

MINUTES OF AN MEETING OF THE ELECTION COMMITTEE HELD ON 26.09.2024 AT 04.00 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 – Member

In the presence of :

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

- AGENDA:**
- (1) To consider the letters received from the Members/ Advocates**
 - (2) To consider the letter dated 24.09.2024 received from Sh. Satnarain Sharma, Advocate**

It is reported by the Nodal Officer that in terms of the names of the members published in the MoM dated 23.09.2024 with respect to objection of 'Dues', some members have come forward to clear their objections. It has also been reported that in respect of the objections of the BCD enrollment certificate/COP, some members have come forward to clear their objections.

It is pertinent to mention here that besides these forms, there are other forms also which falls into these categories and other categories of objections which were thoroughly checked.

It is reported by the Nodal Officer that vide MoM dated 13.09.2024 letters were received in respect of dues i.e.

1. Letter has been received from Sh. Manish Kumar, Advocate Enrl. No. D/7397/2020, Mob. no. 9582818264 requesting that he was facing some technical issues at the time of making the online payment, and due to this reason the payment has been made by his associate. He has filed the bank details of his associate. It has been requested that

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his objection may be removed, and he may be permitted to vote in RCBA elections-2024.

2. Another letter received from Sh. Pratap Singh Dahiya, Advocate Enrl. No. D/247/2009, wherein, it is submitted that his subscription dues were paid by his sister's son (bhanja) as he is not using any online transaction mode, and is not having any cheque book. It has been requested that his objection may be removed and he may be permitted to vote in RCBA elections-2024.

It is reported by the Nodal Officer that yesterday that a letter has been received from Sh. Ajit Siwach, Advocate Enrl. No. D/2292/2015, wherein, it is submitted that he was trying to make the subscription/dues through his own account, however, due to some technical error, the said said payment could not be completed and due to this reason, his chamber partner Sh. Lalit Kumar, Advocate has made the payment on his behalf.

The Committee has gone through the above said letters received from the members.

Though the reasons, mentioned by Sh. Manish Kumar Advocate and Sh. Ajit Siwach Advocate appears to be genuine, however, this committee is bound by the mandate of the judgment **WP (C) 10363/2021 titled as Lalit Sharma & Ors. v. Union of India & Ors.**, the members have to pay the subscription from their own account.

However, this Committee, vide minutes of meeting dated 28.08.2024, has already given relaxation to the effect that the declaration forms, where dues/subscription is paid by immediate family member/blood relation shall be considered in the category of "**eligible voters**" subject to their furnishing proper documents in this regard.

Considering the reasons given by the members, this Committee is of the unanimous view that the request made by the Members in the aforementioned letters is hereby declined and their declaration forms shall not be considered in the list of eligible voters.

It has been reported by the Nodal Officer, that a letter dated 24.09.2024 has been received from Sh. Satnarain Sharma, Ex. Hony. Secretary, RCBA requesting to ensure the timely elections in terms of the mandate of the judgment, **WP (C) 10363/2021 titled as Lalit Sharma & Ors. v. Union of India & Ors.**, and issue directions to the RCBA Committee to

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constitute the Election Commission in terms of para no. 38(v) of the aforementioned judgment.

The Committee has gone through the said communication.

This Committee is well aware about the time frame given by the Hon'ble High Court of Delhi in the above said judgment, however, it is the endeavour of the Committee to get the voters list published as soon as possible, complete in all respects.


It is once again reiterated that to appoint the Election Commission for managing and conducting RCBA election and to initiate the process of accepting nominations, is beyond the scope of this Committee.

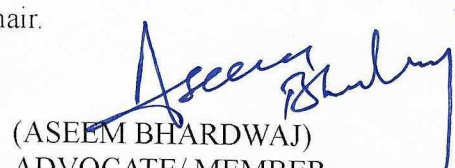
It is also reported by the Nodal Officer that all the declaration forms, having objection were once again rechecked and as the time has been given to the Members, to clear their objections with respect to the dues, till today evening, the list complete in all respect will hopefully be ready within 1-2 days.


The Election Committee shall take up the further course of action on the next meeting on dated already fixed i.e. **27.09.2024 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


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