

Members of Executive Committee
of
Bar Association Fazilka(1991-1992)

- | | |
|--------------------------------|------------------|
| 1. Shri S. C. Jasuja | President |
| 2. Shri Kavinder Rajdev. | Secretary |
| 3. Shri Sanjeev Khurana. | Joint Secretary |
| 4. Shri Manmohan Lal Ahuja. | Executive Member |
| 5. Shri Vidya Sagar. | -do- |
| 6. Shri Harbhagwan Kamboj | -do- |
| 7. Shri Ashwani Dhingra. | -do- |
| 8. Shri Satish Narang. | -do- |
| 9. Shri R. D. Goel. | -do- |
| 10. Shri Pardeep Kataria. | -do- |
| 11. Shri Ranjit Singh Dhaliwal | -do- |

RULES

Annexure - 111
of

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BAR ASSOCIATION FAZILKA

(As adopted in the General meeting held on 24th Oct. 91)

S. C. Jasuja
President

Kavinder Rajdev
Secretary

Sanjeev Khurana
Joint Secretary

BAR ASSOCIATION FAZILKA.

Rules And Regulations Of Bar Association Fazilka

1. Name

These rules may be called the rules of Bar Association Fazilka and they shall come into Force w. e. f. 24th October, 1991,

2. Admissioe of New Members

Every person who has been enrolled as an Advocate by a competent authority may be enrolled as a member of this Bar on payment of Rs.250/- or such other amount as the executive may from time to time fix in this behalf, provided that a person, who wishes to get himself enrolled and who was earlier also a member of this bar, shall not be enrolled as a member of this bar unless he pays his arrears, if any which were outstanding against his name when the said member had ceased to be on its roll.

3. Resignation/Removal from membership

i) A member may resign from the membership and he will cease to be its member on the day his resignation is received by the president or the secretary or from such date as the member may intimate in his resignation.

ii) A member who is defaulter in the payment of monthly subscription shall cease to be its member if the arrears amount to such sum which is equal to 15 months arrears. The secretary may by notice in writing bring to the notice of such defaulting member the provisions of this rule one month before the date on which the membership of such member may come to an end but the non issuance of such notice by the secretary will not be a defence for such member to continue as the member of the bar.

iii) If on the date when these rules come into force, any member is in arrears within the meaning of sub clause (ii)

above and whose name becomes liable for being struck down, the secretary shall issue to such member one month notice by registered A.D. Post giving him an opportunity to clear his arrears within that period and in the event of non compliance of such notice, the member shall cease to be its member.

4. Monthly Subscription

The monthly subscription payable by each member shall be Rs.15/- or such other amount as the executive may from to time fix in this behalf. The subscription for each month shall be payable in advance latest by the 15th day of the month and in case of non payment of Subscription by the said date the member will be deemed to be in arrears for the said month and shall not be allowed to vote in any meeting unless he clears his arrears.

5. Elections

The Association shall elect from its members a president, Vice president, Secretary and a Treasurer.

ii) The election shall be held latest by the 30th of September each year and in case the election is not held by that date, the office bearers shall cease to hold the office.

iii) The Returning officer to conduct the election shall be appointed in the General meeting by the house and the date, time and place for filing the nominations, withdrawal of nomination and of polling if necessary shall be fixed in the said meeting.

iv) The nominations and withdrawals for the offices shall be presented to the Returning officer alongwith a non refundable fee of Rs.100/- (Rs.one hundred only). The nomination shall be proposed and seconded by members. The candidate, proposer and the seconder should not be

in arrears on the day the nomination is filed.

v) The election shall be held by secret ballot and only those members will be entitled to vote who are not in arrears and whose names are included as members upto the last date of filing of the nomination Provided that a member who is in arrears may pay his dues at the time of Election to the Returning officer and there upon he will be allowed to cast his vote.

vi) The Returning officer may associate with him such number of members to assist him in the election work as he may consider necessary.

vii) The candidate & one of his appointed election agent shall be entitled to sit in the polling booth to watch the election and the counting, subject to the condition that the secrecy of ballot is not disclosed.

viii) The counting of votes shall start immediately after the close of the poll. Any ballot paper which does not clearly indicate intention of the voter for whom the elector wants to cast his vote, shall be rejected. Similarly a ballot paper through which the identity of the elector may be disclosed shall also be rejected.

ix) A candidate securing the highest number of votes shall be elected for the office provided that if two or more candidates securing the highest number of votes get equal number of votes such candidates shall share the tenure of office equally and the person having greater standing as member of this Bar shall enjoy the 1st term and if such candidates have equal standing the candidate senior in age shall enjoy the first term and in case such candidates are of equal ages, the order of enjoyment of the term shall be decided by draw of lots

x) On procedural matters the decision of the Returning

officer shall be final and binding upon all the candidates.
xi) Immediately after the counting of the ballot papers, the result shall be announced by the Returning officer. The elected candidates shall be deemed to have taken the charge of their respective offices very next day after the date of counting of the result.

xii) In case the term of the office bearers expires and no Returning Officer is appointed during the tenure of the outgoing team or the appointed Returning officer may for any reason decline to conduct the election or may become incapable to conduct the election, in that event, any five members may convene the meeting and in such meeting a Returning Officer may be appointed to discharge the functions stated above.

6 Tenure of Office Bearers

The maximum tenure of the office bearers shall be one year.

7. Resignation of office bearers

i) In case the president may resign or may become incapable of discharging his function as president, the Vice president shall automatically become the president for such remaining period for which the president would have served if he had not resigned.

ii) In case the Secretary may resign or may become incapable of discharging his duties as Secretary, the treasurer shall automatically become the Secretary for such remaining period which the Secretary would have served if he had not resigned.

8 Executive Committee

The Executive Committee shall consist of all the elected office bearers and seven other persons to be nominated by the President from amongst the members and the

tenure of the Executive Committee shall terminate with the term of the office bearers.

9. Functions of President

- i) The President shall be the Chief Executive head of the Association,
- ii) The President may appoint such committees as may be considered necessary for the proper discharge of the functions of Association.

11. Functions of Secretary

- i) The Secretary shall maintain all the records.
- ii) The Secretary shall record the proceedings of the Executive Committee and the general body in a book specially kept for the purpose known as proceeding book which shall be countersigned by the Chairman of the meeting and the minutes shall be read over and confirmed in the next meeting. A member who was present in a meeting whose minutes are put for confirmation may object if the minutes are not correctly recorded and the minutes shall be corrected modified or rectified with the consent of the majority of the persons present in the meeting whose minutes are subjected to such rectification.
- iii) The Secretary shall be custodian of the entire moveable and immoveable property of the Association.
- iv) The notice of every meeting shall be issued by the Secretary who shall also issue the agenda for such meeting.
- v) All the employees of the Association shall be under the direct control of the Secretary and the appointment and the removal of any employee by the Secretary shall be with the approval of the President.

12 Function of Treasurer

The Treasurer shall be custodian of the funds of Association who shall maintain the accounts. He shall also be the Joint Secretary of the Association.

13. Conduct of meeting

i) The Secretary shall give atleast 24 hours notice for conduct of an ordinary general meeting and an urgent meeting may be called by giving one hour notice.

ii) At every meeting, the President shall preside and if he is absent, the vice president and in case vice president may also be absent then any member so elected in that meeting for the purpose, may preside over the meeting. The presiding officer shall be known as the Chairman.

iii) The matter to be discussed in the meeting shall strictly be in accordance with the agenda provided the chairman may, with the consent of the majority of the members present in the meeting change the order of the agenda, delete or defer any item of agenda. The house may with the permission of the Chairman and majority of members present in the meeting, consider any other matter which is not included in the agenda.

iv) Unless the contrary intention may appear from these rules, every matter shall be decided by the majority of the persons present in the meeting.

v) Unless a contrary intention is expressed in these rules, the quorum of ordinary meeting of the general body shall be 1/10th of the total members on roll and the quorum in case of Executive Committee meeting shall be 1/3rd of the total strength of the members of the executive. However if the meeting is adjourned for want of quorum, no quorum shall be necessary for the adjourned

meeting.

14. Custody and control of funds

i) The funds of the association shall be kept in a bank and the accounts shall be operated with the signatures of at least two office-bearers as may be decided from time to time.

ii) The secretary and Treasurer may keep with them an amount of Rs. 1000/- each to meet the recurring/running expenses.

iii) The secretary and Treasurer may spend upto a sum of Rs. 1000/- on any item without the sanction of the Executive committee and any such expenditure so made by such office bearer shall be placed for confirmation and approval by the Executive committee in the next meeting.

iv) The president may spend upto a sum of Rs. 2000/- on any item without the sanction of the Executive committee and any expenditure so made by the president shall be placed for confirmation and approval by the Executive committee in the next meeting. Expenditure beyond Rs. 2000/- shall not be incurred except with the prior approval of the Executive committee.

v) The general body may appoint an auditor from amongst its members or any chartered Accountant to audit the Accounts and the Auditor shall furnish his report within the month from the date of his appointment and such report shall be laid before the General meeting for approval.

vi) Non receipt of the audit report shall be no ground to defer the annual election and in case the audit is not completed for the period of which the office bearers have ceased to hold office by virtue of new elections,

the new office bearers shall get the account for previous year audited which shall be laid before the general meeting for approval.

15. Conduct of the Members

- i) The members shall observe complete code of legal ethics in the discharge of their duties in the profession and shall attend the court in proper dress as may be prescribed by the Hon'ble High Court from time to time and shall maintain decorum.
- ii) No member shall indulge in any mal-practise like toutisum etc. etc.
- iii) No member shall do any act by which the dignity of the bar may be adversely affected or diminished and every effort shall be made to ensure the best standard of reputation or integrity and honesty in the profession and the members shall do their best to uphold the dignity of the profession in the eyes of the bench, public and people at large.
- iv) The members shall voluntarily pay all their dues and a member who is defaulter, will not be entitled to the issue of any testimonial in his favour.

16. Absence from court

- i) A lawyer remaining absent from the proceeding in courts shall manage some alternative to represent him in the court.
- ii) The members may observe strike and abstain from the court in the following cases:-
 - a) on the death of any member of the association or on the death of local presiding officer. For full day
 - d) on the death of some relative of the member, if the cremation co-inciding with For half day

- is to be held locally or in some nearby village.
- c) on a call given by any Bar Association, provided the message of call is personally received by the Association.
- d) In case of dis-respect to judiciary on a request from the judiciary.
- e) In case of a call for any local trouble if all major institutions, Associations, join such call.
- f) In any other case when at least 1/5th of total members request for calling a meeting and the matter is thereafter decided in the general meeting.
- g) when the Executive may consider it necessary to observe the strike.
- iii) so far as possible the strike will be avoided and the members shall show their resentment by wearing black badges in summer and white badges on black coats in winter.
- iv) whenever there is a decision of a strike, the President or in his absence the vice president and if both the president and the vice president are absent, the secretary may nominate the name of persons who shall act as proxy.
- v) If after a decision of strike has been taken any member is found to have violated the decision of strike, a fine upto Rs, 500/- may be imposed by the Executive Committee, after giving such member an opportunity of being heard and such fine shall be recovered as arrears of subscription.
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For such period as there may be in the call.
For such period as therequest may be.
For such period as the call may be.

- vi) If any costs are imposed upon any party, on the day of strike, such cost shall not be pressed by other party and if such costs are pressed, they will be paid out of bar fund and shall be recovered from the counsel pressing such costs.

17 Library

- i) The Secretary shall be the incharge of the Library.
ii) Members borrowing books shall return the same within 30 days from date of issue to and there after a fine of Re. 1/- per day shall be charged and will be recovered as arrear of subscription.

18 Amendment of these Rules

- i) Amendment to these rules may be made in the general body meeting and the proposed amendment shall be circulated to all the members atleast 3 days before the meeting.
ii) The quorum for such meeting shall be 1/5th of the total members on roll.

19 Repeal

The rules and regulations of this Association which were here in before in force are hereby repealed.

ERRATA

Page	Rule	Line	For	Read
1	2	6	Admissio	Admission
1	2	8	Authority	Authority
1	3(ii)	21	defaulter	defaulter
2	4	10	may from to time	may from time to time.
2	4	13	decnied.	deemed.
2	5(ii)	19	ce	be
2	5(iv)	28	nominatians	nominations
2	5(iv)	29	Retutning	Returning
3	5(viii)	20	belot	ballot
3	5(ix)	26	sholl	shall
3	5(ix)	27	terms	term
3	5(ix]	28	canddtes	candidates
4	5[xi]	6	counting	declaration.
5	9	3	presfdent	president.

Note:- After Rule 9, Rule 10 may be read as under:-

10. Functions of Vice President

The Vice president may in the absence of the president perform such functions which the president is competent under these rules.

6	12	3	who	and
7	14[ii]	7	Treasuer	Treasurer
7	14[v]	26	the	one
7	14[v]	26	sppointment	appointment
8	15[iii]	15	intergrity	integrity.
8	15[iii]	17	ihe	the
8	16[i]	23	remainining	remaining
8	16[ii]	31	d]	b]

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9 16(ii)[c] 3[Col-II] Fo for
9 16(ii)(c) 4 Associaien Association.
9 16(iii)(v) 30 oppotiuinity opportunity.
10 17 9 the word"to" stands deleted.

Members of Presidents Advisory Committee
(Our Past Presidents)

1. Shri Balish Makkar.
2. Shri Banwari Lal Aneja
3. Shri K. K. Beri.
4. Shri Mohinder Dev Loona.
5. Shri N. L. Soni (Now Retired).
6. Shri R. K. Angi.
7. Shri Ram Rakha Mal Thatai.
8. Shri Subhash Maini.
9. Shri S. C. Khunger. (Now Advocate at Chandigarh)
10. Shri S. R. Dhawan (Now Advocate at Chandigarh)
11. Shri Umesh Kukar.
12. Shri V. K. Vij.
13. Shri Ved Parkash Jyani.

(Note:- The names have been given in Alphabetic order)

NEVER TO BE FORGOTTEN

1. Shri Arvind Lal Chopra.
2. Shri Amar Nath Aggarwal.
3. Shri Daulat Ram.
4. Shri Daya Krishan Chawla.
5. Shri Gokal Chand Kukkar.
6. Shri Inder Mohan.
7. Shri K. C. Beri.
8. Shri Kishan Lal Aggarwal.
9. Shri Kishmiri Lal Gilhotra.
10. Shri Karam Narain Bhayyia.
11. Shri Lekh Raj Thatai
12. Shri Lekh Raj Pupneja.
13. Shri Munshi Ram Chawla.
14. Shri Mohinder Singh Lohgaria.
15. Shri Rattan Lal Kapoor.
16. Shri Suraj Nagpal.
17. Ch. Suraj Mal.

(Note:- The names are given in Alphabetic order.)