

THE CONSTITUTION OF THE DISTRICT TAXATION BAR ASSOCIATION KARNAL

Part-1

1. Name : The Association Shall be called
DISTRICT TAXATION BAR ASSOCIATION KARNAL
2. Aims & objects : The aims & objects of the association shall be:-
1. The welfare of the members of the Bar Association.
 2. The encouragement of mutual goodwill and Social relations amongst the members of the Bar Association themselves, with public and clients and with Bench.
 3. Maintaining the purity of the profession and its dignity.
 4. Save the members of the Bar Association from hardships Of executive administration as well judicial system.
 5. Rendering help and assistance to the litigant public whereby their legitimate grievances may be easily removed and free legal aid to poor clients.
 6. To help fearlessly in the administration of law, and the maintenance of the standard and purity of justice.
 7. The maintenance of the Bar room for the personal and corporate comforts of the members.
 8. To provide facility of free legal Aid to the litigant who are enable to pay fees.
 9. Struggle against injustice.

Part II

3. Membership :

1. Membership of the association shall be of two kinds
A. Ordinary B. Honorary.
2. The ordinary, members of the Association shall be open
To all legal practitioners who has been enrolled as an
Advocate by any Bar council under the advocate Act, 1961.
3. An ordinary members shall pay a subscription Annually Of Rs. 800/-
in advance and an admission fees of Rs. 500/- Both of which may,
from time to time, be varied by the Association at its annual meetings.

breach of trust or cheating or any other offence, which is the opinion of the association tenders him unfit to be so employed by a legal practitioner.

Note: Every member engaging any person as a clerk or munshi shall intimate the fact by a letter to the secretary stating the full name his father's name and residence etc of the proposed employee.

2. The bar association shall have power to call upon any member to dismiss any munshi or clerk, if that person falls within the above mentioned categories.

PRIVILEGES OF MEMBERS

1. Every member shall be entitled to share all comforts and conveniences provided Bar association in the bar room, and to use its library according to rules prescribed for it.
2. Every ordinary member shall have a right to vote at a meeting of the association and be eligible for election and nomination as an office bearer of the association (provided he or she has paid all the dues of the association regularly and fulfill such other conditions as may be specified in the Advocate Act 1961 & Rules)

Note:

An honorary member shall have right to attend the meeting and to take part in discussion, but shall not have a right to vote.

**Exclusion from
Membership and
Consequence:**

1. The name of any member shall be liable to be removed from the membership of the association if at least 2/3 of the members on the roll of the association vote for such removal in a meeting specially called for this purpose with prior notice of one week for the holding of such a meeting. Show cause notice is mandatory to be served upon the member against whom such action is initiated.
2. Exclusion from membership shall entail forfeiture of all privileges ordinarily available to member and subscription paid and would debar him from the use of the bar library.
3. In case of removal of any member for professional misconduct, no member shall give or extend, take or remove, any professional help or assistance, directly or indirectly, inside or outside the courts, or give or take legal advice, hold professional consultation with or in any manner accommodate him in professional work.

4. Reasons for exclusion, among others, may include, practice of toutism and disobedience of the rules and resolutions passed by the bar association.

Part III

Management

1. The management of the ordinary business and affairs of the association shall be carried out by a managing committee. Managing committee will decide right to vote for election of bar association.

2. The managing committee shall consist of:

1. Chairman (having atleast 20 years of legal practice)
2. i) President (income tax), ii) President (Sales Tax)
(having atleast 10 years of legal practice)
3. i) Secretary (Income tax) , ii) Secretary Sales tax
4. i) Vice President.(Income tax),ii) Vice president, Sale tax
5. i)Joint Secretary.(Income tax) ii)Jt secretary sales tax
6. i)Treasures. (Income tax) ii)Treasures (sales tax)

Arbitration Committee

- 1 All disputes and matters relating to or concerning the affairs or working of the association and its members shall be referred to Arbitration committee consisting 1. President. 2. Secretary and five more members whose decision shall be final.

Bar Association shall nominate those five members

Disciplinary committee

1. A special disciplinary committee constituting of five member shall each year be nominated from amongst the ordinary members of the Association to watch and report on.

- A) All the question relating to the practice of touts.
- B) The question of professional misconduct of the members of the bar , petition writers and clerk etc.

- 2 The disciplinary committee shall submit its proposals

and findings to the president , Bar association for presentation to a special meeting of the bar association for necessary action .

3. Before formulating its findings or proposals, the committee shall give reasonable notice through stating particulars of the charge to the offending person to show case why action be not taken against him.

Vigilance committee:

President and secretary shall be the members' of the vigilance committee

Legal committee:

The committee shall give its opinion on any legal Matter whenever its opinion is sought by this association. it shall consist of five member.

Copying agency committee:

The legal committee shall see that the certified copies are supplied promptly and without any discrimination to the public. It shall consist of 5 members.

Purchase committee

The purchase committee shall consist of three members including president & secretary the committee shall superwise. The working of khoka owner and will suggest measures to improve the working. The president and the secretary shall be the Ex-officio members of the committee.

Part IV

Duties and power of the office bearers shall be as follow:-

- Chairman : 1. The Chairman shall
1. Preside over all the meetings of the association when present.
- President : 1. The president shall
2. Preside over all the meetings of the association in the absence of Chairman .
 3. Repersent the association on all occasions unless when any other members is deputed to represent the association on any particulars occasion.
 4. Issue orders to other office bearers for the well- being of the Association.
 5. Generally supervise and control the affairs and activities of the association and all framed committee.
 6. Incur and sanction any expenses of bar fund up to 5000/-during the year

Secretary :

1. Secretary shall

1. subject to orders of the president
 - a. issue notices of the meeting
 - b .Carry on correspondence of the association and superwise collection of subscription and issue notices of demand for arrears etc. as provided for here in after
 - c. Superwise the accounts of the association and cause them to be audited from time to time.
 - d. use funds of the association for maintenance , up-keep and improvement of the bar room and establishment of the association ,and under the direction of the president for the bar library, or as required by resolution of the managing committee or the association.
 - e) To transact all other business of the association,
2. Carry in to affect all resolutions of the managing committee or the association.
3. Keep minutes of the proceeding of the meeting of the association and the managing committee,
4. Keep necessary record of other record of orders.

5. Supervise and control the menial and other staff.
6. Arrange to collect all subscription from the members.
7. Maintain account books relating to funds of the association,
8. Place all funds of the association in to some bank or some bankers except such amount as he may think necessary to keep with himself for the current expenses of the year.
9. Maintain the following registers ;-
 - a. A minute book.
 - b. A correspondence book
 - c. A peon book.
 - d. A cheque book.
 - e. Suggestion book.
 - f. Subscription register.
 - g. Register of approved munshis.
 - h. Register of reputed touts.
 - i. Register of disreputable persons ineligible for employment etc, as clerk etc.
 - j. Any other register which he may consider necessary.

Note :

The suggestion book, which shall be kept in the bar-room in the custody of the bar servant,

The members shall enter any suggestions or complaint and the secretary shall take necessary action on that.

Library member 1. The library members-incharge shall

Incharge :

- i Be incharge of the library,
- ii Be responsible for it whether he has a paid librarian under him or not,
- iii. Suggest to the managing committee the purchase of suitable books, news papers etc.
- iv. And carry all other duties enjoined upon him under the library rules of the association contained in appendix A

Part V

Establishment :

- 1). The bar association shall employ
 - A) One peon,
 - B) One librarian,
 - C) if need be extra servant.

2.) The appointment, suspension, dismissal of a award or other punishment to any member of

The establishment, shall be made by the secretary in consultation with the president , provided that in case of suspension, dismissal , or fine exceeding Rs. 5/- the person affected by the punishment shall have a right of appeal to the managing committee whose decision shall be final .

Part VI

Meetings :

1. There shall be held
 - a) General,
 - b) Special
 - c) Ordinary, meetings of the association

General meeting :

2. A general meeting shall be held at least once a year to consider the question of
 - a) Annual elections.
 - b) Accounts and reports of the last year.
 - c) Expulsion and other disciplinary measures against members .
 - d) Changes in the constitution, rules, aims and objects of the association ,or
 - e) Such other matters, a may from time to time submitted for its consideration by the managing committee .

Note :

1. The managing committee or the President on a written requisition of members may call a general meeting at any time for any special purpose.
2. No General Meeting shall be held unless at least 33 percent of the members on the roll are present in the meeting, and at least 5 days notice is given by the secretary containing the agenda and the special purpose,
3. In connection with the Annual general meeting a Lunch/dinner shall also be arranged by the bar association unless otherwise decided by the manging committee.