

SUPREME COURT BAR ASSOCIATION (REGD.)

Tilak Marg, New Delhi-110001 (INDIA) Tel.011-23385903

NOMINATION PAPER-2020-21

To
The Chairman
Election Committee
Supreme Court Bar Association
New Delhi-110 001.

Sl.No.

Date :

Sir,

Mr./Ms. is hereby nominated as a candidate to the
Supreme Court Bar Association for the office of

Proposer's Name : Signature

Voters List Sl.No..... Membership No.....

Secunder's Name : Signature

Voters List Sl.No. Membership No.....

"I,..... declare that I have not held the post in question for 4 years in my whole life time as member of Executive Committee of this Association as per amended Rule in terms of Rule 39 (as amended in General Body Meeting dated 14.10.2014)."

(NAME OF THE CANDIDATE, PROPOSER & SECONDER SHOULD BE FILLED IN ALL COLUMNS BY THE CANDIDATE)

(SIGNATURE OF CANDIDATE)

(Candidates would have to provide two recent passport size photographs and to mention their names, SCBA Membership No. and put their signature on the backside of the photographs).

Enrolment No.....

SCBA Membership No.& Year.....

FOR OFFICE USE

Date & Time of Filing:

Sl.No.

POSITION OF SUBSCRIPTION

CANDIDATE PAID/NOT PAID

PROPOSER PAID/NOT PAID

SECONDER PAID/NOT PAID

CANDIDATE'S DATE OF ENROLMENT WITH SCBA:

Election Deposit received by Receipt No. Date for Rs. /- only.

(ACCOUNTANT)

CANDIDATE RECEIPT

Date & Time of Filing:

Sl.No.

POSITION OF SUBSCRIPTION

CANDIDATE PAID/NOT PAID

PROPOSER PAID/NOT PAID

SECONDER PAID/NOT PAID

Election Deposit received by Receipt No. Date for Rs. /- only.

(ACCOUNTANT)

SUPREME COURT BAR ASSOCIATION (REGD.)

Tilak Marg, New Delhi-110001 (INDIA) Tel.011-23385903

SCBA/ELECTION/2020-21/

DATED: 08.02.2021

IMPORTANT RULES & GUIDELINES TO BE FOLLOWED FOR THE ENSUING ELECTION 2020-2021

RULE 17: Election

The Office Bearers of the Association shall be elected by Secret Ballot and the other members of the Committee shall be elected by secret ballot by single distributive votes at the Annual Election. No Office Bearers or member of the Committee shall be eligible to hold any office for more than two consecutive years. Canvassing in any form on the date of polling is prohibited.

RULE 17-A : Election Committee

Election to the Association shall be conducted by an Election Committee of 3 members to be nominated by the Executive Committee of the Association. The members of the Election Committee shall not participate in the election, except casting their votes. The Election Committee shall exercise full and absolute control over the election and its decision shall be final and binding.

RULE 18 : Eligibility of Member to Contest and Vote at Elections.

- D) No members of the Association shall be eligible to contest for any post of the Association unless:-
- He/she paid his/her subscription, payable annually, on or before the last day of February of the year in which the elections are to be held.
 - He/she pays by Cheque/DD/Pay Order alongwith his/her nomination form the sum mentioned against the post for which he/she is seeking election which follows:-

President	: Rs. 5000/-	Vice-President	: Rs. 4000/-
Hony. Secretary	: Rs. 3000/-	Other Office Bearers	: Rs. 3000/-
Senior Member		Member Ex. Committee	: Rs. 1000/-
Ex. Committee	: Rs. 2000/-		

Members whose nominations are rejected on scrutiny and/ or who withdraw their nominations by withdrawal date will be entitled to a refund of the above amount.

I-A The aforesaid Rule has to be read along with the resolution of the General Body passed on 28th September, 2004 which is extracted herein below:-

“He/She must have five years standing at the Bar for contesting for the post of the Office Bearers and three years standing at the Bar for the post of Executive Member. Seniority will be from the date of enrolment as Member of Supreme Court Bar Association.”

- II)** No members shall be eligible to cast his/her vote at the election unless:-
- (i) He/She is in possession of Identity Card at the time of casting his/her vote and shows it on demand, if so required.
 - (ii) He/She has paid his/her subscription by or before the **LAST DAY of February** of the Calendar Year in which the elections are being held and is **NOT IN ARREARS ON ANY ACCOUNT.**
 - (iii) A member who is in arrears of his/her subscription or any dues to the Bar Association will not be eligible, to propose or second the candidature of any members to any of the post. Such member shall not be entitled to contest the election.
 - (iv) Non-Active Members and Associate Members shall not have right to vote.

NOTE :- The aforesaid Rule has to be read along with the resolution of the General Body passed on February 18th, 2005 which is extracted herein below:-

RESOLUTION NO. 18-III :-

“A member who exercise his right to vote in any year in any High Court or District Court Advocates’/Bar Association election shall not be eligible to contest for any post of the Association or to cast his/her vote at the election. Every member before casting his/her vote shall in the prescribed form give a declaration that he/she is not voting in any other election of any High Court/District Court Bar Association. Provided, however, that if such a declaration is found to be false, it shall entail automatic suspension of the member giving such false declaration from membership of this Association for a period of three years.”

The SCBA has prepared a list of Voters based on the questionnaire/permanent declaration made by the members. Only such members whose names are included in the final voters list shall be entitled to vote, contest, propose and second any candidate in SCBA Election-2015-2016.

RULE 18-A: A person who becomes a member of the Association after 15th January in a Calendar Year will not be entitled to take part in any elections held in that calendar year in any manner or to vote thereat or to stand for election or propose or second any member to the Committee or any office of the Association thereat.

RESOLUTION DT.14.10.2014 PURSUANT TO RULE 39:

2. The Election Committee has also finalised the norms of the nomination paper and declaration in terms of amended Rule 22 to the following effect:

“I,..... declare that I have not held the post in question for 4 years in my whole life time as member of Executive Committee of this Association as per amended Rule in terms of Rule 39 (as amended in General Body Meeting dated 14.10.2014).”

Resolved that no member of the Bar shall be eligible to hold any one post for more than 4 years in his/her life time.

GUIDELINES FOR THE ELECTIONS, 2020-2021 OF THE SCBA.

1. A candidate may file upto 2 nomination papers for a post. A nomination paper/set of nomination papers must be accompanied by a D.D. / Local Cheque towards deposit as per Rule 18 given overleaf. Failure of the candidate to pay the deposit alongwith the nomination paper(s) will make the nomination invalid. Nomination will only be valid subject to encashment of D.D./ Cheque. Cheques/Draft may preferably be of UCO Bank, Supreme Court.
2. A candidate shall be proposed or seconded only by members whose names are included in the final voters list.
3. NO voter shall propose or second more than one candidate for a post.
4. Nominations may be filed for more than one post by a candidate, provided each such nomination is accompanied separately by the deposit as specified in Rule 18 and complies with other formalities. However, a candidate can contest for only ONE POST.
5. A candidate who has filed nomination for more than one post shall withdraw, nominations for post/posts except the one which he/she intends to contest, within the time specified for withdrawal and failure to do so shall disqualify him/her from contesting the election for any of the posts and his/her deposit(s) shall be forfeited.
6. Candidates whose nominations are rejected on scrutiny/and/or those who withdraw their nominations by the last date of withdrawal will be entitled to refund of the deposit amount.
7. It will be the sole responsibility of the candidate to see that his/her nomination are properly filed, duly proposed and seconded by the members whose names are included in the final voters list with their signatures. The office will not be responsible if the form is found to be incomplete in any respect.
8. All voters must be in possession of Identity Card and produce the same at the time of issue of Ballot Paper and whenever required by the polling personnel.
9. Contesting candidates will be supplied one copy of voter list FREE at the time of filing nomination form. For extra copy, Rs. 100/- will be charged.
10. There should be no campaigning, distribution of hand bills/ pamphlets either in the Bar Association premises or in the designated polling area on the date of poll and it shall be the responsibility of a candidate to ensure that his/her agents conduct themselves in a manner befitting the dignity of the Bar of the Apex Court.
11. Any candidate or his/her agent found violating guideline 10 or obstructing any voter from exercising his/her right to vote will render that candidate liable for disqualification.
