, such memberships should never have been given because it is against the Constitution. We cannot overrule or override the Constitution just like that. So therefore, whenever such memberships were given actually they are ultra-virus. They are illegal. We are sitting here and passing them and saying AGM has passed this. AGM cannot go beyond the Holy Book, your Constitution. And therefore, one safeguard I would request everybody here to put here that no such out of Constitutional membership should be ever or even allowed to be brought.

Mr. Gaurav Kapadia:-

There is a very big difference. What Acharya Sir is saying is that if there was a rule in the Constitution that you cannot do this beyond that if something was passed in the AGM, it is wrong. Nobody can say that something wrong was done now let us say it is right. It is not fair in the law of land.

Mr. Madhukant Acharya:-

I am talking of siblings of members 45 and 50 years old. They have been made. That is totally illegal.

Mr. Gauarav Kapadia:-

Whatever is illegal has to be reversed.

Mr. Shiv Malhotra:-

Even in the Parliament without making constitutional changes you cannot pass it. Every bill has to be passed. What I am saying is that what I have seen time and again that mera koi dost aagaya, muje request kiya, we come, we bring it here and then we tell all our friends isko support karna and it is been supported. I have seen several instances. We need to stop this. It is high time. Please do not treat Constitution like toilet paper. It is high time we follow the Constitution. Don't override it at any point of time.

Mr. Zoru Bathena:-

What the resolution says is the decision taken by the AGM, if he wants to overrule it which can't be done by the AGM. If it was illegal it is illegal. You don't have to come back to the AGM for it. If a decision has been taken illegally by the AGM you can't.

Mr. Shyam Shroff:-

Why can't you come back to the AGM?

Mr. Zoru Bathena:-

Because the AGM has approved it rightly or wrongly. AGM cannot undo their decision. For. e.g. The Constitution which is your Holy Book says there are five Trustees. Here there are pictures of six Trustees. So, if there is an error does not make everybody wrong. The AGM approved it. You can't tell the AGM to undo what they did. If the decision was illegal it was illegal. You don't need a permission to undo an illegal.

Mr. Gaurav Kapadia:-

That means you can undo it without permission if it is illegal.

Mr. Rajesh Gursahani:-

Mr. Chairman this is a very, very dangerous resolution having lot of repercussions, court cases, it is not going to be simple because tomorrow some other committee might come and today what we have decided term it illegal. This is not in the right taste. I personally feel that this should be rejected outright.

Mr. Madhukant Acharya:-

There is no court in the world which cannot overrule its earlier judgement. There is always a revised judgement of court, there is an expanded court panel which revises its ruling. So, when you say these things please read the law. Any judgement is never superseding that it cannot be judged again. Every court case you file a revision there is a judgement. Every court case which has gone wrong it has to be revised.

Mr. Iqbal Bhabha:-

Sir, in the resolution proposed by Mr. Acharya it states, illegal grant of memberships to members children who were or are beyond 25 years of age should be revoked. Number one how many such cases is he referring to ? This may be starting 10 years back, 20 years back and let him get each case to the General Body whether they were illegal or whether they were not. First of all, let us not have a sweeping resolution where everybody and anybody may be 10 years back 20 years back, 30 years back what illegal has happened he will have to prove it. Number 2 Rule 13, Rule 18 of the conversion now has been very clear now that No forms shall be issued by the Trustees or the General Secretaries for anybody over 25 years of age. So that concludes further. Nobody will be coming. Can I quote the Constitution itself? Rule 18, the last few lines which have been put there is No admission form shall be issued by the Hon.General Secretaries, Trustees, Rule 18 which has just been passed here. Members children who has crossed 25 years of age as per 18A and 18(ii) of the Constitution. So that is very clear. In future nothing is going to happen.

Mr. Gaurav Kapadia:-

I agree with you uncle but this rule was already there earlier in different words.

The President then put the above resolution proposed by Mr. Acharya for voting.

The above resolution was unanimously rejected. However, this would not apply for illegally given memberships.

9. No member should be appointed to more than two nominated sub committees.

I have seen two or three names all across nine committees. It is a farce. I would request the Managing committee to devote time and apply their mind. Please put people who have experience or people who have credibility.

Mr. Shyam Shroff:-

The above resolution was unanimously passed.

The above resolution was proposed by Mr. Madhukant Acharya and seconded by Mr. Hari Mehra.

10. 5 year period should be deleted for any rejected resolution to be brought back for passing in AGM and be replaced with a three year moratorium.

Mr. Madhukant Acharya:-

This has already been taken care of. This has been already passed.

Mr. Gaurav Kapadia:-

Rule No. 32 – AJAY BABLA (B-166-L)

AJAY BABLA (B-166-L)	
Rule 32 The General Subscription for Ordinary members is Rs.300/- plus 14% Service Tax per month, w.e.f. 1st November, 2015.	The General Subscription for Ordinary members for the age of 18 to 25 years is Rs.100/- plus taxes as applicable.

Since Mr. Ajay Babla was not present the resolution was deferred.

MANOJ CHADHA (C-401-O)	
Rule 19(1) VOIDABLE MEMBERSHIP If it is revealed at any subsequent date that a person admitted as a member has furnished any incorrect/false information in the application form for membership, or that the application form for membership is not signed by the applicant personally, the Hon.	If it is revealed at any subsequent date that a person admitted as a member has furnished any incorrect/false information in the application form for membership, or that the application form for membership is not signed by the applicant personally, the Hon. General Secretaries and the office bearers after ascertaining the same, shall take

<p>General Secretaries and the office bearers after ascertaining the same, shall take up and discuss the matter at the following Managing Committee Meeting and may approve by a 3/4th Majority of the Managing Committee Members present to recommend to the General Body of Members of Khar Gymkhana for approval of the General Body by 2/3rd Majority to cancel the membership of the Member who has furnished any incorrect/false information in the application form for membership, or that the application form for membership is not signed by the applicant personally. Any amount paid by such member by way of entrance fees, subscription, game fee or under any head of account shall stand forfeited to the Gymkhana. Such member shall be debarred from being admitted as a member at any subsequent date.</p>	<p>up and discuss the matter at the following Managing Committee Meeting and may approve by a 3/4th Majority of the Managing Committee Members present to recommend to the General Body of Members of Khar Gymkhana for approval of the General Body by 2/3rd Majority to cancel the membership of the Member who has furnished any incorrect/false information in the application form for membership, or that the application form for membership is not signed by the applicant personally. Any amount paid by such member by way of entrance fees, subscription, game fee or under any head of account shall stand forfeited to the Gymkhana. Such member shall be debarred from being admitted as a member at any subsequent date. HOWEVER THERE WILL BE PERIOD OF 10 YEARS AS TIME BAR FROM DATE OF ADMISSION OF SUCH MEMBER'S APPLICATION FOR ANY ACTION FROM OFFICE BEARERS OR MANAGING COMMITTEE OR ANY AUTHORITY OF THE GYMKHANA.</p>
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Rule No. 19(i) – MR. MANOJ CHADHA (C-401-O)

Since Mr. Manoj Chadha was not present the resolution was deferred.

<p>VIVEK DEVNANI (D-121-L)</p>	
	<p>Any proposal to change the name of any designated area within Khar Gymkhana premises which has already been named after an eminent personality, it would require the consent of 2/3rd majority of the Annual General Body to effect the change.</p>
<p>CLASSIFICATION - RULE 6</p> <p>The membership of the Gymkhana shall consist of the following classes of Members :- Patrons Life Membership Ordinary Members Honorary Members Associate Members Casual Members</p> <p>Service Members Playing Members Corporate Members Special Category Members</p>	<p>The membership of the Gymkhana shall consist of the following classes of Members :- Patrons Life Membership Ordinary Members Honorary Members Associate Members Casual Members</p> <p>Service Members Playing Members Corporate Members Special Category Members Spouse/Umarried Daughters above the age of 25 years of Primary Member</p>
<p>ASSOCIATE MEMBER - RULE 12</p>	<p>The following may be eligible to be admitted as</p>

The following may be eligible to be admitted as Associate Members :-
 Children under the age of 18 years, spouse and unmarried daughters over the age of 18 years of Patrons, Life and Ordinary Members shall be admitted as Associate Members. However they shall cease to be Associate members of the Gymkhana if the member ceases to be a member of the Gymkhana under the Constitution. **Unmarried daughters** shall cease to be Associate Members upon getting married. The sons shall cease to be Associate Members upon attaining the age of 18 years, with six months extension as stipulated under Rule 18B. **Associate members shall have all the privileges of an Ordinary Member but shall not be entitled to attend and to vote at any General Meeting of the Gymkhana.**

Associate Members :-
 Children under the age of 18 years, spouse and unmarried daughters over the age of 18 years of Patrons, Life and Ordinary Members shall be admitted as Associate Members. However they shall cease to be Associate members of the Gymkhana if the member ceases to be a member of the Gymkhana under the Constitution. **Unmarried daughters above the age of 25** shall cease to be Associate Members upon getting married. The sons shall cease to be Associate Members upon attaining the age of 18 years, with six months, **18 years six months 1 day upto the age of 21 years, 21 years 1 day to 25 years** extension as stipulated under Rule 18B.

Spouse and Unmarried Daughters of a Primary Member until unmarried are currently classified under associate member, Propose that

A) Spouse

B) Unmarried Daughters of a primary member above the age of 25 & who has not availed of her independent membership at that time of conversion,

And wherein the Primary Member has held independent membership for a maximum period of 10 years and above be reclassified/reconverted into a new membership category, Spouse/Unmarried Daughter Member with no additional cost for this category of membership and be entitled to all the following privileges of a primary member.

1) Attending Annual General Body Meetings/Special General Body Meetings, individual voting rights, contesting for the post of President, Managing Committee Member/sub-committee/Departmental Sub Committee Member/Departmental Secretary/Co-option on the Managing Committee and holding a post of Office Bearer.

2) The primary member continues to enjoy his/her rights to attend Annual General Body/Special General Body Meetings, individual voting rights, contesting for the post of President, Managing Committee Member/Departmental Sub Committees/Departmental Secretary/Co-option on the Managing Committee and holding a post of Office Bearer.

3) Eligibility and validity of the Spouse/Unmarried Daughter of Primary Membership classification, in case of the primary member & unmarried daughters of a Primary Member, until unmarried.

	<p>Those members who have been permanent members for the past 10 years should be allowed to fill new forms in case their forms are missing. If any discrepancy/misstatement/irregularity is found in the records/forms of a Primary Member who has been Primary member of the Khar Gymkhana for the past 10 years the same should be condoned/rectified without contemplating any action on such discrepancy/misstatement/irregularity.</p>
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MR. VIVEK DEVNANI:- (D-121-L)

I have proposed three resolutions. The second and third resolution I want to withdraw. The first resolution is that there are various designated areas in the Club. For e.g. The swimming pool has been named after late Mr. Subodh Mukerjee, the Library on his wife. So, what I propose is that if any such designated area which is already there on someone’s name no Managing committee or no committee can have the authority of changing those names. It has to come to the AGM for 2/3rd of majority. This is what I propose.

The President then put the above resolution to vote.

The above resolution proposed by Mr. Vivek Devnani was passed unanimously and seconded by Mr. Nilesh Ashar.

V.R. IYER (B-12-L)	
Rule 4A The Gymkhana pavilion or grounds shall be under no circumstances be used for promotion or propagation of political or religious purposes.	To delete
To add Rule 4B	The entire Gymkhana premises is a No Smoking, No Spitting Zone.
To add Rule 4C	No Sport shall be played on the Lawns.
PLAYING MEMBER – RULE 13B To add iv(a)	It is mandatory for a playing member to come to the Gymkhana 2 days a week and play with the members.
SCRUTINY COMMITTEE – RULE 15(i)	(f) Two Past Hon. General Secretary and Two Past

To add Rule (f)	Hon. Treasurer.
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MR. V.R.IYER (B-12-L)

Since Mr. V.R. Iyer was not present the resolution was deferred.

N.V. JOGLEKAR (J-7-L)	
	<ol style="list-style-type: none"> 1) Transfer of membership on strictly seniority basis. 2) Transfer of membership for those whose family members have not become members. 3) General Body will decide the quantum of money Gymkhana will get and members who wish to surrender membership, 4) When new members comes in place of retiring members they will make Gym richer in crores which can be useful for developing sports infrastructure which is prime moto of any Gymkhana and as some token money if given to retiring members that will add to the dignity of Gym.

MR. N.V. JOGLEKAR (J-7-L)

Since Mr. N.V. Joglekar was not present the above resolution was deferred.

DR. S.S. KHAMBAY (K-163-L)	
VOIDABLE MEMBERSHIP- RULE 19(i)	

<p>If it is revealed at any subsequent date that a person admitted as a member has furnished any incorrect/false information in the application form for membership, or that the application form for membership is not signed by the applicant personally, the Hon. General Secretaries and the office bearers after ascertaining the same, shall take up and discuss the matter at the following Managing Committee Meeting and may approve by a 3/4th majority of the Managing Committee Members present to recommend to the General Body by 2/3rd Majority to cancel the membership of the Member who has furnished any incorrect/false information in the application form for membership, or that the application form for membership is not signed by the applicant personally. Any amount paid by such member by way of entrance fee, subscription, game fee or under any head of account shall stand forfeited to the Gymkhana. Such member shall be debarred from being admitted as a member at any subsequent date.</p>	<p>If it is revealed at any subsequent date that a person admitted as a member has furnished any incorrect/false information in the application form for membership, or that the application form for membership is not signed by the applicant personally, the Hon. General Secretaries and the office bearers after ascertaining the same, shall take up and discuss the matter at the following Managing Committee Meeting and may approve by a 3/4th majority of the Managing Committee Members present to recommend to the General Body by 2/3rd Majority to cancel the membership of the Member who has furnished any incorrect/false information in the application form for membership, or that the application form for membership is not signed by the applicant personally. Any amount paid by such member by way of entrance fee, subscription, game fee or under any head of account shall stand forfeited to the Gymkhana. Such member shall be debarred from being admitted as a member at any subsequent date. However this provision of Voidable Membership for Cancellation of Membership shall not apply to any Member who has been joined by the authorities in Khar Gymkhana and continue to be a member for 12 years or more.</p>
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DR. S.S. KHAMBAY (K-163-L)

Since Dr. S.S. Khambay was not present the above resolution was deferred.

<p>NANIK KUKREJA (K-95-L)</p>	
<p>SUB-COMMITTEES-SPECIAL GAMES Rule 98</p> <p>(i) There shall be separate Sub-Committees for Table Tennis, Card Room, Snooker / Billiards, Badminton, Cricket, Tennis, Squash, Swimming, Gymnasium / Health Club, Pickle Ball for which a separate fee is charged.</p> <p>Each of these Sub-Committees shall consist of a Chairman, a Hon. Secretary, and six other members with an option to appoint a Joint Secretary from among the six members so elected. These eight shall be elected every year between</p>	<p>(i) There shall be separate Sub-Committees for Table Tennis, Card Room, Snooker / Billiards, Badminton, Cricket, Tennis, Squash, Swimming, Gymnasium / Health Club, Pickle Ball for which a separate fee is charged. Each of these Sub-Committees shall consist of a Chairman, a Hon. Secretary, and six other members with an option to appoint a Joint Secretary from among the six members so elected.</p> <p>(ii) These eight shall be elected every year between 1st August and 31st August at the Annual General Body Meeting of the concerned</p>

<p>15th April and 31st May by members who have paid the annual subscription for the respective Departments and who have paid in full all other Gymkhana dues upto the end of January by 31st March in that year and who continue to be members at the date of the meeting. There shall be at least six meetings in a year. No member shall be eligible for election to the Sub-Committee in any capacity after serving for two continuous years on the Committee. He can, however be eligible after a lapse of one year.</p> <p>(ii) Each Sub-Committee may co-opt two members on the Sub-Committee from the voting members of the Department concerned, provided such members are not in arrears of Gymkhana dues.</p>	<p>Department Annual Members who are eligible to attend and vote at the Dept. AGM.</p> <p>(iii) The Members eligible to vote and attend the AGM shall be all those Members who have paid the annual subscription for the respective Departments and who have paid in full all other Gymkhana dues upto the end of May by 30th June in that year and who continue to be annual members of the Department at the date of the meeting.</p> <p>(iv) The Date, time and venue for the Department AGM shall be finalised by the Department Hon. Secretary in consultation with the Managing Committee of Khar Gymkhana, along with dates of filing Nomination for Election to the posts of Chairman, Hon. Secretary and 6 Members of the Dept. Sub Committee, and accordingly the last date for Nomination filing and last date for withdrawal of Nomination etc shall be put up on the Notice Board.</p> <p>(v) Every candidate for election as a member of the Sub Committee shall be annual member of the relevant Department of Khar Gymkhana and entitled to vote at the Dept. Annual General Meeting, and shall be proposed and seconded by a member each entitled to vote at the Dept. Annual General Meeting.</p> <p>(vi) There shall be at least six meetings in a year. No member shall be eligible for election to the Sub-Committee in any capacity after serving for two continuous years on the Committee. He can however be eligible after a lapse of one year.</p>
<p>LIFE MEMBERS <i>To add Rule 8 (iii)</i></p>	<p>(iii) An associate Member, on conversion under Rule 18A (ii), at the discretion of the Managing Committee, may be converted to Life Membership without any entrance fee for outstanding achievements in the field of Sports at the State/National/International Level, as defined by a well recognised sporting Body of</p>

	the particular sport. They shall, however be liable to pay the prevailing Departmental Fees and shall have all the Rights & Privileges of a Life Member.
<p>PLAYING MEMBERS - Rule 13B</p> <p>(i) The total number of Playing Members shall not exceed 12 at any Point of time in each Department. The Department concerned shall recommend the Playing Member to the Managing Committee.</p> <p>(ii) The Managing Committee may at its discretion invite any additional outstanding players in any calendar year to be “Playing Members” of the Gymkhana for a period of one year at a time, for a particular game, without payment of entrance fees.</p>	<p>(i) The total number of Playing Members shall not exceed 6 at any Point of time in each Department except the Cricket Department, which may enroll 12 playing Members. The Department concerned shall recommend the Playing Member to the Managing Committee.</p> <p>(ii) Besides the Department recommendation, the Managing Committee may at its discretion invite any outstanding players in any calendar year to be “Playing Members” of the Gymkhana for a period of one year at a time, for a particular game, without payment of entrance fees.</p>

MR. NANIK KUKREJA (K-95-L)

i) This is subcommittee for special games. I have made small changes about the date. We have these elected as of now between 15th April and 31st May. I would like that to be shifted to 1st August and 31st August so that we can have a better co-ordination with the General Body.

ii) The other eligibility is January bill to be paid by 31st March, instead of that May bills to be paid by 30th June.

iii) Besides that, a member who stands for election in the subcommittee should be eligible first for voting. A candidate can be a candidate only if he is eligible for voting. We cannot have candidates who are not eligible for voting.

The President then put the above resolutions to vote.

The above resolutions proposed by Mr. Nanik Kukreja were approved unanimously and seconded by Mr. Sunder Sadhnani.

LIFE MEMBERS

To add Rule 8(iii)

An associate Member, on conversion under Rule 18A(ii), at the discretion of the Managing Committee may be converted to Life

Membership without any entrance fee for outstanding achievements in the field of Sports at the State/National/International Level, as defined by a well recognized sporting Body of the particular sport. They shall, however be liable to pay the prevailing Departmental Fees and shall have all the Rights & Privileges of a Life Member.

Mr. Dharmesh Ashar, Mem.No. A-116-L

This is regarding the resolution which is been proposed here. What it says here is Members children having outstanding achievements in the field of Sports at the State/National/International Level. I just want to put an emphasis on the word level because if you look at any Sport there is no certificate given for a certain level. You participate in a tournament you win it you get a winning certificate. There is no body who is issuing a certificate that this person or this player is a level player whether it is a State Level or an International Level. We are going in the wrong direction. Ascertaining a level is not the criteria. We have to define certain tournaments, a State Tournament, District tournament or National tournament and based on that this resolution should be passed.

Mr. Pradeep Ajila:-

Members I would like you to take your time here, think what you'll are doing because it can open a Pandora Box because any committee which comes in, will try to help somebody, nephews, brothers, son, everybody. Let us do one thing, to be fair to everyone it is the Sport the recognized association should say that he is a State Player, he is a National Player.

Mr. Shiv Malhotra:-

This use of the word level is I totally agree with him. Today I think 30% of our children who are participating in different events in different sports are all State Level Players. For e.g. the game of Squash, An Otters Club tournament which is an open tournament is also called a State level tournament. But rather that is a National level tournament. So, by me merely participating in a National level tournament or a State level tournament does not make me a National Player or a State Player. The criterion has to be purely on merit and only merit. Since it is State/National/International we are looking the lowest being the State the minimum criterion for a person to be eligible to get this benefit should be that he should be a part of the State team representing that Sport in the National Level which means if a team goes to Play Nationals Squash the Maharashtra team which would comprise of four players there will not be more than that because these are the teams who are actually excelling at the State Level which is the lowest level. I am not even going and therefore

the Squash Racquets Association of Maharashtra when they send a team it is an official team which is sent which means they have selected the four best State Level players to represent their State in a National. Likewise the National Federation selects the top four players to represent India at an International event may be a World Championship. It has to be purely on merit. The kids have to be very good and we have fantastic Sportsman. 70% of your players will qualify for State level if you use that word level because they are all participating. There are so many events, about 10 events in the game of Squash which seven are National level and three are National level. Merely participating, making me sixth, tenth or eleventh does not make me a meritious player. Now for some places the criterion may be different. For e.g. Swimming. For Cricket there will be a problem. Even in Cricket you have a Junior State team and you may have to be within the 17 or 18 which are selected. Your criterion should be good enough to represent your State. That should be your minimum criterion. Every Sport has a National Body and they have a State Body. Therefore, that certification can either come by the State Body. Merely browsing through the website, you will know the players and that alone should be the criterion.

Mr. Gaurav Kapadia:-

There is no Maharashtra State team in tennis. There is no State ranking also in Maharashtra.

Mr. Shiv Malhotra:-

There is an addendum to this it should be only for the Sports which are played in Khar Gymkhana. I cannot give a hockey or a football player or a kabbadi player, sports which is not played in Khar Gymkhana. In the case of tennis this must be some odd association which is not there. In that case you can set a criterion. Pickle Ball there are only uncle and aunties and they are already members.

Mr. Iqbal Bhabha:-

While going through making this law which was just passed in the month of September, cricket does not have a State team. It is Mumbai. Similarly, also many other sports also do not have State teams. Some have State teams. It will be the jurisdiction of the people who are sitting on the Scrutiny committee and the department's secretary concerned who will have to recommend this to the body and then this can be offered to the players concerned. It has always been done so far, so long; there has not been many discrepancies in that. Shiv also mentioned regarding other sports which are not being played in Khar Gymkhana. You yourself have

passed the law where you have said for outstanding achievements games not played in Khar Gymkhana life member without any entrance fees may be offered at the discretion of the Managing Committee which is Rule 8 on page 3.

Mr. Shyam Shroff:-

This was deferred.

Mr. Iqbal Bhabha:-

So, the old ruling continues where the Scrutiny committee decides on.

Mr. Sanjay Devnani:-

For the knowledge of the House reminding rather, this we are talking of children of Khar Gymkhana only. Members Children. Rather than looking at them if you see all these children the way they work go to a Pool you will see them openly, you go the Squash Court you might not see them openly struggling may be for six to eight hours in a day. So, to discuss a level and try and give discretionary powers on that rather than that if we feel that a child deserves Life Membership, he should be given for the work he has done. From ten years to eighteen years that discretion powers that is coming in now unfortunately, what are we talking about sports, squash you have a point of view, tennis there is no law, there is no State Level, there is a ranking, what do we do about that. There is no top four. What should we rather look at is the Playing Membership which is offered to outsiders? Don't look at the Life Membership of children. Look at the Playing members. Keep these criteria there. My point is that this is particularly a thing for children do not look at suspiciously when they apply to you. If a department Secretary is approving, the Coach is approving please give them. That is my view.

Mr. Shiv Malhotra:-

The biggest problem in this Gymkhana is discretion. I am casting aspersion on the department secretaries, only favourites will get in. I said earlier I go for merit and only merit. I don't want that discretion, let us be very clear about it. If I am paying the Coach Rs. 30,000/- a month he will give me whatever I want. Are we going to depend on the Coach? If this has to be passed it has to be purely on the basis of a person making a State team and normally in a team championship there are four players. So you take the top four players of that given year.

Mr. Nilesh Ashar -, Mem.No. A-102-L

I agree with Mr. Pradeep Ajila that by passing this resolution we will be opening an hornets nest in the member's conversion, free life conversion. According to me this resolution is not properly worded, it has not been properly vetted. It should be vetted through the Sports department or the Sports committee which has been formed. I request Mr. Kukreja to please withdraw this resolution and re-word it and bring it in a more water tight way which will not have too many loop holes.

Mr. Shyam Shroff:-

Mr. Kukreja has agreed to withdraw this.

Mr. Nanik Kukreja:-

Appreciating the sentiments, I withdraw this resolution to be re-worded by people who are sports oriented.

PLAYING MEMBERS – RULE 13B

Mr. Nanik Kureja:-

The next point is regarding Playing Members. As of now we have allowed 12 members per department which was not properly done in the past. Originally it was the total number of Playing Members shall not exceed 6 at any point of time in each department except the Cricket department which may enrol 12 members. The Departments concerned shall recommend the playing Member to the Managing committee. It should be 6 and not 12.

The above resolution proposed by Mr. Nanik Kukreja was unanimously passed. Seconded by Nilesh Ashar.

Mr. Nanik Kukreja:-

Part ii) Besides the Department recommendation, the Managing Committee may at its discretion invite any outstanding players in any calendar year to be “ Playing Members” of the Gymkhana for a period of one year at a time, for a particular game, without payment of entrance fees.

The difference is earlier it was only Managing Committee. I propose to change it to a recommendation from the Department Secretary concerned and then the Managing Committee will.

Mr. Sanjay Devnani:-

My recommendation is that people misuse to get their friends to play in Khar Gymkhana. That category of Playing Membership should have a highest category where the best Players of the National or State Level should be invited. There cannot be someone's friend or Playing Partner becoming a Playing Member of Khar Gymkhana because he is obliging his friend. That is the most important thing in this particular resolution.

Mr. Pradeep Ajila:-

I think Mr. Sanjay has got a long experience being in the Managing Committee and same with me. Being in the Managing committee we have seen the amount of pressure coming and Managing Committee members/Office Bearers recommending their own friends. This is the normal truth. This has happened. This is a fact which has been misused by the Managing committee. Every Managing Committee has misused this. Sir today Khar Gymkhana membership is worth more than Rs. 50 lakhs and a member whose membership is Rs. 1 crore many a times his children do not get the time to play that game and we are getting Playing Members from outside. Why should we get Playing Members in the first place? Encourage our own children. I am going to the extent of saying you cancel the Playing Membership and encourage our own children. Give them extra coaching and encourage them.

Mr. Gaurav Kapadia:-

I would like to slightly differ over here. Giving an example of Cricket or even Tennis department we have Inter club tournaments which we play. No National, State No. 1 India No. 1 is not going to come and represent Khar Gymkhana at an Inter Club tournament. For your information two of our regular members who are not State who are not National level have been given Playing Membership by CCI. I would like to ask Iqbal uncle if you have to take only National level Players will you be able to make a team of Khar Gymkhana.

Mr. Vivek Devnani:-

Cricket, Tennis and other Sports also, there is a lot club matches which go on. If need based today it has been seen what the General Secretary said is a fact because I know CCI has taken our players to play so they were struggling infact just to give me an update we were trying to fly down a member from Delhi, his name is Mr. Vishal Upal who is a member of Khar Gymkhana, who is married to Ms. Neha Sareen, I am just giving you an example, so today it is a little difficult to get. Today we are playing Belani

Shield, what I am trying to say here if need based to play the Club tournament or play Inter Club, today CCI has started paying people to pay for them. And in all the clubs including Cricket and I know how they have done it. Because that is the hour today. Today DY Patil is giving employment to its players so they play Time Shield and they pay Club Cricket which is not the criteria today. Today the need of the hour is there and if they are required to be given today, times have changed, I am sure Mr. Bhabha will also vouch for it.

Mr. Iqbal Bhabha:-

Sir, I think the resolution proposed by Mr. Nanik Kukreja should be carried and as far as my friend Mr. Ajila or somebody did make a mention of about outstanding players, Pradeep there is always an Honorary Membership which is an offer which during the last year I am sure has been given to 2-3 Cricketer. That is Honorary. This is just a Playing Membership. Playing membership you can't get in the local field or you will just stop playing. Same thing applies for Tennis too. You can make an amendment 10 for Cricket and Tennis, the rest are okay, they can remain at 6.

Mrs. Madhavi Ashar:-

I would suggest that six are enough for Tennis also. The resolution says only for Cricket. The rest should be six. I had brought this resolution many years back. I think over a period of time they changed it in the Constitution without bringing it to the House. Now I would like to say only one thing that none of the departments should have more than six Playing Members, I know how the children suffer with so many playing members, The Coaches get biased towards the children who are playing members because they are paying them extra under the table or whatever. So, I feel only six Playing Members should be allowed. We don't have place for our children to be there, to practice and get the opportunity.

Mr. Gautam Chande:- Mem No. C-192-L

I think in terms of membership his fundamental point is about 6 players. One another major important point what we should think about is one function of Playing Member is to play for Khar Gymkhana and may be Khar Gymkhana win trophies, but the vital aspect is the Playing Member in which is the Sports level of the members over here. So that we should enforce that if we take a Playing Member, he should play here, which is very important aspect. So I think if we can incorporate we should do that. So as long as the Playing member is at a higher level than a Club Player, he may have been an Ex-State or National level player, that should be judiciously allowed rather than current National or State Level player.

Mr. Vijay Kumar Casshyap - Mem.No. K-23-P

That is exactly the same point I was going to make which Mr. Chande has made. I think more important than winning and playing for the Club is the grooming of the youngsters. Playing Membership should be given to those who come two to three days a week to groom youngsters. The number is not important whether it is 6 or 8. More important is how much is he going to be useful.

The first resolution passed by Mr. Nanik Kukreja was passed unanimously and seconded by Mr. Shiv Malhotra.

Mr. Nanik Kukreja withdrew his second resolution.

NIKHIL MAKHIJA (M-954-O)	
	<ol style="list-style-type: none">1. Elections should not stop at Khar Gymkhana under any circumstances.2. Code of Conduct for election-<ol style="list-style-type: none">i) A Committee of 5-7 members should be formed to monitor the process of election. Members of this Committee should be selected in the AGM conducted a year prior to the election.ii) Malpractices like making complaints against another candidate, making unnecessary remarks against functioning of gymkhana, using annual reports etc. for publications of Gymkhana for election purposes should not be allowed.iii) Elections should be fought within the premises of Gymkhana, no social media, SMS, phone calls outside hoardings, whatsapp messages etc. All advertisements and campaigns by the candidates should be done only within the premises of the Gymkhana.iv) Advertisements by the candidates can be put on any days within the premises and would be chargeable. Campaigns by the candidates would be free of cost.v) An official letter informing the date of election and results date including campaign dates of candidates, should be sent at least two months in advance by the Election Monitoring Committee.

Since Mr. Nikhil Makjhija was not present at the meeting the resolution proposed by him was differed.

O.A. MALHOTRA (M-337-O)	
	<ol style="list-style-type: none"> 1. To give discount of 15% in the food bill to senior members. 2. To give one department free for senior citizens who have reached the age of 70 years without the condition of using the department for last 5 years.

My first resolution is to give discount of 15% in the food bill to senior members. Most of the senior members get retired at the age of 60 to 65 maximum. They are paying all the bills up to this age. After retirement they should get some benefit. I leave it to the House to see what is the percentage they can give.

Mr. Pradeep Ajila:-

President Sir I am also a senior Member but I think this is not correct. 15% on food I don't agree. We are as it is giving Senior Citizens facilities like one department free. Today you say you want 15% on food. Tomorrow somebody will come on drinks also.

The first resolution proposed by Mr. O.A.Malhotra was unanimously rejected.

Mr. O.A. Malhotra

The age of 75 should be reduced to the age of 70. The difference between 70 and 75 years is not much. Most of the people have medical problems after the age of 70 including myself. Now I am 75 years I get all these benefits. I would like other members to get all these benefits at the age of 70 and not 75.

Mr. Gaurav Kapadia:-

One department is free after 60 years and other departments at 50%.

Mr. O.A. Malhotra:-

I want only for Swimming and Gym. These are the two departments.

Mr. Gaurav Kapadia:-

The current rule is you should be the member of the department for a continuous period of five years.

Mr. O.A. Malhotra:-

Only for Swimming and Gym to remove the condition of five years.

Mr. Iqbal Bhabha:-

Sir we have at present at the age of 60 one department free if you are a five years member of that department and after the age of 75 everything is free, all departments. It is already in the Constitution.

Mr. Gaurav Kapadia:-

He is saying that the five years rule should go. He is proposing to remove the five year condition.

Mr. Iqbal Bhabha:-

Then it is wrongly worded.

The second resolution proposed by Mr. O.A.Malhotra was unanimously rejected.

RAJESH MEHTA (M-40-P)	
GENERAL SUBSCRIPTION - RULE 32 (f)	General Subscription for Absentee Member should be revised from Rs.3,600/- plus taxes as applicable to Rs.1,000/- plus taxes or as decided by the house.

Since Mr. Rajesh Mehta was not present the resolution proposed by him was deferred.

AOB

Mr. Damciano Fernandes, Mem.No. F-21-O

I used to work for Bank of America. And because of sponsorship the bank made me a member. I am sure there must be many like me. I am 78 years, I will be 79 this year. I have a humble request to make to the Managing Committee and all of you over here, we had some Diwali party, I used to pay Rs. 100/- per member. Suppose we were 4 members than Rs. 400/- I used to get entry to the ground, food was lavish. Recently I find that we invite guests from outside and may be pay them a lot. And I think this Diwali party is for the benefit of members. Many of the members have been sponsored. If you are a family of four or five you have to pay a lot of money. This year it was free but you had to pay for everything inside and I think that puts a burden on us. If the Managing Committee could revert back to

the many years back where I paid Rs. 100/- per person I would be very happy.

Mr. Shiv Malhotra:-

I came across the mother of all ironies sitting next to Mr. Acharya I thought I must propose one resolution. He said do baj gaye, bhuk lagi hai.

My proposal is the order in which resolution passed by members has to come here would be according to the number. Any member proposing one resolution it should come in front, and somebody who is proposing 10 resolutions should be put right behind.

The House unanimously agreed to the resolution proposed by Mr. Shiv Malhotra.

Mr. Madhukant Acharya:-

The resolutions are in alphabetic order, this is just a joke, but I would like to propose a vote of thanks to the Chair, the meeting has been beautifully conducted and we are very happy and I hope the Gymkhana is happy for all time to come.

The President then declared the meeting as over.

Confirmed by:-

President

Hon. General Secretaries

