



भारतीय रिज़र्व बैंक
RESERVE BANK OF INDIA

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कार्यपालक निदेशक
Executive Director

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September 23, 2019

**Directions under Section 35 A of the Banking Regulation Act, 1949
(As Applicable to Co-operative Societies)
Punjab and Maharashtra Co-operative Bank Limited, Mumbai**

The Reserve Bank of India is satisfied that in the interest of the public, it is necessary to issue certain directions to Punjab and Maharashtra Co-operative Bank Limited, Mumbai. Accordingly, the Reserve Bank of India, in exercise of the powers vested in it under sub-section (1) of Section 35A of the Banking Regulation Act, 1949 (As Applicable to Co-operative Societies) read with Section 56 of the Banking Regulation Act, 1949, hereby directs that Punjab and Maharashtra Co-operative Bank Limited, Mumbai from the close of business on September 23, 2019 shall not, without prior approval in writing from the Reserve Bank of India, grant or renew any loans and advances, make any investment, incur any liability including borrowal of funds and acceptance of fresh deposits, disburse or agree to disburse any payment whether in discharge of its liabilities and obligations or otherwise, enter into any compromise or arrangement and sell, transfer or otherwise dispose of any of its properties or assets except to the extent and in the manner provided hereunder:

- i. A sum not exceeding Rs. 1000/- (Rupees One Thousand only) of the total balance in every savings bank or current account or any other deposit account by whatever name called, may be allowed to be withdrawn by a depositor provided that wherever such depositor is having liability to the bank in any manner, i.e. either as a borrower or surety, the amount may be adjusted first to the relevant borrowal account/s;
- ii. May renew the existing term deposits on maturity in the same name and same capacity;
- iii. May incur expenditure that may be required to be met by the bank in respect of the following items:
 - a. Salaries of employees;

केन्द्रीय कार्यालय भवन, शाहीद भगतसिंह मार्ग, मुम्बई - 400 001. भारत
फोन : (91-22) 2263 0699 फैक्स : (91-22) 2265 9610 ई-मेल : rabinmishra@rbi.org.in

Central Office Building, Shahid Bhagat Singh Marg, Mumbai - 400 001. INDIA
Tel : (91-22) 2263 0699 Fax : (91-22) 2265 9610 E-mail : rabinmishra@rbi.org.in

हिंदी आसान है, इसका प्रयोग बढ़ाइए



- b. Rent, rates and taxes;
 - c. Electricity bills;
 - d. Printing, stationery etc.;
 - e. Postage etc.;
 - f. Legal expenses comprising stamp duty/ registration charges/ arbitration fees which are payable at rates stipulated in the concerned statutes or rules of Court/ Registrar of Cooperative Society/ Debt Recovery Tribunal;
 - g. Court fee in compliance with the court orders/ under provisions of statutes; and
 - h. Payment of fees to lawyers not exceeding Rs. 5000/- (Rupees Five Thousand only) in each case.
- iv. May pay premium payable to the Deposit Insurance and Credit Guarantee Corporation;
 - v. May incur expenditure on any other item in so far as it is in the opinion of the bank necessary for carrying on the day-to-day administration of the bank provided that total expenditure on any item in the calendar month shall not exceed the average monthly expenditure on account of that item during the period of six months preceding the date of the directive or if no expenditure has been incurred on account of that item in the past, it should not exceed a sum of Rs. 1000/- (Rupees One Thousand only);
 - vi. May make investments in Government/ SLR approved securities;
 - vii. May accept contribution towards capital from the existing members of the bank, under advice to RBI on a monthly basis;
 - viii. Make payment in respect of gratuity/ provident fund benefits to retiring employees;
 - ix. Make payment in respect of leave encashment and superannuation benefits to retiring/retired employees with the approval of RBI;
 - x. Shall not incur or extinguish any other liability unless specifically approved in writing by the Reserve Bank of India.

2. The bank is allowed to set off loans against deposits, if the terms and conditions of the loans agreement with the borrower provide that the amount in his specific deposit account (by whatever name called) may be appropriated/ adjusted by the bank towards his loan account, such appropriation/ adjustment to the extent of outstanding balance in loan account may be done subject to following conditions:

- a. The accounts have to be KYC compliant as on the date of adjustment;



- b. Deposits held by a third party including but not limited to guarantor(s)/ sureties will not be permitted to be adjusted;
 - c. This option should be exercised under due notice to the depositor normally in cases where further delay in setting off may result in the loan account becoming NPA. For setting off standard loans (being serviced regularly) and any divergence from the terms and conditions of loan agreement, prior written consent of the depositor – borrower would be necessary; and
 - d. The deposit or its set off should not be subject to any restrictions such as attachment order/ prohibitory order of a Court of law or statutory authority or other authority empowered under law, earnest money deposit, obligation of trust, third party lien, under provision of the State Cooperative Societies Act etc.
3. A copy of this directive should be forwarded to each depositor by the bank and should also be displayed on the home page of the bank's website.
4. The Reserve Bank of India further directs that Punjab and Maharashtra Co-operative Bank Limited, Mumbai shall submit to the Chief General Manager, Reserve Bank of India, Department of Co-operative Bank Supervision, Mumbai Regional Office, C-8, Ground Floor, Bandra - Kurla Complex, Bandra (East), Mumbai - 400 051 such statements relating to its operations as may be prescribed by the Reserve Bank of India in this behalf.
5. These directions shall remain in force for a period of six months from the close of business on September 23, 2019 and are subject to review.

(Dr. Rabi N Mishra)
Executive Director