

MINUTES OF AN MEETING OF THE ELECTION COMMITTEE HELD ON 09.09.2024
AT 03.30 PM IN THE CHAMBER OF THE HON'BLE CHAIRMAN, ELECTION
COMMITTEE, R.C.B.A. ELECTION.

Chaired by : Dr. Vijay Kumar Dahiya, Ld. Judge In-Charge, Mediation/Chairperson

CORAM:-

S.No.	NAME	DESIGNATION
1	Sh. Sanjeev Bisla	Advocate – Member
2	Sh. Aseem Bhardwaj	Advocate – Not Present

In the presence of :



Sh. Sunil Dutt, Nodal Officer, Election Committee, RCBA, Rohini.

- AGENDA:**
- (1) To consider the issue raised by the office with respect to the objection where full/different name of Member/Advocate is mentioned in the Order sheet
 - (2) To consider the issue raised by the office with respect to the BCD ID card.
 - (3) To discuss about the progress of scrutiny of Objections
 - (4) Dealing with the letters received from the Members of RCBA
 - (5) To Consider the letter dated 06.09.2024 received from RCBA with respect to the cancellation of declaration form of Sh. Radhey Shyam Kaushik

It has been reported by the Nodal Officer, that the process of scrutiny is going on as per schedule. However, in many cases, there are objections with respect to the presence so recorded in the order sheets, as in some cases only initials and in some cases full/half name of Advocates has been mentioned.

The Committee has gone through this issue.

The Committee is of the considered opinion that the said objections can be removed by obtaining a self declaration from along with the ID card having the full/real name of the Advocate Member.


Contd...

It has also been reported by the Nodal Officer, that there are several objections with respect to the BCD Card validity. Several Members are having expired BCD and expired provisional COP and for removal of the same, Members are annexing the slip/application for applying a new BCD card or they are annexing the printout from the BCD website, where subscription paid upto the year has been mentioned.

A query has been raised, whether the said objections can be removed by annexing the "slip/application for applying a new BCD card" or "printout from the BCD website, where subscription validity year has been mentioned."

The Committee has gone through this issue.

After going through the same, it has been unanimously resolved that the objection forms where the "**slip/application for applying a new BCD card**" or the members having submitting the "**duly self attested copy of the COP**" be accepted.

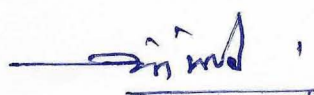
Office has informed that, a letter has been received from Ms. Narmada Advocate, who has submitted that that she has inadvertently filled two declaration forms i.e. (1) at Sl. no. 2372 in file no. 92, form no. 4069 and (2) at Sl. no. 2373 in file no. 153, form no. 4069. Request has been made that she is currently at Chhapra, Bihar and will not be able to appear in person to rectify the objection.

It has been submitted that the second form at Sl. no. 2373 is having an objection "duplicate form". It has now been requested that the form no. 1 at Sl. no. 2372 in File no. 92 may be accepted as her correct Declaration Form.

Committee has gone through the said letter.

Though, for removing the objection, the Member should have been present in person, however, keeping in view the circumstances, it has been unanimously decided that the **declaration form of Ms. Narmada Advocate, Enrl. no. D/967/2010 mentioned at Sl. no. 2372 in File no. 92 form no. 4069, in the Tentative list be treated as her correct declaration form.** The other declaration form at sl. no. 2373 in file no. 153 form no. 4069 be treated as cancelled.

Office to note the same and do the needful.



A letter dated 06.09.2024 has been received from Sh. Harminder Dhankhar, Advocate Enrl. no. D/3916/2013, RCBA Membership no. H-242, File no. 100 and DAK no. 1054 in tentative list, requesting to withdraw his declaration form. It has been submitted that he want to reserve his voting rights at Rouse Avenue Bar Association, therefore, his declaration form may be treated as withdrawn from Rohini Court Bar Association.

Committee has gone through the said letter.

This Committee has unanimously resolved that the application filed by Sh. Harminder Dhankhar, Advocate Enrl. no. D/3916/2013, RCBA Membership no. H-242, be **allowed and his application form be treated as withdrawn**. Office is directed to do the needful.

Another letter has been received from Ms. Kanchan Rameshchandra Chawla, Advocate, wherein, it has been submitted that her name is Ms. Kanchan Rameshchandra Chawla, and she has filed 12 appearances. However, in one of the order sheets her name is mentioned as "Thankachan Rameshchander" and in another order sheet her name has been mentioned as "Kanika Chawla". She informed that she has no other ordersheets for the span of last one year.

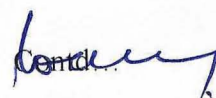
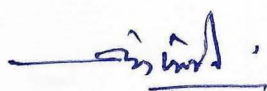
Committee has gone through the said letter.

This Committee has unanimously resolved that the said mistake is possible while writing the order sheets, which could be a clerical error, therefore, her application is **allowed** and the objection "**12 appearance not complete**" is cleared.

A letter has been received from The President/Secretary, RCBA, wherein, it has been submitted that the declaration form of Sh. Radhey Shyam Kaushik, Enrl. no. D/415/1989, RCBA no. R-182, has been issued by the RCBA due to inadvertence, communication gap between the software engineer and the concerned staff, however, the same may not be considered and the said declaration form may be treated as withdrawn/cancelled.

The committee has gone through the said letter.

After going the the same, the moot point involved is, whether the RCBA is within its rights to withdraw or recall the declaration form of a Member, duly submitted and forwarded by the RCBA itself, as per the Constitution of RCBA.



For the resolution of the same, it is desirable that either the President/Hony. Secretary to appear before the Committee in person with the copy of Constitution and apprise the Committee about the relevant rules and procedure, under which they can withdraw the declaration form of a Member or they can submit a copy of the Constitution of RCBA, highlighting the relevant rules through some representative.

An Email dated 03.09.2024 has been received from Ms. Priyanka Bhanot, Enrl. No. D/582/2004, RCBA no. P-831, requesting to withdraw her declaration form. It has been submitted that she want to reserve her voting right at Delhi High Court, therefore, her declaration form may be treated as withdrawn.

Committee has gone through the said letter.

This Committee has unanimously resolved that the application filed by Ms. Priyanka Bhanot, Enrl. No. D/582/2004, RCBA no. P-831, be **allowed and her application form be treated as withdrawn**. Office is directed to do the needful.

Necessary intimation in this regard be sent to sent to The President/Hony. Secretary for necessary action.

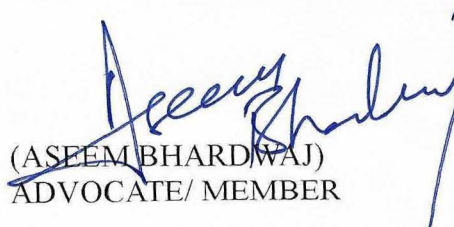
The Election Committee shall take up the further course of action on the next meeting on dated already fixed i.e. **13.09.2024 at 04.00 PM** in the chamber of Id. Chairman.

Minutes of the meeting be uploaded on the Website of Rohini Court, Delhi.


Meeting ended with a vote of thanks to the Chair.



(SANJEEV BISLA)
ADVOCATE/ MEMBER



(ASEEM BHARDWAJ)
ADVOCATE/ MEMBER

 19.9.24
(DR. VIJAY KUMAR DAHIYA)
JUDGE INCHARGE MEDIATION CENTRE, ROHINI
CHAIRMAN, ELECTION COMMITTEE, RCBA