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## Rules for the District Bar Association SANGRUR.

**Finally passed and adopted in the meeting called for 10.9.93**

- 1 Name. This Bar Association will be called the District Bar Association, Sangrur.
- 2 Object :- The object of the rules of District Bar Association is to safeguard and promote the interest of the members of the legal profession and do help the administration of justice,
- 3 Affiliation of the other Bar Association :-

Bar Associations in the sub Divisions. Tehsils and sub Tehsils of this District may be affiliated to the District Bar Association, Sangrur provided a resolution passed by a majority of members of that Association is sent to this Association alongwith the affiliation fee of Rs. 25/-

4 Membership :- (1) All legal practitioners borne on the rolls of the Bar council of Punjab and Haryana or enrolled as pleader or Mukhtars by the High Court, Income tax department or Revenue Department who have Sangrur as their ordinary place of business will be entitled to become members of the District Bar Association provided they comply with the provisions of the rules here in after mentioned.

2 The persons who are already members of the District Bar Association, Sangrur shall henceforth be the members of the association provided they pay the monthly subscription regularly and do not incur any disqualifications as mentioned in the Advocates Act.

3 No member of the District Bar Association, Sangrur shall directly or indirectly keep any person as his clerk whose name is not borne on the rolls of the clerks maintained in the office of the District judge. Sangrur, breach of this rule amounts to disqualification and the member who incurs this disqualifications shall be liable to removal from the membership of the Bar Association. Regular attendance and appearance of a person in court or writing papers in any case presented in courts may be taken as presumptive proof of keeping that person as a clerk,

4 The Association shall have the right to exclude any member from the membership of this Association if his conduct is against the principles of legal ethics and his conduct is censured atleast twice successively by the Bar Association in the meeting called for that very purpose and the motion will be adopted by 3/4th majority of the total members of the Bar Association. Such a meeting will be called only on requisition of atleast 1/3rd members on the rolls of the Bar Association, The rule of adjourned meetings shall not apply to this sub rule. The motion shall be deemed to be defeated if 3/4th members of the association fail to attend the meeting.

5 Office bearers :-

THE DISTRICT BAR ASSOCIATION WILL HAVE THE FOLLOWING OFFICE BEARERS :

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|-------------------|-------------------|
| 1 President.      | 4 Joint Secretary |
| 2 Vice President. | 5 Treasurer       |
| 3 Secretary.      |                   |

6 Election of the office bearers:

The office bearers will be appointed by election by the members of the District Bar Association in the annual meeting called for the purpose before 20th Dec. every year and the election will be held according to the following rules.

i) Any member desirous of seeking election to any of the above offices will file his nomination



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papers with the President, in his absence with the Vice President or secretary within time specified for the election against a receipt.

- ii) The Secretary will notify the date, time and place for.
  - 1) The filling of nomination papers.
  - 2) The scrutiny of nomination papers.
  - 3) Withdrawal of nomination papers.
  - 4) Taking of the poll if necessary.
- iii) The election programme shall be notified not less than 7 days before the date fixed for polling
- iv) The nominations will be made on the following form supplied by the Association.

#### NOMINATION FORM

- 1 Name of the proposer.
- 2 Name of the office.
- 3 Name of the candidate.
- 4 Signature of the proposer.

#### DECLARATION BY CANDIDATE.

I, do hereby declare that I agree to this nomination and solemnly affirm that if elected to this office I shall discharge my duties to the best of my ability without any fear or favour and shall keep my own conduct above board. I further solemnly declare that I and my partner shall not pay or receive any thing in cash or kind directly or indirectly for the procurment of briefs and my engagement as a counsel in any case. I further declare that I will not misuse or abuse my position as an office bearer.

DATED.....

SIGNATURE OF THE CANDIDATE

- 5 This nomination will also accompany a certificate from the secretary to the effect that the proposer and the candidate have cleared their-dues.

#### ANNUAL GENERAL AND OTHER MEETINGS

- 7 The election of the President, Vice President, Secretary, Joint Secretary, Treasurer Who will remain in office till the next general elections shall be held on 20th December every year and in case of 20th December is a holiday, then the election shall be held on the next working day



without any further notice.

- a) The Executive Committee however, shall nominate one member of the Executive Committee from the, Taxation side and one from the Lady members of the Bar Association provided none is otherwise elected.
- 8 The Annual General meeting of the Association shall be held on the 1st day nomination for the office bearers and members of the Executive Committee. No quorum shall be required for this meeting. The Agenda shall be :-
- (a) The passing of the accounts and the balance sheet.
  - (b) The report of the Secretary be read, and any other business which may be placed on the Agenda shall be transacted.
- 9 The nomination papers for the office bearers and members of the Executive Committee shall be filed at least seven days before the election with President or his nominee at the time, place and date to be notified for this purpose by him.
- (a) Nomination fee for the office of president shall be Rs. 1000/- for the office of Vice President and Secretary Rs. 500/- each, for the office of Joint Secretary and Treasurer Rs. 250/- each. The nomination fee is not refundable in any case.
  - (b) Withdrawals from the election, if any, shall be made within 3 days of the last day of nomination of 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 20th October every year. It shall not include the names of the members who are in arrears upto 30th September.
  - (e) A candidate shall qualify for the office he seeks nomination for, on the day of nominations.
  - (f) The Executive Committee may make any rules for the conduct of election of the office bearers and members of the Executive Committee.
  - (g) The President shall supervise the whole process of election. In case of President seeking re-election Then the Vice President or Secretary as the Case may be will supervise the whole process of elections.
  - (h) No candidate or his supporter shall canvass in any manner on the date of polling.
  - (i) The elected office bearer will assume office on the following working day after the declaration of the results of the election. No office bearer will be eligible to stand for any office held by him for two terms consecutively.
  - (j) in case any office falls vacant on account of resignation, removal or otherwise of any office bearer before 20th of September every year, than fresh election will be held for such office. The Secretary shall notify time, date and place of the election according to rules.

#### FUNCTION OF THE OFFICE BEARERS

- 10 The President will preside over all the ordinary as well as extra ordinary meetings of the association. If his conduct as President is to be discussed in that meeting then the members will choose another person as the chairman for that particular meeting. The Vice President will function

place of the President in his absence. The Secretary will carry out the entire work of the Bar Association in accordance with rules, resolutions, and directions by the Association. He will also maintain the accounts, keep the balance upto Rs. 200/- in his hand will deposit the excess in any scheduled Bank in the name of the association. He will also collect the subscription or other money due to the association. He will also be incharge of the Bar Library. The servants of the association will be under the control of the Managing committee subject to the over all control of the house. All the office bearers jointly will constitute the managing committee and they will together be responsible for the proper management of the affairs of the association

11 Powers to spend on non recurring items, in anticipation of approval by the association.

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|------------------------|-----------------------|
| i) President.          | Rs. 500/- per month.  |
| ii) Vice President.    | Rs. 200/- per month.  |
| iii) Secretary         | Rs. 200/- per month.  |
| vi) Managing committee | Rs. 1000/- per month. |

This money will be spent only from the funds of the Bar in hand and will have to be approved in the next meeting of the house. In any case the accounts shall be put in the house after every three months.

12 FUNDS.

- (1) Every new member seeking to be entrolled as member of the Bar Association will pay Rs. 200/- as admission fee which will be refunded If his application for membership is not accepted by the Association.
- (2) The monthly subscription payable by the members every month will be Rs. ~~50~~ but if a member pays his monthly subscription by the 15th of every month than he will be entitled to Rs. 5/- as rebate. If he pays advance subscription for full year than he will pay Rs. ~~400~~/- as his subscription for one year.
- (3) The members can increase or decrease the admission fee and monthly subscription in a meeting called for that purpose in which at least 2/3 of the members on roll are present and the motion is carried by a 2/3rd majority of the members present in that meeting.
- (4) Any member from whom 2 monthly subscription or any other due of the association remains unpaid, after a week's notice by the Secretary, will be liable to have his name removed from the list of the members. Such members would also not take part in any meeting of the association till the time they have cleared their arrears. They will also have no right to vote in the meeting. These provisions will be supplementary to any provision in the rules and orders of the Punjab and Haryana High Court and the rules of the Bar Council of Punjab.



### 13 REQUISITION OF MEETINGS.

- (1) Any 10 members who are competent to attend a meeting and have a right to vote can requisition a special meeting of the Bar Association.
- (2) On an intimation received by the President he will ask the Secretary to summon the meeting within 3 days time. The President will have no power to refuse the calling of a valid requisitioned meeting. If he so chooses, then the Vice President or the Secretary can call such a meeting without the permission of the President and the members present in that meeting will select a new Chairman for that meeting.
- (3) Quorum for all meetings except such meetings for which it is specially prescribed will be 1/3rd, however adjourned meeting can be held without the restriction of quorum.
- (4) Due notice of each meeting will be given to the members. If any member is out of station than it will be served on an adult male member of his family or on his recognised clerk. The notice for the election meeting and for a meeting in which a no confidence motion against any office bearer is to be discussed will be served through Regd. Post if not practicable otherwise.

### 14 ERADICATION OF TOUTISM

The Bar Association may, on the requisition of a special meeting by ten members pass a resolution declaring any person as tout and send his name to the District Judge for proper action. Such resolution will only be passed if 2/3 majority of the members vote for the motion and the quorum for such a meeting will be 2/3 of the total member.

### 15 THE BAR ROOM CANTEEN

The Bar Association shall maintain its own canteen for catering the needs of the members of the Bar Association under the supervision of a managing committee of three persons to be appointed by the members of the Association in its annual meeting in the month of Dec every year.

- 16 Every member of this Bar Association will be issued an identity card with a photograph of the member concerned on it and countersigned by the President.

## 17 RECORD OF MINUTES OF THE MEETINGS

The Minutes of every meeting of the Association shall be recorded in the register of the Bar Association maintained for this purpose and should be got confirmed in the next meeting.

## 18 NO CONFIDENCE AND RESIGNATION

✓ Motion of no-confidence against an office bearer, shall be considered only in 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 a motion is carried by 2/3rd majority of the members the office bearer concerned shall vacate the office, and for the remaining term a new office bearer may be duly elected in his place.

- (a) The President may resign his office by a writing under his hand addressed to the Vice President and any other office bearer may resign his office by writing under his hand addressed to the President.

## 19 REPEAL AND SAVINGS

- 1) The rules now framed will repeal the earlier rules adopted on 20-3-74 and all the Subsequent amendments made there to from time to time. 245
- 2) Any election held or a resolution passed or any decision taken under the old rules will have the same effect as taken under these rules. These rules will come into force from 1-10-75.

(Sd) Ravi Sarup President  
D.B.A. Sangrur

(Sd) Rajinder Kumar Kausal  
Secretary D.B.A. Sangrur