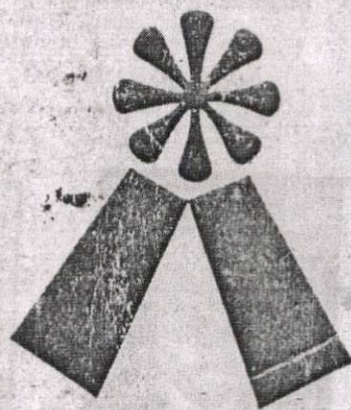


Constitution 40

Ludhiana

Refreshingly Adrenaline
Executive member
Distt Bar Association
Ludhiana

DISTRICT
BAR
ASSOCIATION



DIRECTORY 1991

Respected Members,

We take this opportunity to introduce 1991 Directory of the Bar Association Ludhiana. Last issue of this directory was released in 1986 and since then there have been considerable changes in the strength of members of the Bar, their addresses and telephone numbers. Every effort has been made to provide an up-to-date information, but despite that some errors and omissions might have crept in which we regret.

Printing of this issue has been delayed owing to the fact that a large number of additions and alterations had to be incorporated and due to some other unavoidable circumstances, and we also regret the inconvenience caused to the members.

With Best Wishes



Maheshinder Singh Grewal
President



Vijay B. Verma
Vice-President



Mulakh Raj Sa
Secretary

Bar Association

DISTRICT BAR ASSOCIATION

LUDHIANA

Office Bearers for the year
1991

President : Maheshinder Singh Grewal
Vice President : Vijay B. Verma
Secretary : Mulakh Raj Saluja
Joint Secretary : Nagesh Singh Gill

Executive Members

Ashok Kumar
Harjinder Singh Grewal

Satish Kumar Sharma
Gurpreet Singh

Vigilance Member
N.K. Singla

IMPORTANT TELEPHONE NUMBERS

JUDICIAL

Registrar High Court Off. 67055
 Res. 67295
 Ludhiana Bar Association 20133
 District & Session Judge, Ldh. Off. 50001
 Res. 50010
 Chief Judicial Magistrate 50050

Sr. Sub Judge

51144
 50355

ADMINISTRATION & REVENUE

Deputy Commissioner Off. 20000
 39451
 Res. 20100
 22120
 A.D.C. Off. 50102
 Res. 50103
 G.A. to D.C. Off. 50002
 Res. 50153
 Dy. Registrar Co-op Societies 22010
 Asslt. Registrar Co-op Societies 22084
 Commissioner Municipal Corp. Off. 50551
 Res. 51551
 Jt. Commissioner M.C. Off. 25603
 Res. 25570
 SDM Ludhiana Off. 50150
 Res. 51151

EXCISE

AETC 1, Ludhiana 51262
 AETC 11, Ludhiana 33551
 AETC 111, Ludhiana 32540
 D.T.O. 51002

POLICE

Sr. S.P.
 S.P. City
 S.P.H.Q.
 D.S.P. City
 D.S.P. Control Room
 Control Room
 Police Dn. No 1
 Police Dn. No 2
 Police Dn. No 3
 Police Dn. No 4
 Police Dn. No 5
 Police Dn. No 6
 Focal Point
 Sarabha Nager
 P.S. Saddar

FIRE STATION

Mata Rani Road
 Focal point
 Miller Ganj
 Samrala Road

HOSPITALS

C.M.C Reception
 D.M.C New
 Kapur Hospital
 Pahwa Hospital
 Mohan Devi Hospital

ENQUIRIES

1. Railway Enquiry
 Bus Stand Enquiry
 VAYUDOOT Booking
 AERODROME

S.No. Name of Adv

Off. 50901
 Res. 51201 1. Avtar Singh Gr
 Off. 39103 2. Ajit Singh Kum
 Res. 50203
 Off. 51301 3. Ajay Kumar Ji
 Res. 31552 4. Ajay Chaudhry
 Off. 23529-39202 5. Ajaib Singh Tu
 Res. 50166 6. Ajit Singh Wa
 Off. 30202 7. Amar Nath Bh
 Res. 39133 8. Amolak Raj C
 100 9. Amarjeet Sing
 38100 (Ghudani)
 21003 10. Amarjeet Singl
 22003 11. Amarjeet Singl
 23003 12. Amarjit Singh
 24003
 21176 13. Amarjeet Singh
 35300 14. Amarkuldeep
 57802 15. Amrik Singh
 21252 16. Amarjit Singh
 17. A.C. Rampal
 18. Anil Kumar A
 25500 19. Anil Sawhney
 37444 20. A.K. Sareen
 25600 21. Anil Kumar B
 25550 22. Anup Raj Sing
 23. Anil Kaushal
 24. Anil Kumar S
 50105 25. Ashwani Kun
 23152 26. Anmol Singh
 33154 27. Anil Arora
 24184 28. Arun Kumar J
 38182-28770 29. Arminder Arc
 30. Ashok Kumar
 31. Ashok Kumar
 131 32. Ashok Kumar
 22099 33. Ashok Kumar
 39690 34. Ashok Kumar
 913-2524 35. Ashok Kumar
 36. Ashok Kumar
 37. Ashok Mittal
 38. Ashok Kuma

**CONSTITUTION OF THE
DISTRICT BAR ASSOCIATION
AS PASSED IN GENERAL MEETING ON 21.5.1971**

1. The Association shall be called the District Bar Association, Ludhiana, hereinafter called "the Association."
2. The aims and objects of the Association shall be :
 - (a) To promote the administration of law and justice;
 - (b) To maintain dignity of the profession;
 - (c) To protect, safeguard and advance the rights, interests and privileges of the members of the legal profession in general and the members of the Association in particular;
 - (d) To eradicate corruption, bribery and toutism;
 - (e) To create sense of fellowship and corporate life among the members of the Association.
- Membership And Subscription.
3. Every person entitled to practise the profession of law shall be eligible for membership for the association.
4. Every candidate for the membership of the association shall apply in writing to the Secretary of the association and such application shall be accompanied by a deposit of Rs/50/- as Admission fee together with three months subscription.
5. Every member of the association shall pay monthly subscription of Rs. 10/- or such other amount as may from time to time be fixed by the association, before the 15th of each month. Annual subscription payable in lumpsum upto the 31st of January, each year shall be Rs. 120/- provided all dues of the association outstanding against the member concerned are paid alongwith this amount.
6. The monthly subscription shall be payable in advance. Any member from whom 2 or more than 2 months subscription shall at any time be due shall for the purpose of these rules be deemed to be "in arrears" and such member shall be duly notified by the Secretary.
7. If such member as has been above referred to in Rule No. 6 does not pay off the arrears within 15 days from the date of the notification made to him by the Secretary, the Secretary will report his name to the Executive Committee for action. The Executive Committee shall take such steps against the member, as it may deem fit even to the extent of removing his name from the rolls of the Association, notwithstanding anything contained in the rules.
 - [a] A member who is "in arrears" of subscription for more than 2 months including the current month shall lose his right to use the Library till such time as he pays off his dues.
 - [b] Any member who is in arrears of subscription for 6 months shall automatically cease to be a member of the Association and his name shall be reported to the District Judge, the High Court and the State Bar Council. A demand notice to pay up the arrears and pointing out the consequence if payment thereof is not made shall be given to the member concerned a fortnight before the expiry of the above mentioned period of six months, the Executive Committee may allow 15 days time to such member to pay off the arrears and in case of payment, he shall continue to be a member.
8. Any member whose name has been so removed shall not be eligible for the membership of the Association unless he submits fresh application with the admission fee of Rs. 50/- plus all his arrears.

Office Bearers

9. [a] The following shall be the office bearers of the Association:-

1. President.
2. Vice President.
3. Secretary.
4. Joint Secretary cum-Treasurer.

[b] Executive Committee.

The Executive Committee of the Association, shall consist of the office bearers and four other members to be elected by the Association.

[c] There shall be a member for vigilance, elected by the Association who also shall be a member of the Executive Committee.

Elections

10. (i) The Election of the Office bearers, the Members of the Executive Committee and the Member for the Vigilance, who will remain in office till the next General Election, shall be held on 20th December, every year and working day without any further notice.

(ii) The Nomination papers for the office bearers, the Members of the Executive Committee, and the member for vigilance shall be filed, at least ten days before the Election, with the Secretary at the time and date to be notified for the purpose by him.

[a] Nomination fee for the office of the President shall be Rs.250/- for that of the Vice President, Secretary, shall be Rs.200/- For every other office the fee shall be Rs. 100/- The nomination fee shall not be refundable and shall form a part of the funds of the Association.

[b] Withdrawals from election, if any shall be made within 3 days of the expiry of the period, fixed for filing of the nomination papers.

[c] Each member shall have one vote and the election shall be by secret ballot.

[d] The Secretary shall publish a list of voters by 10th of December every year. It shall not include the names of the members who are in arrears, as on 31st Oct. that year. The President shall get displayed the final list of the voters on the board of the Association within four hours of its receipt.

[e] Any vacancy among the office bearers or members of the Executive Committee or member for vigilance shall be filled up by election to be held as and when necessary, but as early as possible.

[f] The Executive Committee may make subsidiary rules consistent with these rules for the conduct of election of the Office bearers, members of the Executive Committee and member for the vigilance.

Meetings

11. (i) The Annual General Meeting of the Association shall be held on the last days of nominations for the office bearers, members of the Executive and a member for vigilance. No quorum shall be required for this meeting. The Agenda shall be :-

(a) The passing of the accounts and the Balance Sheet;

[b] Election of an Auditor amongst the members of the Association not being an office-bearer or member of the Executive Committee.

[c] Reading of the report by the Secretary.

(ii) An ordinary General Meeting of the Association may be called at any time by the Secretary in consultation with the President for the disposal of any business by giving seven days notice.

(iii) An extra ordinary meeting of the Association shall be called by the Secretary forthwith on requisition of the President. Such a meeting shall also be called by the Secretary forthwith if he receives a requisition to that effect signed at least by 10 members of the Association, within 48 hours of the receipt of such requisition.

(iv) An emergent meeting of the Association shall be called by the Secretary at any time under orders of the President in writing.

12. The President or in his absence, the Vice President shall take the chair at all General Meetings. In the absence of both, the members present shall choose any one of them to act as Chairman of the meeting.

13. Every member shall have one vote on every motion made at any general meeting and all motions shall in case of division be determined by majority votes; provided that no resolution relating to variation or addition to, or cancellation of any of these rules, or relating to the conduct or character of or expulsion of any member, shall be deemed to be carried unless not less 3/4th of the members present and majority of the members of the Association on roll shall vote for the same. In case of division, where votes for and against are equal, the Chairman shall have a casting vote.

14. One-fourth members on the rolls of the Association shall constitute quorum for the General Meeting, and for an adjourned meeting no quorum shall be necessary unless expressly required by any of the rules.

15. Where any General meeting convened for any purpose has to be adjourned for lack of quorum, an adjourned general meeting may be called by the Secretary after 2 clear days or with the permission of the President or in his absence with the permission of the Vice-President, it may be convened even earlier.

16. The Secretary shall record minutes of all the proceedings held at every general meeting and the same shall be displayed on the notice board within a week of the meeting by the Secretary and signed by the Chairman of the meeting.

17. The Chairman of every general meeting shall have full authority to regulate the proceeding and maintain order in a manner deemed fit by him even to the extent of expelling any rowdy member from the meeting.

18. Where any member flouts the authority of the Chairman or does not otherwise keep order at any meeting, the Chairman, may call his name and refer the matter to the Executive Committee within two days, where upon the committee shall unanimously or in case of division by a majority of votes, take such action as it may deem proper to the extent of removing his name from the rolls of members, not withstanding anything contained in any other rule.

The decision of the committee under this rule shall be subject to confirmation by the general body of the Association.

19. Procedure

(i) A resolution must be proposed by a member and seconded by another before it can be put in the meeting; provided that a resolution moved by the Chair need not be seconded.

(ii) Member can propose an amendment to a duly moved resolution and if the amendment is accepted by the mover, the amended resolution would go before the meeting. In other cases, amendments, if any, would be voted upon first i.e. before the original resolution.

(iii) No Resolution once duly moved i.e. proposed and seconded, can be withdrawn without the permission of the house.

(iv) The mover of the resolution shall have the right to speak first on his motion and, after discussion, shall have a right of reply.

(v) A member can speak on resolution only once and for any further explanation permission of the chair shall be required.

(vi) Any member shall have the right at any time to raise a point of order. The member in possession of the house shall resume his seat when a point of order is raised.

(vii) A member with the permission of the Chairman may rise and speak to give a personal explanation.

(VIII) The chair shall decide all points of order and his decision shall be final.

(VIII) A meeting shall be adjourned by the Chairman for want of quorum or if so desired by the majority of the members present, provided that a chairman may adjourn a meeting at any time for reasons to be recorded by him.

(x) Notice of an adjourned meeting which includes meeting adjourned for want of quorum, may be given by the chairman at the spot and information thereof, shall, as soon as possible, thereafter be given only to the members who were not present in that meeting. Notice shall also be put upon the notice board as required by the rules. Provided that it shall be lawful for the President to alter the date of the adjourned meeting with notice to the members, Provided further that no quorum would be necessary for a meeting adjourned for want of quorum unless expressly provided by the rules.

(XI) All matters regarding the procedure and proper conduct of a meeting, not otherwise provided for shall be decided by the Chairman whose decision shall be final.

(XII) A requisition shall become invalid if the signatories withdraw their consent and consequently the number of such requisitionists fall short of that required by the rules.

(111) Notice of meetings shall as far as possible be given to the members by circulating the same through peon and a copy thereof shall be posted on the notice board which shall be considered sufficient compliance of the service of notice on members.

Motion of No confidence

20. Motion of no confidence against an office bearer shall be considered only at an extraordinary general meeting specially convened for the purpose, on the receipt of a requisition signed by the majority of the members on the rolls of the Association, and if such motion is carried by 2/3rd majority of the members on roll, the office bearer concerned shall cease to hold the office and for the remaining term a new office bearer may be duly elected in his place; provided that no such resolution shall be considered in an adjourned meeting, provided further that the office bearer concerned shall be immediately informed of such requisition and given full opportunity to explain his position in the meeting before votes are taken on the resolution.

Resignation

21. The President may resign his office by a writing under his hand addressed to the Vice President and any other office bearer and the member for Vigilance may resign his office by writing under his hand addressed to the President.

Powers of the Executive Committee

22. The affairs of the Association shall, subject to these rules and general control of the members in general meetings be managed by the executive committee hereinafter called "The committee".

23. In the case of casual vacancy in any office, the committee may fill up the vacancy by appointing any member thereto, and such appointment shall be valid and shall hold good till the vacancy is filled up by election.

24. Five members shall constitute a quorum at the meeting of the committee. Each member shall have one vote and the decision of the majority shall be deemed to be the decision of the committee. In case of equal number of votes the Chairman of the Meeting shall have a casting vote.

(a) The President or in his absence the Vice President shall take the chair at meetings. In the absence of the above both, the members present shall choose any of them to act as Chairman of the meeting.

(b) Every member shall have one vote on every motion made at any meeting and all motions shall in case of a division, be determined by a majority of votes. Provided that no resolution relating to the conduct and character of or expulsion of any member shall be deemed to be carried unless not less than 3/4th of the members present shall vote for the same. In case of decision where vote for and against are equal the Chairman shall have a casting vote.

25. The Committee may from time to time make subsidiary rules consistent with these rules for the regulation of its proceedings, or the proceedings of all or of any of sub-committees appointed by it as well as for conducting the business of all the office bearers of the Association and the manner in which the property, accounts and records of the Association are to be kept and may from time to time vary, add to, or cancel any rules so made.

26. The committee shall, in addition to all other powers provided for it in these rules subject to the general control of the members in the general meetings, have powers to

(a) Maintain such establishments of clerks and servants for the Association as they may deem fit.

(b) Appoint, suspend or dismiss from their appointments any clerk or servant.

(c) Determine and regulate the remuneration, duties and conditions of service of all such clerks or servants.

(d) Spend such money for the purpose of the Association as it may deem fit.

26. (a) The committee may on any occasion appoint a Sub-committee for the disposal of any kind of business and may regulate the manner in which any sub-committee shall discharge their functions.

27. Any sub-committee so appointed shall submit its proceedings and report to the committee, and the decision of the latter shall be final, subject to the control of the members at General meeting.

28. The committee shall have full control over the finances of the Association subject to the control of the members in general meetings and subject to other provisions contained in these rules.

29. The committee shall ordinarily meet not less than once a month except in the month of vacation for the despatch of business and such meeting shall be called by the secretary himself under orders of the President or on the requisition of any three members of the committee. The minutes of the proceedings at such meeting of the committee shall be recorded by the Secretary and displayed on the Notice Board by him and signed by the Chairman of the meeting.

Duties of Office Bearers

30. President

(i) To preside over all meetings of the Association and Executive Committee and other committees of the Association.

- (ii) To work as the Chief Executive of the Association and as such to see that all the resolutions, rules and regulations of the Association are effectively carried out.
- (iii) To take all steps to uphold the dignity and prestige of the Association.
- (iv) Generally to represent the Association whenever required unless any other representative is elected by the Association.

31. Vice-President :

The Vice-President shall perform duties of the President in the latter's absence.

32. Secretary :

(i) The Secretary of the Association shall be responsible for the maintenance of Furniture, books, stationary and all other properties other than cash and securities of the Association.

(ii) The Secretary shall conduct all the correspondence under the supervision and guidance of the President.

(iii) The Secretary shall duly maintain correctly and regularly the followings registers:-

1. A register of the books in the Library showing value of each book, the additions made, books lost, destroyed or sold and the like. It shall be placed before the committee at least once a year and a catalogue of the books of the Library would be fixed at some conspicuous place in the Bar room.

2. Register of furniture and other property of the Association, its value, description etc.

3. A minute book of the proceeding of all meetings.

4. Two files containing copies of letters issued and letters received.

5. A subscription register.

6. A book for the agenda of the meetings of the Association.

7. A peon book.

8. Requisition and suggestion file.

9. A complaint file.

(iv) The Secretary shall be empowered to expend the establishment charges without the previous sanction of the committee.

(v) The Secretary shall be authorised to incur expense to the extent of Rs. 50/- a month on any head other than those mentioned in the preceding sub rule without the sanction of the committee. And all items other than those mentioned in the preceding sub rule, involving an expense exceeding Rs. 50/- shall be incurred only with the previous sanction of the committee, provided that the Secretary may with the previous written permission of the President spend not more than Rs. 200/- in case of emergency.

(vi) The clerks and the servants of the Association shall be under the immediate supervision of the Secretary.

(vii) It shall be the duty of the Secretary to supervise the management of the property of the Association. He shall be responsible to report any lapse on the part of any member of the staff or any damage to or loss of property to the committee.

Joint Secretary cum Treasurer

33. (1) The Joint Secretary shall act as Secretary in the absence of or removal of the latter, and shall act as a Treasurer.

(2) The Joint Secretary shall be the custodian of all moneys and securities of the Association, and all sums due to the Association shall be payable to and recoverable by him. Any money realised or received by the Secretary shall forthwith be made over by him to the Joint Secretary.

(3) The Joint Secretary shall keep the money of the Association in such bank in such manner as the committee may from time to time direct and shall bring all moneys received into account immediately in the receipt thereof, and he shall maintain a cash book of income and expenditure.

(4) The Joint Secretary shall grant receipt for all payments and shall properly and correctly maintain the subscription book.

(5) All bills shall be passed by the Secretary before payment is made by the Joint Secretary and the latter shall obtain receipts of all the payments made by him and place them on record.

(6) All money received shall be forthwith paid into the bank and shall be drawn therefrom only by means of cheques issued by the Joint Secretary.

(7) The Joint Secretary shall submit a quarterly report of the accounts to the committee.

34. Auditor

(1) The accounts of the Association shall be audited at least once a year by an Auditor elected under rule 11 and such Auditor shall examine the entire accounts and shall have access to all vouchers.

(2) The Auditor shall submit the report within one month from the date of his appointment, to the committee and the latter with its comments if any, shall place it before the general meeting of the Association.

35. Library

(1) The committee may from time to time make subsidiary rules consistent with the rules and may vary add to, or cancel any rule so made, pertaining to the Library.

(2) The following rules shall be strictly observed by the members.

(i) Library books, journals and periodicals are primarily meant for reference in the Bar room during the court hours.

(ii) Every members who wants to take out the books from the Library for production in courts or for home study shall be allowed to do so on deposit of Rs. 20/- as security for the use of the library. This security amount shall be refundable only after the lapse of one year from the date of deposit.

However if a member does not use the library continuously for six months he shall have the option to withdraw his security amount earlier. Any member who gives up practice or shifts to some other place shall also be entitled to the refund of the security amount before the lapse of one year.

(iii) Only members of the Bar Association will be entitled to the use and benefit of the Library.

(IV) Every book taken out for consultation and study in the Bar room only, must be handed over to the clerk personally and not left on the tables.

(V) No book shall be removed from the Library unless the entry pertaining to its issue in a register maintained for that purpose is signed in full by a member.

(VI) All books taken for production before court or home study shall be charged at the rate of 10 P. per book per day, provided that no charges shall be made for the books returned the same day they are issued, or if after 4-0 P.M. and returned by 10-00 A.M. the following day, & if a book is retained for more than 7 days, the retention charges will be 20 paise per book per day after the expiry of first seven days.

(VII) The amount of retention charges due as such from a member shall be deducted from the security amount if the member does not pay it along with the return of books and the member shall not be further issued the books unless he makes up the deficiency in the security amount. Any other lapping retention charges unless paid in the above said manner shall be treated as arrears of subscription.

(VIII) If a book is not returned within a fortnight then in the case of an ordinary book, its current price and in the case of rare books double the price thereof shall be chargeable and such charges shall be treated as arrears of subscription. The decision of the committee on the point whether a book is rare or an ordinary shall be final.

(3) The Librarian shall maintain a list of all books periodicals, Newspapers belonging to the Association.

(4) Books shall be issued on receipts signed by munshis only, where the concerned member may give it in writing to the Librarian, that he will be responsible for the loss or damage to any books issued on the representation of such munshi.

(III) The Library and its establishment shall be under the immediate supervision of the Librarian, and the general control of the Secretary and the committee.

(VI) All the moneys received by the Librarian from members or any other source shall be forthwith deposited with the Joint Secretary.

(V) The Librarian will see that the rules of the Library are strictly observed and shall report to the Secretary when ever any member commits a breach of library rules who would place the matter before the committee.

(VI) The Librarian shall note that the books and periodicals of the Association are properly kept and cared for and should report from time to time through the Secretary to the committee what books or other necessities are required for the library and when sanctioned by the committee, order the same.

(VII) The Librarian shall report every month to the secretary books lost, destroyed and sold and the value of the books and the name of the member concerned.

(VIII) All books must be returned in the Library on or before 31st day of August each year, for checking.

(IX) Any member who may lose, destroy or otherwise deface any book or periodicals belonging to the Association shall be liable to a fine which may extend to the cost of replacing the same, and such matter shall be treated as arrears of subscription.

(X) The committee may from time to time by resolution in that behalf regulate the manner in which order is to be maintained in the library. Any breach of any direction contain in any such Resolution shall be deemed to be breach of these rules.

36. Telephone

1. The telephone apparatus shall be kept under lock and key and the clerk shall open the lock on demand by the members.

2. The telephone shall be used in the presence of the clerk or any member of the staff of the Association.

3. The telephone clerk shall maintain a register regarding all the calls giving full particulars of the members using the apparatus. Charges per local call shall be as may be prescribed by the Executive from time to time.

4. The telephone clerk shall be responsible for the accounts of the telephone.

5. No member shall use the telephone by force and without payment. Any such use mishandling or tampering with the Telephone apparatus and misusing the telephone shall be considered an act of indiscipline on the part of the user and any such action may be reported to the committee for appropriate action and the committee may bar such user from the use of the telephone.

6. Trunk call shall be permitted on deposit of double the amount of the likely charges of any such call. After accounting if any over charge is found, the same shall be refunded to the user on receipt.

7. The Secretary shall be responsible for the prompt payment of all telephone bills.

Clerks & Servants

37. No member shall employ as a clerk or Munshi or other servant :-

(a) Any person who has been declared a tout by any court or the committee.

(b) Any practising petition writer.

(c) More than two munshies.

(d) Any person of disreputable character or who has been convicted of theft, criminal misappropriation, breach of trust or any other offence which in the opinion of the committee renders him unfit to be employed by a legal practitioner.

(e) Any Person who has been declared by the committee, not to be a fit person for such employment.

38. No person shall be eligible for employment as a lawyer's clerk unless.

(a) He is a Matriculate of a Recognised University or possesses such educational qualification as may be prescribed by the High Court.

(b) He is a qualified petition writer.

(c) He has never been declared a tout.

(d) He has never been convicted of an offence involving moral turpitude.

(e) He has never been dismissed from government service.

(f) He is not an undischarged insolvent.

39. No member shall engage as his clerk or Munshi any person who having served as such does not produce a certificate of his good character from his last employer, or explain the non production thereof to the satisfaction of the committee.

40. Rules for the employment and retention of clerks by the members of the Association:-

(i) A clerk in the service of any lawyer shall not be engaged on leaving his previous job by any other lawyer unless the clerk produces a certificate of good conduct from the lawyer whose service he has left

(ii) Whenever any clerk is dismissed by any lawyer on the ground of professional misconduct or on any other similar ground, such lawyer shall be bound to make a report of the same to the Secretary of the Bar whereupon the Executive Committee shall take such steps as it may deem proper under the circumstances.

(iii) if any member refuses to grant the requisite certificate to his outgoing clerk arbitrarily or without any good cause, the aggrieved clerk shall have a right to make complaint about this fact to the President by an application in writing.

(iv) There shall be a sub committee as following to hear and adjudicate upon such complaints as are made under the preceding sub rule:-

(a) The sub committee will be constituted of two members of the Bar Association elected by the members of the Executive committee and the President of the clerks Association.

(b) In case of difference of opinion in the sub committee the decision of majority shall be final unless it is set aside by the Executive committee of the Bar Association on appeal within 30 date of intimation to the aggrieved party.

(c) The above sub committee shall decide such cases at their earliest possible convenience and in no case shall take more than one month and the same shall apply to the Executive committee on appeal.

(d) A clerk complaining under sub rule(iii) of 40 rule above may be allowed to be engaged by another lawyer with the permission of the Sub committee in writing during the pendency of enquiry subject to final decision.

5. No clerk shall be eligible for engagement by any lawyer who has been dismissed for professional misconduct or for misappropriating money for corruption or any other similar cause and no member of the Bar Association shall engage or retain such clerk.

6. Any member of the Bar who would violate these rules shall be liable to such penalty as the Executive committee of the Bar may deem proper in the case.

7. Every member shall in the month of January, in each year furnish the Secretary with a list of all persons in his employment as clerks or munshis and all the changes of the kind during the year shall be reported to the Secretary within seven days of the occurrence.

8. No person employed as a clerk or munshi of a lawyer shall have any communication with the opposite party or remove any papers from the office of his master or deliver them to any person without the master's express permission or without his master's express knowledge or consent, assist any client in engaging any other legal practitioner.

9. Any person committing breach of the preceding sub rule above shall be declared to be unfit for employment by the committee and thereafter no member shall engage any such person in his employment.

10. The Secretary may from time to time make suitable arrangement with the clerks and munshis Association for obtaining its assistance in dealing with any matter arising under these rules relating to clerks, munshis or servants.

11. Communication of all sorts made to the office of the Association by the clerk's Association and vice versa shall be deemed to be privileged.

12. Any person who may be found violating these or any other rules framed by the committee relating to the Clerks shall be liable to such action as the committee may deem proper in the circumstances, to the extent of removing his name from the rolls of the Association.

41. Professional conduct of the members

No member shall receive any brief or otherwise take any case from or through any person whom he knows or believes to be a Dalal or tout or whose name is entered on the list of any court as a tout or on the list of reputed touts kept by the committee or through a petition writer.

42. No member of the Association shall undertake any professional work including the offering of any opinion or writing a notice without charging the minimum fee as laid down by the committee from time to time.

43. No senior member shall appear, conduct or act on behalf of his client in any of the following cases unless another counsel is engaged by his client :-

- (i) All cases triable by the Sessions court.
- (ii) Money suits of the value of Rs.10,000/- or upwards.
- (iii) Unclassed suits of the value of Rs. 2000/- or upwards.
- (iv) Land suits of the value of Rs. 200/- or upwards.

In case of default the member concerned shall be liable to pay Rs.30/- to the Bar Association for each case, which shall be recoverable as arrears of subscription.

Explanation

(a) The word "suit" shall include "appeal" for the purposes of this rule.

(b) A member with 15 years standing shall be deemed to be senior.

44. Whenever any member may feel that he has been insulted or rudely treated by any presiding officer of the court or any other official of the court, it shall be his duty to report in writing the matter at once to the Secretary who shall call an emergent General meeting within three days from the receipt of such complaint for necessary action.

45. The committee by itself or through a sub Committee appointed by it shall have power either upon complaint or of its own motion to enquire into the conduct of any member, his agent, clerk or Munshi so far as such conduct relates to any breach or supposed breach of these rules or to the professional character or honour of any member and for the purpose of any such enquiry, may do all acts and things which may be necessary or expedient to enable the committee to render such enquiry effective, provided that it shall give a fair opportunity to the member, agent munshi or clerk concerned to place his case before the committee prior to its decision thereon.

45. If after any such enquiry the committee may come to any conclusion, against such member, agent, clerk or Munshi, the committee shall submit its report to a General Meeting for disposal.

46. The Secretary of the Bar Association shall report to the Distt. Judge or any other competent court or authority, the final decision arrived at in all such cases.

47 A clerk who is not a member of the Local Clerk's Association shall not be engaged by any member of the Bar or any other local lawyer.

48 If as a result of the aforesaid enquiry any member agent, clerk or Munshi is found guilty of professional misconduct, such member may be expelled from membership as provided in the rules and such agent clerk or munshi may be debarred from service by a resolution passed in the General Meeting and the decision so made shall be reported to the District judge or any other competent court or authority.

49. Any member whose name has been removed from the rolls of the Association under any of the rules or who has been expelled under the preceding rule shall cease to be a member of the association from such date and shall forfeit all donations and subscriptions paid to the Association and shall be liable for all arrears of the Association or any other liability incurred under these rules.

50 Any member leaving practice, or the station, or who for any other reason has ceased to be a member shall at all times be liable to pay the arrears of the Association or any other liability under these rules and can be sued against in a court of law by the secretary on behalf of the Association for recovery of such amounts if he is authorised by a Special resolution of the committee.

51 Unless otherwise provided in the rules, an appeal shall lie to the General Body from any order or decision of the committee affecting any member or his employee and every such appeal shall be

in writing signed by such member and delivered to the Secretary within one month of the knowledge or intimation of such order or decision.

52. The Secretary shall without delay call a special General Meeting for the purpose of disposing such appeal within one month from the date of the appeal unless the appellant agrees to or desires a longer date and the decision of such meeting shall be final.

53 All communications made to the committee under the preceding rules shall be deemed to be privileged.

54. Every special Resolution varying, adding to or cancelling any of these rules shall unless any time is specified therein take effect within 15 days after the passing thereof unless otherwise directed by the resolution.

55. The rules of the Association shall be printed or typed and annually corrected and brought up to date by the Secretary.

56. Members alone can obtain copies of applications, proceedings of the meetings, decision and orders of the committee and all other proceedings under the preceding rules duly attested by the Secretary at a cost of Rs. 3/- per copy of any one document or order etc.

57. Acts of Indiscipline

Willful breach of the Rules, tampering with, destroying and pilfering the property of the Bar, use of abuse or force or to cause hurt to any member by another member shall be considered as acts of indiscipline. The member accused of any such act of indiscipline may be removed from the membership of the Association by the Executive Committee subject to confirmation by the General body of the Association.

58. These rules shall come into force immediately.

(Maheshinder Singh Grewal)
President

(Vijay B. Verma)
Vice President

(Mulakh Raj Saluja)
Secretary