

**ARMED FORCES TRIBUNAL (PB) BAR ASSOCIATION
WEST BLOCK-8, R.K. PURAM, NEW DELHI-110066**

MEMORANDUM OF ASSOCIATION

1. Name of Society: - **The name of the Society shall be ARMED FORCES TRIBUNAL (PB) BAR ASSOCIATION, NEW DELHI.**

2. Registered Office: The registered office of society shall remain in the Union Territory of Delhi and at present at the following address: -
**ARMED FORCES TRIBUNAL (PB) BAR ASSOCIATION
WEST BLOCK-8, R.K. PURAM, NEW DELHI-110066.**

3. Aims and Objects: The aims and objects for which the society is established are as under: -
 - a) To formulate an association of Advocates who desire to act, participate in the proceedings of the Armed Forces Tribunal, R.K. Puram, New Delhi. And;
 - b) To aid, help the said Tribunal in the administration of justice as a social-cum-legal organization of Advocates.
 - c) To participate in/arrange seminars, meetings, symposiums on legal matters and bulletins or pamphlets or dissemination of legal knowledge to collect donations and arrange any cultural functions etc for donation to raise funds or the organization.

Sd/-
(Anil Kumar Trivedi)
President

Sd/-
(Rajiv Manglik)
Secretary

Sd/-
(Mohan Kumar)
Treasurer

d) All the incomes, earnings, movable or immovable properties of the society shall be solely utilized and applied towards the promotion of its aim and object only as set forth in the Memorandum of Association and no portion thereof shall be paid or transferred directly or indirectly by way of dividends, bonus, profits or in any manner whatsoever to the present or past members of the society or to say person claiming through anyone or more of the present or the past members. No member of the society shall have any personal claim on any movable or immovable properties of the society or make any profit, whatsoever by virtue of his membership.

4. **Governing Body**: The names, address, occupation and designation of the present members of general body/Managing Committee to whom the management of the society is entrusted as required under section 2 of the society Registration Act, 1960, as applicable to U.T. of Delhi are as follows:

SL NO	NAME(IN FULL CAPITAL)	ADDRESS	OCCUPATION	DESIGNATION
01	ANIL KUMAR TRIVEDI	J-50,Street No.1, Old Roshanpura, Najafgarh, New Delhi-110043	Advocate	President
02	MRS TINU BAJWA	199-D Pocket-C Siddarth Extension, New Delhi-110014	Advocate	Vice-President
03	RAJIV MANGLIK	BL-122, I Block, Hari Nagar, New Delhi-110064	Advocate	Secretary
04	K.RAMESH	B-75 Hilansh Society Plot no 1 Sector 10 Dwarka,	Advocate	Joint. Secretary

Sd/-
(Anil Kumar Trivedi)
President

Sd/-
(Rajiv Manglik)
Secretary

Sd/-
(Mohan Kumar)
Treasurer

		New Delhi-75		
05	MOHAN KUMAR	83-Milansaar Apartment Paschim Vihar New Delhi	Advocate	Treasurer

5. **DESIROUS PERSONS:** - We, the undersigned are desirous of forming a society namely **Armed Forces Tribunal (PB) Bar Association, New Delhi** under the Societies Registration Act, 1860 as applicable to the National Capital Territory of Delhi in the pursuance of the memorandum of association of the society: -

SL NO	Name & Address	OCCUPATION	Signature
01	ANIL KUMAR TRIVEDI, J-50, Street No.1, Old Roshanpura, Najafgarh, New Delhi-110043	Advocate	Sd/-
02	MRS TINU BAJWA, 199-D Pocket-C Siddarth Extension, New Delhi-110014	Advocate	Sd/-
03	RAJIV MANGLIK, BL-122, L-Block, Hari Nagar, New Delhi-110064	Advocate	Sd/-
04	K.RAMESH, B-75 Hilansh Society Plot no 1 Sector 10 Dwarka, New Delhi-75	Advocate	Sd/-
05	MOHAN KUMAR, 83-Milansaar Apartment Paschim Vihar New Delhi	Advocate	Sd/-
06	M. K. GAUR RZA – 404, Gali No 4, Raj Nagar, Palam Colony, New Delhi	Advocate	Sd/-
07	Ms. JYOTI SINGH 1031 Pocket B&C Sector-A, Vasant Kunj, New Delhi	Advocate	Sd/-

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President

Sd/-
(Rajiv Manglik)
Secretary

Sd/-
(Mohan Kumar)
Treasurer

ARMED FORCES TRIBUNAL (PB) BAR ASSOCIATION

NEW DELHI

1. **Rules and regulations.**

For carrying out the aims and objects given in the Memorandum and for internal management of the Association, the following rules and regulations are made by the Association namely:-

- (i) Name of the Society :- The Association is named **Armed Forces Tribunal (PB) Bar Association, New Delhi**. The Registered office of the Society shall remain in the Union territory of Delhi and at present it is at the following address
ARMED FORCES TRIBUNAL (PB) BAR ASSOCIATION
WEST BLOCK-VIII, R.K. PURAM, NEW DELHI-110066
- (ii) Membership defined: - An Advocate who enrolls himself as member of the association and subscribes to the aims and objects of the association or an association of advocates who may be admitted as member provided that it subscribes to the aims and objects of the association. The term member includes members.
- (iii) Admission and Qualification for member ship.
- a) An advocate enrolled as such under the Indian Advocate's Act.
- b) An association of Advocates duly recognized/ who may be admitted as Members/Associate Members on payment of prescribed admission fee on prescribed fee. The decision of the President in the matter of enrolment of member/life member/Associate member shall be final. An application for membership will be made by those desirous of enrolling as such giving

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President

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Secretary

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(Mohan Kumar)
Treasurer

necessary particulars and obtainable from the office of the society on payment of prescribed Fee.

- c) The names of the persons desirous of enrolling as members will be displayed on the notice board for inviting any objection to their being so enrolled from members before the applications are processed further to obtain the order of the president.

(iv) Subscription: -

a. Life Members - Advocates who pay Rs. 10,000/- and admission fee of Rs 500/-.

b. Members – Advocates who pay Rs. 600/- per annum and admission fee of Rs. 500/-.

c. Associate members – Associations of Branch Armed Forces Tribunal who pay Rs 1000/- per annum.

d. Library Membership- The subscription of Library membership will be decided as and when the Bar Library is set up.

e. Patterns-in-Chief : Subject to their consent being obtained the President of India and the Vice-President of India ex- officio during their term of office.

f. Patrons

(i) Subject to their consent being obtained the Prime Minister of India, Minister of Law & Justice, Minister of State/ Dy Minister of Law ex-officio during their terms of office.

(ii) Subject to their consent being obtained, the Hon'ble Chief Justice of India, Justices of the Supreme court of India ex-officio during their term of office.

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President

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Secretary

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(Mohan Kumar)
Treasurer

(iii) Subject to their consent being obtained, the Chairman, Members of Armed Forces Tribunal ex-officio during their term of office.

(iv) Ex-Presidents of Delhi High Court Bar Association/Any Administrative Tribunal BAR Association who are not holding any other office of membership of the Managing committee of this Bar association, if they so desire.

(v) Shri A.K. Behera, Advocate, Ex-President of Central Administrative Principal Bench BAR Association, New Delhi will be the Patron of this Bar Association.

(v) Cessation of membership

a. The action of the president in discharging Member/life member for misconduct shall not be questioned. However reasons for discharge shall be known to the member.

b. Name of member/Associate member may be removed from the list of the members if membership fee and not paid by him. On re-admission, the member may be required to pay arrears of membership fee or a fresh admission fee in the discretion of the managing Committee.

c. A member may resign from his membership of the Association and the resignation will be effective from the date of its acceptance by the President of the Association.

(vi) Right and privileges of membership: - The members will have the right to participate in the Annual/ extra ordinary meeting of the General Body called/ convened to transact

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President

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(Rajiv Manglik)
Secretary

Sd/-
(Mohan Kumar)
Treasurer

the agenda of the society and will have the right of vote in making decisions thereof.

2. General Body

(1) General body defined - Members of the Association collectively will formulate the general body of the Association.

(2) Powers and duties/functions of the general body

a. Full powers to decide any matter (s) concerning the association including inter alia the power to revise/modify the constitution and rules and regulations of the association. The provisions of the memorandum of Association/constitution will be changed only by a 2/3rd majority of the members duly convened/called General Body Meeting, present in the meeting. In the event of equality of votes, the President or the Vice President in his absence presiding over the meeting, will have a casting vote. This same rule will also apply to any move to revise/modify the rules and regulations of the association. The President will have the right to address the general body in his discretion before putting the matter to vote.

b. All other matter will be decided by a simple majority vote in the general body meeting and in the event of a tie, the President or the vice-president acting on his behalf in his absence, will exercise a casting vote in his discretion.

c. The General body will have an obligation to perform the duties and the functions stated in the Memorandum of the Association and rules and

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President

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(Rajiv Manglik)
Secretary

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(Mohan Kumar)
Treasurer

regulation herein as enjoined upon it for its performance.

(3) Quorum and Notice of meeting and periodicity of meetings:-

(1) There will be annual general body meeting of the members for which due notice will be given 21 days prior to the meeting. 1/10 of the members shall form the quorum provided that there will be no quorum necessary in an adjourned meeting which may be convened after half an hour after the appointed time on the same day.

(2) Extra-Ordinary General Body Meeting may be called any time by the President on request of the majority of the members of the association made in writing to the Secretary of the association. No quorum will be necessary for such meeting.

3. Managing/Governing /Executive Body:-

(i) Managing/Governing/Executive Body will be defined as per the Memorandum of the Association. The Advocates enrolled with the Bar Council of Delhi only are eligible to hold the office of President, Vice-President, Secretary, Joint Secretary and Treasurer.

(ii) Composition of the Managing Committee Members/Office bearers can be changed/varied with the consent/approval of the General body.

(iii) Minimum and maximum strength of the Managing Committee and office bearers can be changed with the consent/approval of the General Body. For the present the maximum strength is 11 members.

(a) President:- Who shall be Senior Advocate or an Advocate of 10 Years standing at the Bar.

Sd/-
(Anil Kumar Trivedi)
President

Sd/-
(Rajiv Manglik)
Secretary

Sd/-
(Mohan Kumar)
Treasurer

- (b) Vice President:- An Advocate of 10 Years standing at Bar.
- (c) Secretary:- An Advocate with 7 Years standing at Bar.
- (d) Joint Secretary:- An Advocate with 5 years standing at Bar.
- (e) Treasurer:- An Advocate with 5 years standing at Bar.
- (f) Executive Members: 6 Members who are advocates and are so elected by the members provided that 2 of them will be nominated by the President of the Association. Out of Six Members One post will be reserved for Lady Member.
- (iv) Elections of the office bearers/Managing Committee members will be by a show of hands unless otherwise decided in the duly convened meeting of the General Body as provided, in the rules and regulations herein failing which it shall be held by secret ballot.
- (v) The terms of the office of the Governing Body i.e. the Managing Committee Members including the office bearers can be changed/varied as provided for carrying out these the same by the General body. The term of office of the first managing committee who formed the association will be one years and thereafter election will be held annually to elect office bearers. Any member elected to an office can contest the election again provided that continuous term in any case does not exceed 2 years.
- (vi) The power and duties of the office bearers are co-existent and are as under and the same can be varied/directed if necessary by the general body in a meeting of the general body convened. Financial Powers shall be as under:

Sd/-
(Anil Kumar Trivedi)
President

Sd/-
(Rajiv Manglik)
Secretary

Sd/-
(Mohan Kumar)
Treasurer

- (a) President : All Powers.
- (b) Vice-President: Upto Rs.1000/- per month.
- (c) Secretary: Upto Rs.1000/- per Month.

(Upon items necessary provided funds are available)

(vii) Transaction of Business: - The business will be conducted by vote of office bearers of managing committee members-Ayes and Ayes being recorded by the President or the Vice-President in his absence who is the Chairman in his absence will have overriding power to disagree and in that event his decision shall prevail and decide the issue(s).

(viii) Notice of the meeting of the Managing Committee will be issued by the President/Secretary and by the Vice-President in the absence when the vacancy of President exists due to his having resigned or being on leave etc. and there is urgent need of convening a meeting of the Managing Committee. The quorum for the managing Committee meeting will be three members including the Office bearers.

(ix) Filling up of casual vacancies: - These vacancies may be filled in a meeting of the managing Committee by nominating any member (s) of the Association to man the vacancy after obtaining consensus of the majority of members attending the managing Committee Meeting.

4. Sub Committee, if any

The Sub-committees may be formed for any specific task/purposes as and when deemed necessary by the managing committee or by General Body. The sub-committees will be headed by the office bearers of the association and co-opted members may be inducted from the members of the association. The decision of the President will be final in the matter.

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President

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(Rajiv Manglik)
Secretary

Sd/-
(Mohan Kumar)
Treasurer

5. Sources of income and utilization of funds. :-

(1) From Membership fees purposes and other ways and means maybe explored further and rules and regulations formulated to govern the same.

(2) All the income, earnings, moveable and immovable properties of the society shall be solely utilized and applied towards the promotion of its aims of objects only as set forth in the Memorandum of Association and no portion thereof shall be paid or transferred directly or indirectly by way of dividends, bonus, profits or in any manner whatsoever, to the present or post members of the society or to any person claiming through any one or more of the present or the past members. No member of the society shall have any personal claim on any moveable or immovable properties of the society or make any profits, whatsoever, by virtue of hid membership.

(3) Ways and means to raise funds/donations for the association will be found out in the meetings of the Managing Committee or by the President in his discretion or by Secretary with the consent of President.

6. Financial Year:-

The Financial year of the Association will be from 01st April to the 31st March of the following tear.

7. Audit of accounts:-

The financial year accounts will be audited by the auditor (s) appointed as provided in the Memorandum of Association.

8. Operation of Bank Account:-

The Bank Account (s) to be opened in the any of the Nationalized Bank only. The account shall be operated by joint signature of Treasurer and President or Secretary.

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President

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(Rajiv Manglik)
Secretary

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Treasurer

9. Annual List of Managing/Governing Body:-

Once in every year a list of the office bearers and members of the Managing Committee to be filed with the Registrar of Societies, Delhi.

10. Legal Proceedings:-

The Association may be sued in the name of the President/ Secretary as per provision laid down in the societies Registration Act, 1860 as applicable to the U.T. of Delhi.

11. Amendment/alteration, extension or abridgement:-

Any amendment in the memorandum of association of rules, purposes aims and objects or change of name, will be carried out in accordance with procedure laid down in Section 12 and 12A of the Society Registration Act, 1860.

12. Dissolution and adjustment of affairs:-

If the society needs to be dissolved it should be dissolved as per provision laid down under Section 13 and 14 of the Societies Registration act, 1860 as applicable to the U.T. of Delhi.

13. Application of the Act:-

All the provisions under all the Sections of the Societies Registration Act 1860 as applicable to the U.T. of Delhi shall apply to this Association.

14. Essential Certificate

“Certified that this is the correct version of the Rules and Regulation of the Society i.e. Association.

Sd/-
(Anil Kumar Trivedi)
President

Sd/-
(Rajiv Manglik)
Secretary

Sd/-
(Mohan Kumar)
Treasurer

Amendment No 1

The following amendment to the rules was carried out by the GBM held on 24 May 2013.

The GBM passed the resolution to amend the last sentence of the Rule

3 (v). The amended rule shall read as under: -

“3 (v) The term of the office of the Governing Body, i.e. the Managing Committee members including the office bearers can be changed/ varied as provided for carrying out these the same by the General body. The term of office of first managing committee who formed the Association will be one year and thereafter elections will be held annually to elect office bearers. Any member elected to an office can contest election again provided that continuous term in any case does not exceed 2 years which can be further extended by the consent of GBM on year to year basis.”

Amendment No 2

The following amendment to the rules was carried out by the GBM held on 30 May 2014.

The GBM also passed the resolution to amend the Rule 3 (iii). The amended rule shall read as under: -

“3 (iii) Minimum and maximum strength of the Managing Committee and office bearers can be changed with the consent/approval of the General Body. For the present the maximum strength is 11 members.

- (a) President:- Who shall be Senior Advocate or an Advocate of 10 Years standing at the Bar and 5 years as member of AFT (PB) Bar Association.
- (b) Vice President:- An Advocate of 10 Years standing at Bar and 5 years as member of AFT (PB) Bar Association.
- (c) Secretary:- An Advocate with 7 Years standing at Bar and 5 years as member of AFT (PB) Bar Association.
- (d) Joint Secretary:- An Advocate with 5 years standing at Bar and 3 years as member of AFT (PB) Bar Association.
- (e) Treasurer:- An Advocate with 5 years standing at Bar and 3 years as member of AFT (PB) Bar Association.
- (f) Executive Members: Total 6 Members. 4 Members who are advocates and member of the AFT (PB) Bar Association for 2 years and are so elected by the members. 2 Members who are advocates and member of the AFT (PB) Bar Association are to be nominated by the President of the Association. Out of Six Members One post will be reserved for Lady Member.”