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Pathankot

CONSTITUTION OF BAR ASSOCIATION PATHANKOT DISTRICT GURDASPUR
PUNJAB.

THE NAME AND PLACE OF FUNCTIONING:

The Bar Association, Pathankot is a duly constituted body under the Advocates Act, 1961 with its office in the Bar Room, Civil Courts, Pathankot and shall be called by the name 'BAR ASSOCIATION PATHANKOT' and shall be governed under the provisions of Advocates Act, 1961 and rules framed thereunder, which shall function under the Bar Council of Punjab and Haryana and the Bar Council of India.

MEMBERSHIP:

Any Advocate duly enrolled with The Bar Council of Punjab and Haryana and any other State Bar Council can be a member of this Bar Association.

PROCEDURE FOR MEMBERSHIP:

An Advocate who wants to be a member of this association has to move an application and pay the admission fee as prescribed from time to time, duly sponsored by atleast two members of this Bar Association. After proper verification, which application shall be put for consideration before the meeting of members of the Bar Association and if accepted such an Advocate shall become the member of the Bar Association, Pathankot. The application shall be liable to be rejected if opposed by three or more members of the Bar Association on tenable grounds. On removal of cause of rejection another such application can be moved afresh after expiry of six months time or as fixed by the President for consideration, and previous rejection will not operate as Bar.



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4. OFFICE BEARERS:

The following shall be the office bearers of the Bar Association duly elected by means of election, or unanimously.

- (i) President.
- (ii) Vice President.
- (iii) Secretary.
- (iv) Any other post created by the Bar Association through Special resolution.

5. QUALIFICATION OF THE OFFICE BEARERS:

A member desiring to seek election as President shall have atleast 12 years continuous standing at the Bar. and Vice President shall have atleast 5 years standing at the Bar. There shall be no bar for the post of Secretary.

6. TERMS OF OFFICE:

The office bearers shall hold their office for a period of one year.

7. ELECTIONS:

The elections shall be conducted as per rules annexed herewith as Annexure 'A'.

8. REMOVAL FROM MEMBERSHIP:

Any member of the Bar Association, Pathankot is liable to be removed from membership on following grounds :-

- (i) If the member ceases to be on the roll of the concerned Bar Council.
- (ii) Defaults to pay the monthly subscription/membership fee/other charges continuously for a period of 6 months.



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- (iii) Abstains from attending the Bar Association meetings without any reasonable cause, continuously for a period of more than six months. However this will not apply to those members practising on Taxation side.
- (iv) Though present in the Court Complex, inspite of ~~due~~ notice omits to attend the Bar Association meetings, inspite of imposition of the fine which may extend to Rs. 200/- (rupees two hundred only) for each default.
- (v) Commits such acts of omission or commission within the courts complex or out side, which the Bar Association considers as unbecoming of a member.
- (vi) Such member can be removed from membership through simple majority of members present in the meeting called through atleast five days advance written notide to the members. Removal may be permanent or temporary for a specific period.

9. QUORUM OF MEETING:

For monthly and ordinary meetings-thirty members and for emergent meeting members — Twenty members.

10. MANAGEMENT OF FUNDS:

The Bar Association shall have account in a Bank where the surplus funds shall be deposited. Regular accounts shall be maintained under the personal supervision of the President and true accounts shall be rendered on the expiry of the terms of office or resignation which ever is earlier on the date of handing over the charge.



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11. AUDIT OF ACCOUNTS:

The accounts shall be liable to be audited by a person/committee nominated by the House.

12. LIBRARY:

The Vice President shall be the Incharge of Library. He shall keep the complete catalogue of the books and shall ensure the proper upkeep and custody of the Books. The Books shall be issued on payment of Rs. 5/- for book per day. He shall keep a register and make entry and shall submit the account every month.

The President will have an absolute authority to engage any employee for the maintenance of the said Library. Remuneration of the said employee will be paid from the collection of the subscriptions funds. Any member who fails to pay the prescribed book fee and fails to return the book for seven days, shall be liable to appropriate action by the Bar.

13. REMOVAL OF THE OFFICE BEARERS:

No office bearer shall be removed from the office on any ground unless a special meeting is convened within seven days advance notice with two-third majority provided there is a requisition signed by at least 25 members for the purpose. The office bearers against whom the requisition is received shall neither chair nor convene such meeting.

Secretary
Bar Association, Pathankot.

Vice President
Bar Association, Pathankot.

President
Bar Association, Pathankot.

Meeting of Bar Association convened for this purpose adopted unanimously by all the members on this 24th day of Sept, 1998

CONSTITUTION OF BAR ASSOCIATION PATHANKOT, DISTRICT GURDASPUR.

1. THE NAME AND PLACE OF FUNCTIONING: -The Bar Association, Pathankot is a duly constituted body under the Advocates Act, 1961 with its office in Bar Room, Civil Courts, Pathankot and shall be called by the name, "BAR ASSOCIATION PATHANKOT" and shall be governed under the provisions of the Advocates Act 1961 and Rules framed there under, which shall function under the Bar Council of Punjab and Haryana and Bar Council of India.
2. MEMBERSHIP: -Any Advocate duly enrolled with The Bar Council of Punjab and Haryana and any other State Bar Council can be a member of this Bar Association.
3. PROCEDURE FOR MEMBERSHIP: -An Advocate who wants to be a member of this Association has to move an application and pay the admission fee as prescribed from time to time, duly sponsored by at least two members of this Bar Association. After proper verification, the application shall be put for consideration before the meeting of members of the Bar Association and if accepted such an Advocate shall become the member of Bar Association Pathankot. The application shall be rejected, if it is opposed by three or more members of the Bar Association on tenable grounds. Upon removal of the cause of rejection, another such application can be moved afresh after the expiry of six months or the time fixed by the President for consideration, and previous rejection will not be considered a bar.
4. OFFICE BEARERS: -The following shall be the office bearers of the Bar Association, duly elected by election or unanimously: -
 - I. President;
 - II. Vice President;
 - III. Secretary;
 - IV. Any other post created by the bar Association through special resolution.
5. QUALIFICATION: -A member desiring to seek election as President shall have at least 12 years continuous standing at the Bar, and the Vice President shall have at least 5 years standing at the Bar. There shall be no bar for the seat of the Secretary.
6. TERM OF OFFICE: -The Office bearers shall hold their office for a period of one year.
7. ELECTIONS: -The elections shall be conducted as per Rules annexed herewith as Annexure-'A'.
8. REMOVAL FROM MEMBERSHIP: -Any member of the Bar Association Pathankot is liable to be removed from the membership on the following grounds: -
 - i. If a member ceases to be on the Roll of the concerned Bar Council;
 - ii. Defaults to pay the monthly subscription/ membership fee/ other charges continuously for a period of 6 months;
 - iii. Abstains from attending the Bar Association meetings without any reasonable cause for a period of more than six months. However, this will not apply to the members practicing on the taxation side;
 - iv. In spite of due notice omits to attend the bar Association meetings, though present in the Court Complex, and in spite of imposition of a fine which may extend to Rs.200/= (Rupees two hundred only) for each default;
 - v. Commits such acts of omission or commission within the Courts Complex or outside, which the Bar Association considers as unbecoming of a member;
 - vi. Such a member can be removed from membership through simple majority of members present in the meeting called through at least five days advance written notice to the members. Removal maybe permanent or temporary for a specified period.
9. QUORUM OF MEETINGS: - For monthly and ordinary meetings = 30 Members;
For Emergent meetings = 20 Members.
10. MANAGEMENT OF FUNDS: -The Bar Association shall have account in a Bank where surplus funds shall be deposited. Regular Accounts shall be maintained under the personal supervision of the President and true accounts shall be rendered on the expiry of the terms of office or resignation whichever is earlier, on the date of handing over charge.
11. AUDIT OF ACCOUNTS: -The Accounts shall be liable to be audited by a person/ committee nominated by the House.
12. LIBRARY: -The Vice President shall be In-Charge of Library. He shall keep the complete catalogue of the books and shall ensure the proper up-keep and custody of the books. The books shall be issued on payment of Rs.5/= per book per day. He shall keep a register and make entry and shall submit the account every month. The President will have an absolute authority to engage any employee for the maintenance of the said library. Remuneration of the said employee will be paid from the collection of the subscriptions funds. Any member, who fails to pay the prescribed book-fee and fails to return the book for seven days, shall be liable to appropriate action by the Bar.
13. REMOVAL OF OFFICE BEARERS: -No Office bearer shall be removed from Office on any ground unless a Special meeting is convened with a seven days advance notice with two-third majority provided the requisition for the purpose is signed by at least 25 members. The Office bearer, against whom the requisition is received, shall neither chair nor convene such meeting.

[Signature]
SECRETARY

[Signature]
VICE PRESIDENT

[Signature]
PRESIDENT
BAR ASSOCIATION

Meeting of the Bar Association convened for this purpose adopted unanimously by all the Members on this the 24th day of September, 1998.

ANNEXURE-A.

MODE OF ELECTION/ ELECTION RULES.

1. TERM OF OFFICE OF PRESIDENT, VICE PRESIDENT, AND SECRETARY, AND ANY OTHER ADDITIONAL OFFICE: -
 - I. Each one of them shall hold the respective Office for the term of one year from the date he enters upon the Office, with the right to resign and subject to the passing of vote of no confidence.
 - II. The Office bearers shall, notwithstanding the expiry of their tenure, continue to hold Office until their successors enter upon their Office.
2. ELIGIBILITY FOR ELECTION: -
 - I. Any member of the Bar Association Pathankot, who is not in arrears on the date of filing of Nomination Papers, can seek election to any one of the Offices subject to the qualifications mentioned hereinabove.
 - II. Each nomination paper shall be duly signed by the candidate and proposed and seconded respectively by two members of the Bar Association Pathankot, who have no outstanding arrears against them.
 - III. Each candidate shall deposit non-refundable Nomination fee as mentioned in the Election Notice.
3. ELIGIBILITY OF VOTING: -Every member of the Bar Association Pathankot, who is not in arrears on the date fixed by Returning Officer, shall be entitled to cast single non-transferable vote for the election of each of the Office bearers. The said members of the Bar Association shall also constitute Electoral College for the purpose hereinafter to be mentioned.
4. ELECTIONEERING: -Each candidate shall have a right to canvass in his/ her support, but the candidate shall not indulge in such activities, which maybe termed as corrupt practices.
5. CORRUPT PRACTICES: -The following activities by the candidates/ their promoters and supporters will be treated as corrupt practice: -
 - I. Serving drinks/ refreshments to the voters on or before the election date, till the results are declared, within the Bar Association, or Court premises.
 - II. Making any cash payment to voter or allurements of or promise to help in cash or kind, or to detract any member from his/ her rightful exercise of discretion as a voter.
 - III. Holding of parties/ meetings in the public places/ hotels by the candidates/ their supporters/ their promoters in such a manner, which will lower their estimation in the eyes of all concerned and public at large.
 - IV. Indulging in any disorderly behavior during election process.
 - V. Exercise undue influence.
6. DISPOSAL OF COMPLAINTS: -Any complaint regarding the indulgence by any candidate or his supporter/ promoter in corrupt practices can be made by the candidate or any member/ voter of the Bar Association Pathankot, in writing accompanied by affidavit, and by the Returning Officer himself suo motu and such complaints shall be dealt with by the electoral college referred above, the meeting of which shall be convened by the Returning Officer and his decision shall be final. On the failure of the Electoral College to arrive at a conclusion/ decision, the final verdict will be that of the Returning Officer. The punishment may include disqualification from seeking election for a period up to three years.
7. ELECTION PETITION: -Any candidate/ voter can file election petition within seven days from the date of election regarding the election of any office bearer and such petition/ petitions shall be decided in the manner prescribed for disposal of complaints.
8. ELECTORAL COLLEGE: -Only the members of the Electoral College shall have the right to vote/ participate in the proceedings meant for disposal of complaints, election petitions and no-confidence seeking meeting of the house to be held, if any, during the term of office of office bearers.
9. DISQUALIFICATIONS: -Any candidate seeking election and found guilty of indulging in corrupt practice shall be disqualified to seek election and the same office shall be treated as vacant.

Jeetinder D
BAR ASSOCIATION
PATHANKOT