

BAR ASSOCIATION, AMBALA CANTT

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| 1. NAME OF THE SOCIETY | Bar Association, Ambala Cantt. |
| 2. LOCATION OF REGD OFFICE | At Judicial Courts, Ambala Cantt. |
| 3. AREA OF THE OPERATION | Haryana. |
| 4. AIMS AND OBJECTS | : |

1. To take over charge of books, furniture, moneys and all other articles belonging to Bar Association, Ambala Cantt.
2. To acquire property, raise, control and realize funds of the Bar Association and to dispose off when ever necessary, the property and generally to use and spend the funds in furtherance of objects of the society.
3. To collect dues from members of the Association and other persons including past members and if necessary to take legal proceedings in connection there with.
4. To help the litigants in getting justice from different courts and offices or otherwise and to help generally in the administration of justice.
5. To protect and promote the interest of the members of the Association.
6. To do everything which the Bar Association thinks necessary to maintain the dignity of the legal profession.
7. To establish the court of Ambala Cantt at a suitable place at Ambala Cantt.

5. CONDITIONS :

- i) The income and property of the society shall be applied solely towards the promotion of the objects of the society as set forth in the Memorandum of Association and no portion there of shall be paid or transferred directly or indirectly to the members of the society.
- ii) No member of the society shall be appointed to any salaried office of the society or any office of the society paid by fees, that no remuneration shall be given by the society to any member except repayment of out of pocket expenses and interest on money lent or rent for premises to the society.
- iii) The society by its constitution is required to apply its profit if any or other income in promoting its objects.
- iv) if upon the winding up or dissolution of the society there remains after satisfaction of all its debts and liabilities any property whatsoever, the same shall not

be paid to or distributed among the members of the society but shall be given or transferred to some other institution having objects similar to the objects of the society to be determined by the members of the society at or before the time of dissolution.

The Management of the affairs of the society is entrusted in accordance with the Rules and Regulations of the society to a Governing Body of which the first members are :-

S. No	Name/Father's Name	Address	Occupation	Age	Designation
1.	Sh O.P. Malik	53-A, Tribune Colony, Ambala Cantt	Advocate	72	President
2.	Sh Tarun Bhardwaj	1083-84, Bangali Mohalla, A/Cantt	Advocate	35	Vice President
3.	Sh Arvind Goel S/O Sh P.C. Goel	544, B.C. Bazar, Ambala Cantt	Advocate	41	Secretary
4.	Sh Arvind Sonkar S/O Sh R.N. Chander	1062, Hathi Mandi Ambala Cantt.	Advocate	33	Joint Secretary
5.	Sh Narinder Sharma S/o Sh Banarsi Dass	492, B.C. Bazar Ambala Cantt	Advocate	33	Cashier

EXECUTIVE MEMBERS

6.	Sh M.L. Gupta S/O Sh Roop Chand	Sarafa Bazar, Ambala Cantt	Advocate	70
7.	Sh Naresh Gupta	4659, Sarafa Chowk, Ambala Cantt	Advocate	59
8.	Sh Umesh Mittal	D.C. Road, Ambala Cantt	Advocate	55
9.	Sh Anil Malhotra	2444, Timber Ambala Cantt	Advocate	54
10.	Sh S.C. Jaiswal	16-B, Tribune Ambala Cantt	Advocate	54
11.	Sh P.K. Bansal	2499, Cross Road- 4 Ambala Cantt	Advocate	54
12.	Sh Sunil Malik	2485, Timber Market Ambala Cantt	Advocate	48
13.	Sh Kamal Jassi	52, Anand Vihar, Ambala Cantt	Advocate	41

7. We the several persons, whose name and address are here under subscribed are desirous of being formed into a society in pursuance of this memorandum of Association.

S. No	Name/Father's Name	Address	Designation	Signature
1.	Sh O.P.Malik	53-A, Tribune Colony, Ambala Cantt	President	
2.	Sh Tarun Bhardwaj	1083-84, Bangali Mohalla, A/Cantt	Vice President	
3.	Sh Arvind Goel S/O Sh P.C. Goel	544, B.C. Bazar, Ambala Cantt	Secretary	
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13.	Sh Kamal Jassi	52, Anand Vihar, Ambala Cantt	

Place:

Dated :

Witness

I know all the above persons and
They have signed in my presence.

Signature

Advocate

RULES AND REGULATION OF THE BAR ASSOCIATION

1. **Introduction** : The association is functioning for the last
more then 80 Yrs.

2. **The Terms of Admission of members :**

- i) All lawyers practicing in the Ambala Cantt shall be eligible for its membership on payment of the admission fee and the monthly subscription, which may, from time to time to be fixed by the executive body of the Association.
- ii) Any member of this Association who has retired from practice and gives intimation in writing to this office to this effect, shall be deemed to be an Honorary member of the Association. But he shall not be eligible for any office nor shall he have any right of vote at any meeting.
- iii) The new members can be enrolled during the period of nomination or election process, but that members shall not have any voting right in that election. Only the members as on 31st December of calendar year will have voting right in annual elections.

3. The Consequences of non payment of subscription of fine :

- (A) Subscription of this association shall be Rs 20/- P.M.
- (B) Any member whose monthly subscription is in arrears for more than six months shall not be entitled to speak or vote in any General meeting of the association.
- (C) A member from whom subscription is due for 12 Months shall be served with a Notice placed on the notice board of Bar Association to pay up the dues with in 15 days.
- (D) if payment is not made by any member inspite of a notice as per clause 18 his name shall be pasted on the notice board of the Bar Association as Defaulter.
- (E) Any member who has failed to clear their dues upto 31st December then he has no voting rights in the coming election nor he will be eligible to contest the election.

4. The fines and forfeitures to be imposed on any member : as decided by the Governing body of the Association.

5. Categories of the members of the society:

- i) Any member of the association will be the member of General Body of the Association.
- ii) **Governing Body :** The members of the Governing Body shall be elected from amongst the members at an annual meeting to be called for the purpose and shall hold office till the next election. Every office bearer is eligible for re- election but no office holder shall retain the same office for more than two consecutive terms. Besides the above office bearers the President can nominate 4 members in the Executive members for smooth working.

6. Resignation and Expulsion of Member/s Officer bearer.

- 1. Every member of the Governing body who does not attend three meetings regularly with out any sufficient cause shall cease to be the member of the Governing body. In case of such vacancy the general house will elect the successor in the special meeting.
- 2. Every application for membership shall be signed by the candidate and shall be sponsored and seconded by one member of the association and no such member shall be a defaulter. It shall be accompanied by an admission fees of Rs 250/-.
- 3. An old member who ceases to be member other wise than by removal may be re admitted on payment of arrears if any with out payment of fresh admission fees.
- 4. The name of any member for any misconduct or otherwise disqualified shall be liable to be removed from the membership of association after he has been given adequate opportunity provided at least 2/3rd members on the rolls of the association vote for such removal in a meeting, specially called for this purpose. One weeks notice of the holding of such a meeting shall be given.
- 5. A member whose name has been removed from the rolls of the Bar Association under Above rule 15 can to be readmitted on reasonable grounds.

if majority of 2/3rd Members vote in his favour and on such terms as imposed.

7. Formation of General Body:

The General body of the Bar Association shall consist of the following:

- a) Members who have signed the memorandum at the time of registration.
- b) Office bearers.
- c) Ordinary members

8. Powers and Functions of the General Body.

- 1. All appeals against the order of any officer bearer shall lie to the Governing Body and to the Association against the orders of the Governing body.
- 2. An application for the review of a decision of the association shall be maintainable. If it is presented within fifteen days of decision provided that such application is signed by at least 15 members of the association.
- 3. An application for the review shall be put up in an extra ordinary meeting and a previous order shall be reversed or modified only if two third of the members present vote for such a reversal or modification provided that the 2/3rd are not less in number than those who originally voted in favour of the decision under review.

9. Meetings/Quorum of the General Body.

- 1. An ordinary meeting of the Association may be called at any time by the Secretary for the disposal of any business with the approval of the President.
- 2. An extra – ordinary meeting of the Association shall be called by the Secretary on the requisition of the President or the Vice – President. Such a meeting shall also be called by the Secretary if he receives a requisition to that effect, signed by at least 25 members of the Association within 48 Hours of the receipt of such requisition.

3. An annual meeting of the Association shall be held between 1 April to 15 April every year for :
 - (i) The passing of the accounts , balance sheets and budget estimate.
 - (ii) Election of the office bearers of the Association. Members of the Governing body.
4. An emergent meeting of the Association may be called by the Secretary at any time on the order of the President to that effect.
5. For the annual meeting to be held between 1 April to 15 April a notice of at least 7 days shall be issued by the office, a copy of the same shall be affixed on the notice board of the Association and this shall be deemed to be a valid notice to all the members.
6. The quorum for all meetings shall be 40% and no quorum is fixed for adjourned meeting .
7. Any meeting called except the annual meeting may be postponed from time to time provided no meeting shall be postponed more than twice or beyond a period of one month.
8. The President and in his absence the Vice President of the Association shall preside at the meeting. If neither of these be present at any meeting the members present shall elect their chairman from amongst those present. The vice President or the Elected Chairman shall vacate the chair for the President or the Vice President on his arrival as the case may be.
9. The chairman of the meeting shall be the sole authority for the proper guidance and regulation of the meeting and all present must concede unquestioned obedience to his orders and directions.
10. All matters except those provided for all else where in these rules shall be decided by a majority of votes of the members present and in case of equality of votes the President or Chairman of the meeting shall also have a casting or a second vote.

10. **Formation of Governing Body/Executive Committee.**

1. PRESIDENT

- i) The President shall be the head of the association and shall control all its activities. In his absence the Vice President shall act as President.

2. VICE PRESIDENT

- i) The Vice President shall help the President and in his absence the Vice President shall act as President.

3. SECRETARY

- (i) The secretary shall be the custodian of all the record, furniture, books, stationery and all other properties other than money and securities of the Association.
- (ii) It shall be the duty of the Secretary to conduct under the direction of the President and the control of the Governing body the correspondence of the Association.
- (iii) The secretary shall be responsible that the following registers and books of account are duly maintained in such form as the Governing body may from time to time prescribe and that the same are correctly and regularly kept.

- (1) A register of the books in the Library must be maintain.
- (2) A similar register of the furniture and other property of the Association.
- (3) A minute book of the proceedings of the Governing body and of all sub committees there of .
- (4) Minute books of the proceedings at the General meeting.
- (5) File containing copies of the letters/ correspondence.
- (6) A subscription book.
- (7) A cash book , Ledger of income and expenditure.

4. JOINT SECRETARY

The Joint Secretary shall help the Secretary and carry on the work during his absence.

5. CASHIER.

- (1) The Treasurer shall have the custody of moneys and securities of the Association. All sums due to the association shall be payable to and recoverable by the Cashier. Any sums realized or received by the Secretary or other officer bearer shall forthwith be made over by him to the Cashier.
- (2) The receipts for all payments made and signed by the payee be obtained and placed on record.
- (3) Once in a year in the month of April the Cashier and Secretary shall submit Balance sheet of the affairs of the association as on the 31st March to the previous year.
- (4). The Balance sheet shall be laid before the Annual meeting of members for approval.

11. The strength of the Governing Body including detail of office bearers.

The management of the Association, shall vest in Governing Body consisting of the office bearers namely:

- (i) THE PRESIDENT
- (ii) THE VICE PRESIDENT
- (iii) THE SECRETARY
- (iv) JOINT SECRETARY,
- (v) CASHIER

The members of the Governing Body shall be elected from amongst the members at an annual meeting to be called for the purpose and shall hold office till the next election. Every office bearer is eligible for re- election but no office holder shall retain the same office for more than two consecutive terms. Besides the above office bearers the President can nominate 4 members in the Executive members for smooth working.

12. Mode of Election of the Governing Body.

Persons seeking election to any office of the Association as provided in Rule shall file their nomination papers duly proposed and seconded per the notice issued in this regard to the Secretary of Association.

1. Candidates for President ship should have at least **ten years** standing at this Bar and the candidates for Vice President, Secretary ship should have at least **5 years** standing at this Bar is compulsory.

Only those members will have voting right who are enrolled before 31st December.

(a) Non refundable security for the following posts shall be as under:

PRESIDENT	Rs 200/-
VICE PRESIDENT	Rs 200/-
SECRETARY	Rs 200/-
JOINT SECRETARY	Rs 100/-
CASHIER	Rs 100/-

Persons seeking election or re- election to any office of the Association shall not be entitled to preside over the annual meeting and can not preside over the elections.

IN the annual elections the voting shall be preferably by secret ballot.

2. As soon as possible after the close of poll on the day on which polling is to take place, the chairman of the meeting, in the presence of Candidates or their agent shall declare the result of election.

3. The candidate who is found to have secured the greatest number of valid votes, shall be declared to have been elected, provided that if it is impossible to determine which candidates has or have obtained the highest number of votes owing to two or more candidates having obtained an equal number of votes, the chairman shall decide by lot.

13. Powers and functions of the Governing Body.

The Governing body shall subject to the controls of the members in General meeting assembled, in addition to all other powers conferred upon them by any of the rules have power to :

- (1. To appoint any clerk or servants for the association
- (2. To suspend or dismiss from their appointment any clerk or servants
- (3. To act as a Governing body of Privileges in disputed between the members of the Bar and allied matters.
- (4. To purchase furniture & maintain the same and to maintain the Bar Room and such other necessities as may be ordinarily required for the Association.
- (5. Admission of members.
- (6. To deal effectively with the day to day difficulties of the members of the Bar.
- (7. To help the litigant, public in redress of the grievances against the bar and Bench.

14. Meeting Quorums, Notices and Agenda of the governing Body meeting.

An ordinary meeting of the Association may be called at any time by the Secretary for the disposal of any business with the approval of the President.

1. An extra – ordinary meeting of the Association shall be called by the Secretary on the requisition of the President or the Vice – President. Such a meeting shall also be called by the Secretary if he receives a requisition to that effect, signed by at least 25 members of the Association with in 48 Hours of the receipt of such requisition.
2. An annual meeting of the Association shall be held between 1 April to 15 April every year for :
 - (iii) The passing of the accounts , balance sheets and budget estimate.
 - (iv) Election of the office bearers of the Association. Members of the Governing body.
3. An emergent meeting of the Association may be called by the Secretary at any time on the order of the President to that effect.
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5. The quorum for all meetings shall be 40% and no quorum is fixed for adjourned meeting .
6. Any meeting called except the annual meeting may be postponed from time to time provided no meeting shall be postponed more than twice or beyond a period of one month.
7. The President and in his absence the Vice President of the Association shall preside at the meeting. If neither of these be present at any meeting the members present shall elect their chairman from amongst those present. The vice President or the Elected Chairman shall vacate the chair for the President or the Vice President on his arrival as the case may be.
8. The chairman of the meeting shall be the sole authority for the proper guidance and regulation of the meeting and all present must concede unquestioned obedience to his orders and directions.
9. All matters except those provided for all else where in these rules shall be decided by a majority of votes of the members present and in case of equality of votes the President or Chairman of the meeting shall also have a casting or a second vote.

15. Powers and duties of each of the office bearers separately.

1. PRESIDENT

- i) The President shall be the head of the association and shall control all its activities. In his absence the Vice President shall act as President.

2. SECRETARY

- (i) The secretary shall be the custodian of all the record, furniture, books, stationery and all other properties other than money and securities of the Association.
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(iii) The secretary shall be responsible that the following registers and books of account are duly maintained in such form as the Governing body may from time to time prescribe and that the same are correctly and regularly kept.

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- (2) The receipts for all payments made and signed by the payee be obtained and placed on record.
- (3) Once in a year in the month of April the Cashier and Secretary shall submit Balance sheet of the affairs of the association as on the 31st March to the previous year.
- (4). The Balance sheet shall be laid before the Annual meeting of members for approval.

16. The member for the investment of the funds keeping of accounts and for an annual or periodical audit of accounts.

(a) The financial year of the Bar Association will be in accordance with the financial year commencing on 1st April and ending on 31st March.

17. The manner of making altering and rescindings Rules and Regulations:

1. All proceedings taken, order passed acts done under these rules shall be in writing.
2. All the disputes between the members of the Association shall be decided by the Association itself. No court will have any Jurisdiction in regarding above disputes.
3. The Association may make bye laws consistent with these rules or make any change in the above rules at a meeting specially convened for this purpose and by a majority of 2/3rd that of the member present.
4. All the rules and regulations prior the this date if any, shall deemed to be cancelled.

18. The manner of dissolution of the society and such other matters as may be thought expedient, having regard to the nature and objects of the society.

(a) The Bar Association can be dissolved with the Majority of Members of the Association and with the consent of Majority of Members the Association can be merged with the other similar Association.

19. OTHERS :

APPEALS OR REVIEW

1. All appeals against the order of any officer bearer shall lie to the Governing Body and to the Association against the orders of the Governing body.
2. An application for the review of a decision of the association shall be maintainable. If it is presented within fifteen days of decision provided that such application is signed by at least 15 members of the association.

3. An application for the review shall be put up in an extra ordinary meeting and a previous order shall be reversed or modified only if two third of the members present vote for such a reversal or modification provided that the 2/3rd are not less in number than those who originally voted in favour of the decision under review.


RIGHTS AND LIABILITIES OF THE MEMBERS

1. All members are bound to implicitly obey the rules and resolutions of the Association, any infringement of which if brought to the notice of the Secretary, shall be put by him in a meeting of the Governing body, and the member concerned shall be liable to pay any penalty, which may be imposed upon him in such a meeting.
2. Every member shall inform the Secretary in writing of the names parentage and full address of his clerks and shall also give information of any change in his staff, with in one week of such change.
3. No person shall employ any person as a clerk who is not Matric in education.
4. All speeches made in meetings of the Association shall be treated as strictly confidential. All private and confidential conversations or discussions held in the Bar Room shall also be confidential and not communicated any where.

Certified that this is a true copy of the Rules and Regulation of Bar Association Ambala Cantt.

PRESIDENT VICE PRESIDENT SECRETARY JOINT SECRETARY CASHIER

I, know all the above mentioned members personally and they have put their signature in my presence.


Attest to be true copy
President.
BAR ASSOCIATION.
AMBALA CANTT.

SIGNATURE