



Lucknow Golf Club

1, Kalidas Marg, Lucknow - 226 001

Mukul Singhal IAS
President

J. P. S. Sial
Captain

Rajnish Chopra
Hony. Secretary

Umesh Jaiswal
Hony. Joint Secretary
Cum Treasurer

Minutes of Extra Ordinary General Meeting of Lucknow Golf Club held on 12th September 2021 at 07:00 p.m. in the Club Premises.

The Extra Ordinary General Meeting of Lucknow Golf Club was held on 12th September 2021 at 07:00 p.m. in the Club premises, under the Chairmanship of Mr. Mukul Singhal (IAS) President of the Club.

The following members of the Managing Committee were present:-

- | | | |
|--------------------------|---|-----------------|
| 1. Mr. J.P.S Sial | - | Captain |
| 2. Mr. Rajnish Chopra | - | Hony. Secretary |
| 3. Mr. Adesh Seth | - | Ex-Captain |
| 4. Dr. Sandeep Kapoor | - | Member |
| 5. Mr. R.S. Nanda | - | Member |
| 6. Mr. Madhav Chaturvedi | - | Member |
| 7. Mr. Achint Khandelwal | - | Member |
| 8. Mr. Bharat Thapar | - | Member |
| 9. Mr. Zoheb Siddiqui | - | Member |

The quorum being complete, the meeting was called to order. Thereafter the agenda items were taken up for discussion. The following decisions were taken.

A two minute silence was observed to pay homage to the departed souls of following members of the Club who had expired recently:

List of Deceased Members :

S. No.	Member Name	Ms NO
1	Dr. (Mrs.) Anita Dhusia	81
2	Lt. Col. Narendra Kumar	150
3	Mr. Bhushan Thapar	211
4	Mr. Purushottam Arora	237

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[Signature]



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5	Mr. Surendra Kumar	240
6	Mr. Manzoor Kamal	330
7	Mr. Rajiv Pawha	440
8	Mr. Vijay Kakkar	441
9	Mr. Rurdratej Singh	467
10	Mr. Krishna Kr. Misra	536
11	Mr. D. P. Singh IAS	584
12	Mr. Devendra Srivastva	590
13	Mr. V. C. Bajpai	614
14	Justice Jagdish Bhalla	666
15	Mr. Ishwar Dayal Mittal	845
16	Mr. Virendra Agarwal	924
17	Dr. Anil Agarwal	928
18	Mr. Vijay Kumar Sahu	1018
19	Mr. Anuroop Singh	1102
20	Mr. Ramesh Chandra Dixit	1124
21	Mr. Omkar Nath Kapoor	1211
22	Mr. Krishna Kumar	1316
23	Mr. Shri Dhar Tripathi	1326
24	Mr. Aman Mittal	1440
25	Mr. Kshitij Lal	1468
26	Mrs. Sushma Gaur	1501
27	Mrs. Kamini Pradhan	1705
28	Mr. Indra Pal Kanaujia	1891
29	Mr. Pradeep Tandon	1921
30	Mr. Akhilesh Kumar	2124
31	Mr. Nakul Rastogi	2142

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Agenda No.-01: Confirmation of the Minutes of the last Annual General Meeting held on 27th February 2021.

Minutes of the last Annual General Meeting of the Club held on 27th February 2021 were confirmed and adopted by the House.

Agenda No.-02: Consideration of the Report of the Honorary Secretary about the activities of the Club :

The report of the Hony. Secretary was discussed and adopted by the House.

The Hony. Secretary informed the House about the activities that were undertaken during the period starting 1st April 2019 towards improvement of the Club House and Golf Course. As per the adoption by the House on 31st March 2019, the renovation and capital works were completed in record time.

Course :

The renovation and re-designing of the Course has been completed and the new Irrigation System installed which is working well. Additional wash rooms have been constructed behind Tee No. 1 to facilitate playing members.

Club House :

The Club House was also renovated and much appreciated by the members. Construction of additional wash rooms on the First Floor of the Club House to facilitate members was also appreciated.

The Hony. Secretary apprised the Members of the hard work done by the staff and the renovation teams even during lockdown imposed during the Second wave of the Covid-19 virus.



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The Hony. Secretary also briefed the House on the finances of the Club. As on date, financial status of the Club is as follows:

Fixed Deposits	-	Rs. 12,16,99,227/-
Golf Club Staff & Caddies Welfare A/c	-	Rs. 67,70,923/-
Bank Balance	-	Rs. 3,86,14,676/-

The Hony. Secretary further apprised the house that for the year 2017-18, since the start of his tenure, arrears of lease rent and pending EPF etc. amounting to Rs.3,15,32,076.00 were deposited and till date the total amount generated including Club Membership, Corporate Membership, Privileged Membership, Club Revenue from Kitchen & Bar as well as various events organized by the Club uptill March 2021 & Club sponsorships including revenue from publicity from April-2017 till date has been Rs.18,10,39,892 /- which includes the amount spent on the Course and the Club House amounting to Rs. 5.39 crores & Rs. 3.89 crores respectively.

The Hony. Secy. also briefed that even during the lockdown, the Club was functioning well. Home delivery of food during the restricted lockdown from the Club to members was much appreciated & added to the revenue of the Club. Substantial sponsorship were also received, majorly from M/s Diageo Ltd.

The Hony. Secy. congratulated the members that their endeavor to contribute Rs.50.0 lacs to the Hon'ble CM's Covid Relief Fund was very well accepted as a result the Club has collected an amount of Rs.54.70 lacs i.e. Rs.4.70 lacs over & above, hence this excess amount is proposed to be transferred to the Golf Club Staff & Welfare A/c. The House unanimously approved the same.

These activities and achievements were applauded by the House.

The house greeted the efforts of the Hony. Secretary, Mr. Rajnish Chopra and the Managing Committee in finalizing the lease deed with La Martiniere up to

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the year 2028 and start of payment of lease rent as well as all round development of the Club.

The Hony. Secretary also briefed the House regarding members who have defaulted against their Club dues. It was informed that the Club was having an outstanding amount of more than Rs.1.0 Crore as Club dues to be recovered from nearly 65 habitual defaulters.

The House took notice of this and after due deliberation it was resolved that Managing Committee should take steps for terminating membership of defaulting members and further resolved that all payments for club services should be done through pre-paid cards in order to do away with huge outstanding of default by Club members.

Agenda No.-03: Presentation & Adoption of Accounts for the F.Y. 2020-21.

The Balance Sheet and Income & Expenditure Accounts, duly audited by the Auditor of the Club for the financial year 2020-21 were passed and adopted by the House. Mr. U. S. Halwasiya (MS No. 70) raised the point that large sums of money were lying in savings accounts which were not converted into Fixed Deposits, causing interest loss to the club. This was considered at length as recorded in agenda no. 04.

Agenda No.-04: Disciplinary Action against Club defaulters/ members.

The house was informed that after the date for the present meeting was announced, certain activities of Mr. Umesh Jaiswal, Jt. Secretary cum Treasurer (M. No. 992) precipitated a meeting of the Managing Committee on 10th September, 2021. Mr. Jaiswal was present at this meeting and was asked to prove the allegations of irregularities by the Managing Committee as claimed in his letter dt. 6th September, 2021 addressed to members of the Club. He only said to the committee that he was upset and wrote that letter at



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the spur of the moment. He could not elaborate any allegation. It is notable that the Committee was also aware of many previous actions of Mr. Jaiswal's that are also prejudicial to the interest of the club.

The Managing Committee, considered the legal advice from Senior Advocate, Mr. Jaideep Narain Mathur on the allegations of Mr. Umesh Jaiswal that the Managing Committee is illegal. Mr. Mathur has unequivocally opined that the elected executive body (*Managing Committee*) is entitled to work and continue till the next elections.

The Managing Committee, in view of the situation arising out of the letter issued by Mr. Jaiswal, and his previous conduct and behaviour felt that he is indulging in anti-club activities and maligning the image of the club. The Committee was of the opinion that the matter needed to be placed before the General Body of the Club for appropriate action.

In this background, the Hony. Secretary further apprised the House about **the anti-club activities being adopted by the Jt. Secy. & Treasurer Mr. Umesh Jaiswal (M.S. No. 992)**. At the meeting of the Managing Committee held on 15th August, 2020, it was decided to appoint a third signatory for disbursement of payments because Mr. Jaiswal did not sign cheques citing his indisposition. Further, it was decided that any waiver of accrued penalty of members shall not be dealt directly by the Jt. Secy./Treasurer without the consent of the Hony. Secretary. Mr. Jaiswal was forewarned never to repeat waiver of heavy penalty amounts by him.

At the Managing Committee meeting on 10th March, 2021, the Captain expressed dissatisfaction about the lighting of the 2nd phase of the Golf Course and it was resolved to hold a joint inspection by the Captain, along-with Jt Secretary & Treasurer who had been instrumental in negotiating with the lighting vendor. It was also decided to seek cause of delay from the Jt. Secy./Treasurer in reimbursing the sponsorship amount to club caddies who had to participate in the professional round of Golf.

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In the month of March 21, just before the elections for the new Managing Committee, he categorically refused to sign cheques & had started deliberately neglecting his duties as a Treasurer. As a result, the day to day payments of Club vendors were delayed. Club supplies started getting affected as well, causing great inconvenience in handling the day to day affairs & gravely affecting the Club rations/raw material & grossly maligning the Club's image.

On 19th March 2021, the Managing Committee unanimously resolved to forward the case of Mr. Jaiswal to the Disciplinary Committee.

Since long, the Jt. Secy. & Treasurer had refused to sign letters to defaulting members for payment of dues. At the Managing Committee meeting held on 07.08.2021 he categorically refused to do so. The Committee including Mr. Umesh Jaiswal himself, noted that as per bye-laws and past practice, the letters of termination of membership of defaulting members have to be sent by the Hony. Secretary but routine correspondences like reminders are expected to be issued by the Jt. Secretary which he failed to deliver.

Mr. Jaiswal also refused to sign cheques for converting the revenues into FDR's to acquire a better rate of interest and did not even validate his digital signatures to pay statutory dues like EPF and ESIC.

Before the postponement of elections, it was learnt that he had deliberately formulated an e-mail id which was deceptively similar to the LGC e-mail id and openly canvassed through that email for certain candidates for the election using his post as Jt. Secy. & Treasurer. For this, he was given a notice by the Election Observers that he should desist from such activities failing which action shall be taken against him as well as the contestants.

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The House was apprised that his case of misconduct & willful negligence of his duties was referred to the Disciplinary Committee on 22.03.2021 for his following acts along with documentary evidence.

1. He wilfully by-passed the Captain in getting the Fairway lighting done, which till date has not been completed & would give an extra financial burden to the Club when executed.
2. He deliberately stopped signing cheques thereby maligning the club's image & with an intention to disturb the smooth running of the Club.
3. He not only deliberately refused to send reminders to defaulters but also obliged them by waiving heavy penalties.
4. He deliberately withheld extra revenue in accounts wherein the same could have been converted into FDR's.

The above charges were supported by the written complaints of the Captain Mr. Sial & Mr. Zoheb Siddiqui, Convener Club Kitchen as well as Club's Accounts Officer Mr. Balindra Singh.

For this he tendered an unconditional apology before the Disciplinary Committee on 25.03.2021.

On 6th September 2021 Mr. Jaiswal sent a letter addressed to the President with his self-assessed assumption that the current Managing Committee of LGC is illegal & cannot hold the elections themselves. To support his assumption, he enclosed a judgment of the Hon'ble High Court.

The Club sought legal opinion from Sr. Advocate Mr. Jaideep Narain Mathur who opined that the said judgment is not applicable to LGC's status/circumstances & the elected executive body is entitled to work & continue till the next elections. The opinion further indicated that in fact the

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judgment that Mr. Jaiswal had sent was to the effect that the elections of the Managing Committee of a society cannot be indefinitely delayed and should be held expeditiously and till the elections are held, the earlier Managing Committee is entitled to continue.

On 6th September 2021 Mr. Jaiswal also sent mails/letters to all Club members distorting facts regarding the postponement of elections, alleging that the Committee & it's decisions were illegal.

A Managing Committee meeting was then summoned on 10th September 2021 by the President to deliberate upon the letter of Mr. Jaiswal, as this being an extra ordinary letter, deliberation was necessary.

The meeting was attended by all Committee members including Mr. Jaiswal. During the meeting, Mr. Jaiswal stated that all this was done at the spur of the moment as he was upset. Immediately after this he left the meeting in presence of all Committee members.

It was felt that as per the actions/letters of Mr. Jaiswal, it was clear that he was deliberately resorting to anti Club activities and his conduct and behaviour was highly objectionable. It was then decided with the consent of all present, to place the matter before the General Body for appropriate action.

It was also pointed out by Club members Mr. U. S. Halwasiya (M. No. 70) & Mr. Sandeep Das (M. No. 768) that based on a letter addressed to all members, Mr. C.K. Malik (M. No. 34) had also pointed out that Mr. Jaiswal was grossly misusing his position as the Jt. Secy. & Treasurer and is in personal possession of all personal data of Club Members. This could prove damaging for Club members as the same can be misused against them. None of the Committee members are authorized to possess personal data of any member as the same is confidential. A member's file is only sought for correspondence with him/her regarding Club issues or notices and is not meant for personal messages.

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Some members demanded that the President and Hony. Secretary should take strict action against Mr. Jaiswal. The President clarified that neither he nor the Hony. Secy are empowered to take action against a member.

Mr Harpreet Singh Kohli (M.No. 1540) then moved a motion to expel Mr. Umesh Jaiswal (M. No. 992) from the membership of the club under clause 44 of the Articles of Association since his actions and conduct were objectionable and obnoxious and were detrimental to the interests of the club. This was seconded by Mr. Iqbal Kidwai (M. No. 1568).

The house noted that the General Body meeting was an Extra Ordinary General Meeting (EGM) as clarified by the Managing Committee at its meeting on 10th September, 2021. Also, the house was conscious that Mr. Umesh Jaiswal was not present at the meeting deliberately even though he was fully aware of the same. It was also noted that the notice of the General Body Meeting had been issued publically on 28th August 2021 and was well publicized. Mr. Jaiswal had full opportunity to appear before the house and explain his conduct. The decision of the Managing Committee on 10th September, 2021 to recommend action against Mr. Jaiswal was also in public domain.

Considering the matter in detail and the fact that the Extra Ordinary General Meeting was the entire body of the club and not just a representative or agent of the club, the members of the Club unanimously resolved by show of hands, to expel Mr. Umesh Jaiswal (M. No. 992) from membership of the club with immediate effect. The Chair, at this stage, gave another chance to Mr. Jaiswal and requested members of the house who do not wish Mr. Jaiswal to be expelled may raise their hands. Not a single hand was raised.

Finally the Chair declared that as per the unanimous resolution of the General Body Mr. Jaiswal be expelled from membership of the Lucknow Golf Club as per Article 44 of the Articles of Association of the Club.

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The Hony. Secretary apprised the House that Mr. Arun Singh (Mem. No. 1577) had filed a complaint with the Dy. Registrar, Firms & Societies, Lucknow on 13.04.2021 on grounds of collection by Club of an amount of Rs. 2500/- for contribution to Hon'ble CM's Covid Relief Fund, secondly that members who have not deposited the said amount should be permitted to vote as this is a donation & thirdly that since the term of the Committee has already expired, an inquiry should be set up & action taken to disband the Committee forth with. The Dy. Registrar while dismissing his complaint, very clearly highlighted that the Managing Committee was within its rights to claim an amount towards Covid Relief Fund which had been deposited in the Hon'ble CM's Covid Relief Fund, that the Managing Committee had ratified the decision though a General Body meeting in total majority and thirdly the Managing Committee had willingly initiated the process of elections but due to rise in pandemic the administration restrained them from holding the elections and till such time the elections are held & a new Managing Committee takes over, the current Managing Committee is within its rights to continue with full powers.

The Dy. Registrar in his letter also deplored Mr. Arun Singh and said that given the circumstances & given all facts, it was highly regrettable that a responsible member of a Club should raise such an issue & dismissed the complaint ruling that no action is required. He also said that Mr. Arun Singh had deliberately hidden facts about the General Body's ratification even though he was present in person at the General Body Meeting.

Not satisfied, Mr. Arun Singh has approached the Hon'ble High Court against the Dy. Registrar's order & has again sent a notice to the Club on 09th September 2021 and wrongly informed the Club that there was a direction of the Hon'ble High Court restraining the meeting. Because of this the Club will have to spend time and money unnecessarily for defending the legal proceedings adopted by Mr. Arun Singh. The House resolved to defend and oppose the petition of Mr. Arun Singh.



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It was also decided that such activities as being adopted by Mr. Arun Singh are objectionable since they are not only against the interest of the Club but also do not behave a responsible member of the Club.

It was further deliberated that strict action should be taken against him. However, the issue was deferred for the present. Additionally, it was resolved that in future strict action would be taken against members who indulge in activities against the Club for frivolous reasons which cause unnecessary financial burden on the Club

Finally the complaints regarding Mr. Ranvir Bajaj (M. No. 33) were also taken up by the House & post deliberation, it was decided to serve him a final warning that he should desist from causing obnoxious & indecent behaviour in the Club with members as well as staff, failing which his matter may be put up in the next General Body Meeting.

Agenda No.-5: Declaration of Club Managing Committee Elections for the term 2021-23.

The date of holding Club elections for the term 2021-23 was then discussed in the House. The fact that some letters were being circulated by members to further postpone the elections was also brought to the notice of the House.

The Hony. Secy. apprised the House that since the Covid - 19 cases had subsided in Lucknow, it now appeared safe to hold the elections under strict protocol & after acquiring permission from the State Administration.

It was then resolved to hold the election for the term 2021-23 on 10th Oct. '21, subject to permission from district authorities.

Agenda No.-06: Suggestions from the House/Question Hour :

Mr. Ranvir Bajaj (M. No. 33) expressed the opinion that this meeting cannot be called an Annual General Meeting (AGM) since the club's bye-laws provide

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that an AGM can only be held between March and May. It was explained to him that the Managing Committee had already acted upon this and had declared this meeting as an EGM. The house was in complete agreement with this decision of the Managing Committee. Mr Bajaj expressed his appreciation for the Hony. Secretary, Mr. Rajnish Chopra.

The Managing Committee's decision to authorize the Captain, Mr. Sial to sign financial instruments along with the Hony. Secretary was ratified by the House to ensure smooth running of club activities till such time as a New Managing Committee is installed.

It was further suggested that a detailed list of Club defaulters be prepared and those not paying in time & with huge amounts may be terminated immediately & a course for recovery of dues be initiated against them.

It was then decided to appoint Hon'ble Jus. K.S. Rakhra (R) to Head the Committee for initiating claims against the defaulters on behalf of the Club.

The matter of waiving of Penalty charges was also discussed. The house was apprised that the Club has been collecting approx. Rs. 1.50 to 2.0 Lacs per month on account of penalty charges from defaulting members, thereby pointing to the possibility that defaults may reduce. It was decided that the Managing Committee should formulate strict guidelines for waivers. The House was also apprised that a prepaid card system has now been installed as a basic effort to reduce the outstanding dues of the Club.

It was suggested by Mr. SVM Tripathi (M. No. 654) that generally action of termination against Club members should be taken by the Committee as the Committee was authorized to do so. However, it was deliberated & agreed that the Managing Committee found it more reasonable & fair to discuss the matter openly with the House while apprising the facts of the case.



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Mr. U. S. Halwasiya (M. No. 70) suggested strict action should be taken against such members who hold the Club to ransom and such members should be terminated. Mr. A. P. Singh (M. No. 772) and Mr. Amit Magon (Ms. No. 307) seconded the same.

There being no other item for discussion the meeting ended with a vote of thanks to the Chair.

(Mukul Singhal IAS)
President

(Rajnish Chopra)
Hony. Secretary