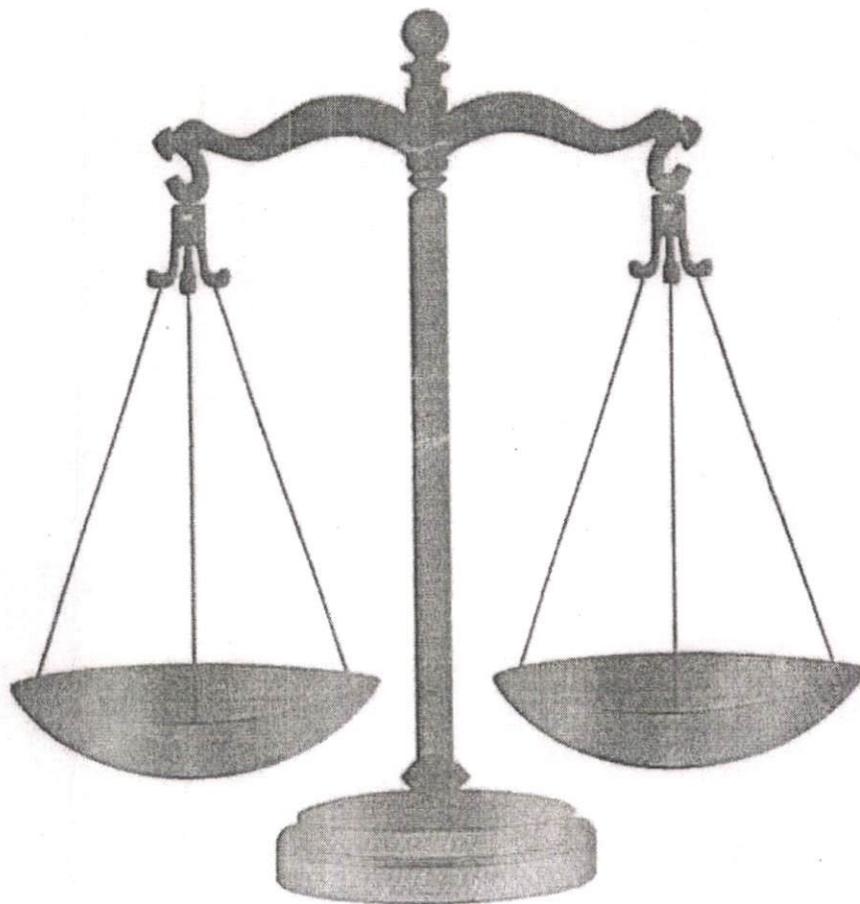


Rules, Over-Laws 48 (Rewari)

**RULES OF  
THE BAR ASSOCIATION  
REWARI**



**DISTRICT BAR ASSOCIATION  
REWARI  
ESTD. 1958**

## PREFACE

Bar Association, Rewari was established in 1958 and Sh. Prahlad Rai Aggarwal, Sub Judge, First Class have honour as first presiding Judicial officer of Rewari Court.

From that day to Present day Rewari Bar Association have remarkable achievements to promote the administration of law and justice.

A by law/rule committee was accordingly constituted in pursuance of resolution dated 28-07-2017 of General House including the office bearers of Bar Under President ship of Sh. Jasbir Singh Yadav. The committee invited suggestions from members of the Bar and held a series of meeting in which the suggestions were thoroughly deliberated.

The final draft was deliberated by the Executive Committee comprising of office bearers in its meeting held on 31-07-2017 and draft was placed before General House for approval under president ship of Sh. Jasbir Singh Yadav. Accordingly the draft was thoroughly discussed rule by rule in meeting of General House held on 01-08-2017 and these rules were approved unanimously.

**Dated:- 1<sup>st</sup> Aug., 2017**

*Jasbir Singh Yadav,  
President  
District Bar Association  
Rewari*

## CONTENTS

Page No.

1. Title
2. Aims and Object
3. Membership
4. Officer Bearers
5. No-confidence
6. Annual General Meeting
7. Quorum
8. Notice of Meeting
9. Requisition
10. Conduct of Meeting
11. Meeting of Executive Committee
12. Duties of Office Bearers
13. Functions of Executive Committee
14. Budget
15. Library Rules
16. Furniture
17. Remission of membership fee and fine
18. Membership Committee
19. Annual Function
20. Accounts
21. Vakalatnama
21. Restrictions on Candidates in Elections
23. Repeal
24. Amendments
25. Inherent Powers

# BYE-LAWS OF THE BAR ASSOCIATION

## REWARI

### 1. TITLE

This Association shall be called the BAR ASSOCIATION, REWARI hereinafter referred to as "the Association".

### 2. AIMS AND OBJECTS

The aims and objects of the Association shall be as under:

- a) To promote the Administration of Law and Justice.
- b) To make proper and reasonable suggestions regarding legislative measures;
- c) To protect, safeguard and advance the rights and privileges of the members of the legal profession in general and the members of the Association in particular;
- d) To make arrangement for the comfort and amenities for the members;
- e) To provide a Library duly stocked with law books with legal journals and standard newspapers.

### 3. MEMBERSHIP

- a) The membership of the Association is open to all persons,

enrolled and admitted by the State Bar Council of Punjab and Haryana, having place of practice at Rewari and who are otherwise entitled to practice law, on their agreeing to abide by the rules of the Bar Council of India, Bar Council of Punjab and Haryana and this Association.

- b) The admission fee is Rs.2,000/- (Two thousand) and will be charged from the members joining or re-joining the Association. Fresh admission fee will be charged from persons who wish to join the Association, after their names have been struck off from the rolls of the Association or who have resigned from the membership of the Association without clearing the dues of the Association, on their making amends to the satisfaction of the Association or clearing the dues, respectively.
- c) Each members shall have to pay the monthly subscription, as fixed by the Association, in advance up to 15<sup>th</sup> of every month. All payments made would first be credited towards the clearance of the arrears.

Note:- At present the monthly subscription is Rs.50/- per month.

- a) A legal practitioner shall cease to be a member of this Association;

- b) From the date of resigning from the Association.
- c) If he does not clear his dues quarterly till 15<sup>th</sup> day of month.
- d) If he is declared by the Association to be undesirable, provided such as action shall not be declared to have been taken by the Association unless passed by a majority of 4/5<sup>th</sup> of the members on rules of the Association in a general body meeting specially convened for the purpose of which ten clear days notice has been given and member's concerned has been given full opportunity by Executive Committee to explain the allegations against him/them.
- e) If he has cast his vote in the annual elections of this Bar Association and is found to have cast his vote in the elections of any other Bar Association during the same financial year.
- f) If he fails to intimate cessation of his Legal Practice to the Bar Council of Punjab and Haryana and the Association within thirty days of doing so.

#### 4. OFFICE BEARERS

There shall be the following office bearers of the Association, who will also be ex-officio members of the Executive Committee (EC) of the Association.

1. a) President

b) Vice-President

c) General Secretary

d) Joint-Secretary.

e) Treasurer

2. The Punjab National Bank shall be the banker of the Association. The accounts with the bank shall be operated upon the President and Treasurer.

4. The Elections shall be conducted by Election Committee consisting of three members out of whom the senior on the rolls of this Bar Association shall act as Presiding Officer. All of these three members must have legal practice of not less than ten years to his credit. The members of Election Committee shall be nominated by the Executive Committee 15 days before election as per guidelines of Bar Council of Punjab and Haryana.

#### 5. NOMINATION

The nomination papers for all the elective posts of the Bar Association should be entertained by the Election Committee only on prescribed forms to be had from the office of the Bar Association on a payment of Rs.100/- (one hundred) per application form. There shall be

paid a fee on the following scale for contesting the elections to various posts of the Bar Association:

- |                      |            |
|----------------------|------------|
| a) President         | Rs.7,500/- |
| b) General Secretary | Rs.5,100/- |
| c) Joint-Secretary   | Rs.5,100/- |
| d) Treasurer         | Rs.5,100/- |

The Election Committee shall note the time and date of the receipt of the nomination forms. The election, if necessary, shall be by ballot. The ballot papers shall be duly signed by the President Member of the Election Committee. The arrangements for the election shall be made by the President in consultation with the Election Committee.

The withdrawal time for all posts should be atleast 2 (two) days prior to the date fixed for polling.

Those members who fail to clear their monthly subscription and other arrears or dues for the financial year preceding.

Provided further that the Association, who are simultaneously members of any other Bar Association shall not cast their votes of election of more than one Bar Association during any financial year.

The new office bearers and members of the Executive Committee with assurance office within a week of the date of election.

#### 6. NON-CONFIDENCE

i) A requisition to call a meeting to consider a vote of no-confidence against an office bearer shall be in writing and signed by at least  $\frac{1}{3}^{\text{rd}}$  of the total number of members on the roll of the Bar Association. It shall clearly specify the grounds in a precise manner. Information of such a requisition shall at once be given to the office bearer concerned.

ii) Ten clear days notice shall be given for a meeting called under 5(i) to consider a vote of non-confidence. The quorum for such a meeting shall be  $\frac{4}{5}^{\text{th}}$  of the members of the Association and a resolution to be carried shall require the votes of  $\frac{4}{5}^{\text{th}}$  majority of the members present in the meeting in its favour.

Provided that no such resolution shall be considered in an adjourned meeting.

Provided also that the office-bearer, against whom the no confidence vote is moved, shall be given full opportunity to explain his position, also in writing if so desired by him, in the meeting before votes are taken on the resolution.

A requisition shall become invalid if the signatories to it withdraw their consent and the number of such requisitionsts falls short of that required by the rule.

#### 7. ANNUAL GENERAL MEETING (AGM)

The annual general meeting shall be held in the first half of the month of April, on a date to be fixed by the Executive Committee, at the time and place to be fixed by the President.

Notice of the time and place shall be given by the General Secretary, seven clear days before the date of meeting. The agenda of the meeting shall consist of:

- a) The report of the Treasurer including the accounts of preceding year.
- b) Election of the office-bearers and the members of the Executive Committee.

#### 8. QUORUM

The quorum of the annual general meeting shall be atleast 50% of the members of the rolls of the Association. For any other meeting of the Association it shall be 33% or as otherwise provided. No quorum is necessary for an adjourned or emergent meeting.

In case the annual general meeting is adjourned, the date of the next adjourned meeting shall be fixed by the President and for such adjourned meeting seven clear days notice is not necessary.

#### 9. NOTICE OF MEETING

Seven clear days with the agenda for the annual general meeting and two clear days notice for ordinary or any other general meeting shall be necessary. No particular time for the notice of an emergent general meeting is necessary.

#### 10. CONDUCT OF MEETING

a) Every meeting shall be presided over by the President or in his absence by the Vice-President. In case of absence of both, it shall be presided over by a Presiding Member, elected by the house for the purpose.

b) Any matter not mentioned in the agenda, can be taken up with the permission of the President or the Presiding Member of the meeting.

c) Every point, not recommended for consideration by the Executive Committee shall be in the form of a resolution duly proposed and seconded.

d) All matters shall be decided by the majority of votes. In case

of a tie the President shall have a 2<sup>nd</sup> or casting vote.

e) The method of voting shall be decided by the President of the meeting, except in the case of the election of the office-bearers which shall be secret ballot.

#### 11. MEETING OF EXECUTIVE COMMITTEE

a) The meeting of the Executive Committee shall be held at least once every month. An extra ordinary meeting of the Executive Committee can be held according to the requirement or urgency of the work.

b) Three days notice of the monthly and one day's notice for the extra ordinary meeting shall be necessary. The quorum for the monthly meeting and the extra-ordinary meeting shall be sixteen and seven respectively.

#### 12. DUTIES OF THE OFFICE BEARERS

1) President:-

a) The President being executive head of the Association, shall be responsible for its well being, shall preside over all meeting of the Association and the Executive Committee and shall operate the Bank accounts of the Association.

2) Vice-President :- In the absence of the President, he shall preside over all meetings of the Association and the Executive Committee and

discharge all other duties of the President, in his absence, except that he shall not operate upon the Bank Accounts.

3) General Secretary :- The General Secretary shall be elected every year. He shall be incharge of all correspondence to and from the Association, shall exercise general control over the servants, shall record and maintain minute books of the Association.

4. Joint Secretary :- Joint Secretary shall work as General Secretary in the absence of the latter and shall generally assist the General Secretary in the day to day routine work.

5. Treasurer:- He shall be responsible for the library, the condition of books and the due observance by the members of the rule relating to library, shall keep an impress amount of Rs.5,000/- (five thousand) to be advanced to him, shall make all payments on behalf of the Association, shall issue receipts for money received for and by the Association, provided however that the receipts for the monthly subscription and collection on account of use of library books, can be issued by the clerk who can receive such money for the Association

Provided that no office bearers or member of this Association shall accept any amount on behalf of the Association in his personal capacity.

### 13. FUNCTIONS OF EXECUTIVE COMMITTEE

- a) The Executive Committee shall check and confirm, the accounts of income and expenditure of the Association, submitted by the Treasurer every month.
- b) The Executive Committee shall suggest ways and means for the well being, betterment and improvement of the prestige of the Association.
- c) Shall recommend to the Association, any action to be taken against any member of the Association.
- d) The Executive Committee shall frame library rules and forward requirement regarding books, journals, furniture and other reasonable suggestions to make arrangement for the comfort and amenities for the members to President of Association.

### 14. BUDGET

The annual budget shall be prepared assessing requirement of Bar by Executing Committee within one month of their election.

### 15. LIBRARY RULES

The library maintained by Bar Association shall follow following rules:-

- a) Library books shall be issued only to members and for a period of seven days at a time.

- b) In case the book is not returned on the eighth day than a fine of Rs.2/- (two) per day per book shall be charged upon seven days.
- c) In case book is not returned on the fifteenth day than the fine as accrued under clause (b) above and the price of new book shall be added in the monthly subscription of the member concerned, which shall not be remittable by any office bearer or committee under any circumstances.
- d) The member who defaults in returning books to the library on the eighth day as mentioned in clause (b) above shall not be issued any other book from the library till the book/s is/are returned or the amount of fine and cost of books, as the case may be, is paid by the member concerned.
- e) Two helpers shall remain available at all times in the library from amongst the staff and their duties shall be in writing. Such helpers shall not leave the library during library hours.
- f) A photocopying machine shall be installed in the library on hire purchase basis/contract basis by the Library Committee for use of members on chargeable basis.
- g) All purchasers for library including books, journals, furniture, other equipments etc. shall be purchased on the suggestion of Bar Members

allowed only for public functions and general use of members.

#### 17. REMISSION OF MEMBERSHIP FEE AND FINE

None of the office bearers or committees of the Association shall have any power to remit membership fee of this Association or any fine or other dues outstanding against any member. If any office bearer does so the same shall be recovered from the office bearer concerned and shall be added to dues outstanding against the said office bearer.

#### 18. MEMBERSHIP COMMITTEE

A standing Membership Committee shall be constituted by the members of the Executive Committee of the Association comprising of three office bearers of the Bar on recommendation of President of Association for ensuring enrolment of members in accordance with the rules of the Association. The term of the membership committee shall expire at the time of annual election and new committee shall be constituted by the newly elected members of the Executive Committee every year.

#### 19. ANNUAL FUNCTION

There shall be held an annual function of the Association such as diner or lunch or tea in the month of December every year or such other date as may be decided by the Association for the expenses of which a

duly recommended by President of Bar Association.

h) Atleast one set of every journals, bare act, books etc. where there are more than one sets, and all commentaries and digests shall be treated as irremovable i.e. these shall not be issued to the members and shall be maintained for use of members in the library only.

i) In case of spoiling/damage of book/s of any type full price of new edition of the book/s shall be charged as fine from the member concerned. However, if the member concerned so desired he shall have option to retain the book with him.

j) Members are expected to keep the book/s clean and moving and make efforts to get photocopy of the judgments for producing in Court rather than producing the books to avoid inconvenience to other members.

k) Notwithstanding anything contained hereinabove the Executive Committee of the Association may add any other rules regulating the Library.

#### 16. FURNITURE

The furniture of the Association shall not be allowed to be removed from the premises of the Association, without the written permission of the President. The furniture may be

voluntary special subscription from each member be raised and deficit in the expenditure of the function, if any, shall be paid from the funds of the Association.

#### 20. ACCOUNTS

The accounts of the Association shall be audited every year. The Association shall make payments of any sum equal to or more than Rs.20,000/- (twenty thousand) through cheque only.

#### 21. VAKALATNAMA

All the members of the Association shall only use and file Vakalatnama obtained from the office of the Association duly affixed with the welfare stamp issued by the Bar Council of Punjab and Haryana and duly signed by any office bearer of the Association. Vakalatnama shall cost Rs.50/- as Welfare Fund.

#### 22. RESTRICTION ON CANDIDATES IN ELECTION

Any member contesting election for any office of the Association shall not indulge in any of the following acts:

- a) Shall not deface the property of the Association/Bar Complex in any manner whatsoever.
- b) Shall not canvass for votes within the premises of the

Association Polling Station on the date of polling either in person or through any of his supporters.

Provided that any candidate, who violates any of the above restrictions, shall be liable to disqualification from the election by the Election Committee.

### 23. REPEAL

Rules and resolutions framed or adopted in the past in this behalf stand repealed from the date of adoption of these rules by the Association.

NOTE:- (The recent election of the office-bearers shall be deemed to have been held under these rules)

### 24. AMENDMENTS

The rules of the Association can be amended to modified or added to only by an extra ordinary general meeting specially converted for the purposes for which seven clear days notice has been issued, provided that no such alteration, amendment, modification for addition to the rules shall be valid unless passed by a majority of  $3/4^{\text{th}}$  members present in the meeting. The quorum for such a meeting shall be  $3/4^{\text{th}}$  of the members on roll.

25. INHERENT POWER

Nothing in these rules shall affect the inherent powers of the Association to pass any resolution or to take any action for the well being betterment and advancement of the rights and prestige of the Association.

AMENDED UPTO 1<sup>ST</sup> AUGUST 2017

Jasbir Singh Yadav  
Advocate ~~President~~  
President *Jasbir Singh*  
Distt. Bar Association  
Rewari

Vishamitra Yadav  
Advocate ~~Secretary~~  
General Secretary *Vishamitra Yadav*  
Distt. Bar Association  
Rewari

*Jasbir Singh*  
Vice President  
Distt. Bar Association  
Rewari

*Jasbir Singh*  
Joint Secretary  
Distt. Bar Association  
Rewari

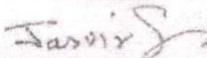
*Jasbir Singh*  
Treasurer  
Distt. Bar Association  
Rewari

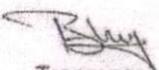
**RESOLUTION**

An urgent meeting was held today on 28-07-2017 at 1:00 PM, sharp in the District Bar Room in the presidentship of Jasbir Singh Yadav Advocate, President, District Bar Association, Rewari and it is unanimously resolved that District Bar Association Rewari be registered from Bar Council of Punjab and Haryana, at Chandigarh, which is required Under Clause (b) of Rules 3 of Rules Called as "The Bar Association (Constitution and Registration) Rules, 2015. The copy of the resolution may be sent to the Chairman, Bar Council of Punjab and Haryana.

**Secretary**  
Vishwanindra  
Distt. Bar Association  
Rewari

  
Vice President  
Distt. Bar Association  
Rewari

President  
  
Distt. Bar Association  
Rewari

  
Treasurer  
Distt. Bar Association  
Rewari