



കേരളം KERALA

K 277834

Memorandum Of Association

Of

NCLT KOCHI BAR ASSOCIATION

I. NAME:

The name of the Society is "NCLT KOCHI BAR ASSOCIATION".

II. REGISTERED OFFICE

The Registered Office of the Society shall remain in the state of Kerala, having address at Building No. C.C 56/172, K.C. Abraham Master Road, Panampilly Nagar, Kochi-682036.

III. JURISDICTION

The territorial jurisdiction of the society shall be the state of Kerala.


PRESIDENT


GENERAL SECRETARY


TREASURER

Sl. No. 15143 Date 28.6.21
Voted To
Sold To
Linked With Sl. No.

JAYADEVI. P. B.
District Court Vendor

P. Sivakumar
Kochi Bar Association
E. S. S. S. S.



IV. COMPETENT AUTHORITY

District Registrar of The Travancore-Cochin Literary, Scientific and Charitable Societies Registration Act 1955 (Act), shall be the competent authority to perform the functions of the competent authority in areas within their respective jurisdiction vide Government Notification No: SRO 1062/85 dated 31st July 1985.

V. AIMS & OBJECTS:

The aims and objects for which the Society has been established are as under:

1. To undertake the task of professional development and to give the members, professional, legal or social support and to extend helping hand to them to maintain their dignity, professional independence and to keep and maintain the high standard of dignity of the profession in the eyes of the corporate management, government, professionals and the public in general and render all possible assistance, support and co-operation to the members, which otherwise is not made available or cannot be extended to the members, particularly the activities and facilities in the nature of welfare, recreational assistance in the nature of financial or otherwise, help or aid to the individual member or his family in the hour of need.
2. To undertake the tasks, works, assignments, activities, facilities etc., to provide, arrange, manage, control, take over or acquire at its own or in agreement, arrangement, collaboration with any Body Corporate, Firm, Society, Club or individual, to provide any kind of aid, help, assistance, facility in the form of social, moral, legal or professional to the members and to their families.
3. To create an atmosphere of brotherhood in the profession, among the members and their families and also with the brethren of other professions.
4. To acquire, purchase, takeover, take on rent, lease, license or possession of any movable or immovable property in the form of land, building, means of transport such as car, bus, coach, van, boat, etc, or any other property and to raise construction or structure thereon or to make that property and to raise construction or structure thereon or to make that property usable for the purposes of the Society in any manner, whatsoever.

**PRESIDENT****GENERAL SECRETARY****TREASURER**

5. To produce and publish books and other forms of communication material so as to disseminate knowledge on various aspects of law and related matters for the benefit of all the section of the society.
6. To conduct, promote and participate in the State, National and International programs / Seminars/ Symposium related to legal and non-legal issues.
7. To associate and co-ordinate with Government / Non-Government agencies and organizations working with the similar objectives in India and abroad.
8. To raise funds from India and abroad for Research and Development activities in the field of law and related sectors.
9. To utilize the funds collected as membership fees for the welfare of the organization.
10. To function as a non-political organization to promote ethical value system in the field of law, among other matters mentioned herein.
11. To grant aid or render assistance to other public charitable trusts or societies or similar institutions.
12. To augment the Functions of society by the income from the initial fund and also by donations and other contributions from time to time.
13. To do any other work, task or undertake any other activity, service, facility or any other thing which may lawfully and legally be done or undertaken by the Society.
14. The Association shall be an irrevocable, public, educational and professional association for the benefit of all persons processing the required qualification irrespective of caste, creed, sex and religion.
15. The objects/ activities of the Association shall be carried out only in India.
16. Other objects of general public utility –
 - a. to acquire property for the sole use for public good by making it available for public purposes such as conducting training classes, seminars, discourses and other public functions for benefit of the community in general.
 - b. to undertake any other activity incidental to the above activities but which are not inconsistent with the above objects, provided the Society may assist/donate the other society to carry out the various objects mentioned in the Objects clause in such manner and to the extent the Executive Committee may decide upon from time to time.


PRESIDENT


GENERAL SECRETARY


TREASURER

VI. EXECUTIVE COMMITTEE:

The names and addresses, occupations and designations of the present members of the Executive Committee, to whom the affairs of the management of the Society are entrusted, as extended to the State of Kerala are as under:

Sl. No.	Name & Address	Designation
1	ADV. PHILIP MATHEW (Aadhaar No 6236 8888 6176) aged 67 years, S/o. Philip Mathew, C/O, Geetha Philip, 159 D Philippi, Chakkungal Road, Palarivattom P.O., Palarivattom, Ernakulam-682025	President
2	1. CMA CS PUZHANKARA SIVAKUMAR (Aadhaar No 7407 3585 3265) aged 61 years, S/o. K Radhakrishnan, A4, Green Acres, Tatapuram PO., Ernakulam, Kerala-682018 2. ADV. PAUL JACOB (Aadhaar No. 9565 6170 6786) aged 49 years, S/o. Ariyapurathu Varkey Jacob, Flat No 9D, Serene Orchard Apts, Vidya Nagar, Kadavanthara, Ernakulam, Kerala-682020	Vice-Presidents
3	CS BIJOY P PULIPRA (Aadhaar No 7962 9134 6048) aged 43 years, S/o. PK Prabhakaran, #17 Sri Sri, Soorya Gardens, Sasthamangalam, Thiruvananthapuram, Kerala-695010	General Secretary
4	CS SREEPRIYA KALARIKKAL (Aadhaar No 6871 3118 4346) aged 42 years, D/o. Sreedharan Panicker, Kalarikkal, Harisree, GGVHS Road, Feroke PO., Kozhikode, Kerala-673631.	Treasurer
5	CA GEORGE JOSEPH (Aadhaar No 9870 6797 0850) aged 65 years, S/o. George Edavamvalil Varkey, Dukes 13 B, Skyline Imperial Gardens, Stadium Road, Palarivattom, Ernakulam, Kerala-682025.	Executive Committee Member


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6	CA R. SRIDHAR (Aadhaar No 6888 4810 0321) aged 59 years, S/o Rajagopalan Nambi, TC 37/275, Sreenidhi, Padmatheertham North Thiruvananthapuram, Thiruvananthapuram Fort, Thiruvananthapuram, Kerala-695023.	Executive Committee Member
7	CS ABHILASH NEDIYALIL ABRAHAM (Aadhaar No 4858 6935 7309) aged 41 years, S/o N M Abraham, Nedyalil House, Edayar P.O., Koothattukulam, Ernakulam, Kerala-686662.	Executive Committee Member
8	ADV. SIVASHANKAR R PANICKER (Aadhaar No. 7545 2311 2798) aged 39 years, S/o. K S Radhakrishnan, 41, Panchavati, Ambelipadam Road, Janatha Vyttila, Ernakulam, Kerala-682019.	Executive Committee Member

VII. SUBSCRIPTION CLAUSE:

We, the undersigned, are desirous of forming a Society named “NCLT KOCHI BAR ASSOCIATION” and want to get the same registered under the Travancore-Cochin Literary, Scientific and Charitable Societies Registration Act, 1955 as extended to the State Kerala in pursuance of this Memorandum of Association.




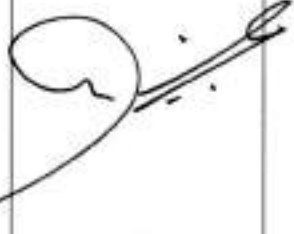


VIII. DECLARATION:

We the several persons, whose names and addresses are given at the end of this document, having associated ourselves for the purpose described in the Memorandum of Association do hereby subscribe our names to this Memorandum of Association and set our respective and several hands hereinto and form ourselves into an Association under the provisions of the Travancore-Cochin Literary, Scientific and Charitable Societies Act XII of 1955 this, the 30th Day of May 2021 at Kochi.


PRESIDENT

GENERAL SECRETARY

TREASURER

No.	Name, Address & Description	Designation	Profession	Signature
1	ADV. PHILIP MATHEW 159 D PHILIPPI, CHAKKUNGAL ROAD, PALARIVATTOM P.O., PALARIVATTOM, ERNAKULAM-682025.	President	Advocate	
2	1. CMA CS PUZHANKARA SIVAKUMAR A 4, GREEN ACRES, TATAPURAM P.O., ERNAKULAM, KERALA-682018. 2. ADV. PAUL JACOB FLAT NO. 9D, SERENE ORCHARD APTS, VIDYANAGAR, KADAVANTHRA, ERNAKULAM, KERALA-682020.	Vice- Presidents	Practicing Company Secretary Advocate	 
3	CS BIJOY P PULIPRA #17 SRI SRI, SOORYA GARDENS, SASTHAMANGALAM, THIRUVANANTHAPURAM, KERALA-695 010.	General Secretary	Practicing Company Secretary, Insolvency Professional & Registered Valuer	
4	CS SREEPRIYA KALARIKKAL KALARIKKAL, "HARISREE" GGVHS ROAD, FEROKE P.O., KOZHIKODE, KERALA-673631.	Treasurer	Practicing Company Secretary	
5	CA GEORGE JOSEPH DUKES 13 B, SKYLINE, IMPERIAL GARDENS, STADIUM ROAD, PALARIVATTOM, ERNAKULAM, KERALA-682025.	Executive Committee Member	Chartered Accountant	

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6	CA R. SRIDHAR TC 37/275, SREENIDHI, PADMATHEERTHAM, NORTH THIRUVANANTHAPURAM, THIRUVANANTHAPURAM FORT, THIRUVANANTHAPURAM, KERALA-695023.	Executive Committee Member	Chartered Accountant & Insolvency Professional	
7	CS ABHILASH NEDIYALIL ABRAHAM NEDIYALIL HOUSE, EDAYAR P.O, KOTHATTUKULAM, ERNAKULAM, KERALA-686662.	Executive Committee Member	Practicing Company Secretary	
8	ADV. SIVASHANKAR R PANICKER PANCHAVATI, AMBALAPADI ROAD, JANATA VYTILA, ERNAKULAM, KERALA-682019.	Executive Committee Member	Advocate	


PRESIDENT

GENERAL SECRETARY

TREASURER

BYE LAWS
Of
NCLT KOCHI BAR ASSOCIATION

These Bye-laws will be known as the Bye-laws of NCLT KOCHI BAR ASSOCIATION

I. NAME:

The name of the Society is "NCLT KOCHI BAR ASSOCIATION" (hereinafter referred to as "the Society").

II. REGISTERED OFFICE:

The Registered Office of the Society shall remain in the state of Kerala and may be changed from time to time by the Executive Committee, within the state of Kerala having address at Building No. C.C 56/172, K.C. Abraham Master Road, Panampilly Nagar, Kochi-682036.

III. AIMS & OBJECTS:

The aims and objects for which the Society has been established are as under:

1. To undertake the task of professional development and to give the members, professional, legal or social support and to extend helping hand to them to maintain their dignity, professional independence and to keep and maintain the high standard of dignity of the profession in the eyes of the corporate management, government, professionals and the public in general and render all possible assistance, support and co-operation to the members, which otherwise is not made available or cannot be extended to the members, particularly the activities and facilities in the nature of welfare, recreational assistance in the nature of financial or otherwise, help or aid to the individual member or his family in the hour of need.
2. To undertake the tasks, works, assignments, activities, facilities etc., to provide, arrange, manage, control, take over or acquire at its own or in


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agreement, arrangement, collaboration with any Body Corporate, Firm, Society, Club or individual, to provide any kind of aid, help, assistance, facility in the form of social, moral, legal or professional to the members and to their families.

3. To create an atmosphere of brotherhood in the profession, among the members and their families and also with the brethren of other professions.
4. To acquire, purchase, takeover, take on rent, lease, license or possession of any movable or immovable property in the form of land, building, means of transport such as car, bus, coach, van, boat, etc, or any other property and to raise construction or structure thereon or to make that property and to raise construction or structure thereon or to make that property usable for the purposes of the Society in any manner, whatsoever.
5. To produce and publish books and other forms of communication material so as to disseminate knowledge on various aspects of law and related matters for the benefit of all the section of the society.
6. To conduct, promote and participate in the State, National and International programs / Seminars/ Symposium related to legal and non-legal issues.
7. To associate and co-ordinate with Government / Non-Government agencies and organizations working with the similar objectives in India and abroad.
8. To raise funds from India and abroad for Research and Development activities in the field of law and related sectors.
9. To utilize the funds collected as membership fees for the welfare of the organization.
10. To function as a non-political organization to promote ethical value system in the field of law, among other matters mentioned herein.
11. To grant aid or render assistance to other public charitable trusts or societies or similar institutions.
12. To augment the Functions of society by the income from the initial fund and also by donations and other contributions from time to time.
13. To do any other work, task or undertake any other activity, service, facility or any other thing which may lawfully and legally be done or undertaken by the Society.

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14. The Association shall be an irrevocable, public, educational and professional association for the benefit of all persons possessing the required qualification irrespective of caste, creed, sex and religion.
15. The objects/ activities of the Association shall be carried out only in India.
16. Other objects of general public utility –
 - a. to acquire property for the sole use for public good by making it available for public purposes such as conducting training classes, seminars, discourses and other public functions for benefit of the community in general.
 - b. to undertake any other activity incidental to the above activities but which are not inconsistent with the above objects, provided the Society may assist/donate the other society to carry out the various objects mentioned in the Objects clause in such manner and to the extent the Executive Committee may decide upon from time to time.

IV. DEFINITIONS:

All words which signify the singular shall also include plural and all words which signify the male shall also include the female. In these Bye-laws unless the context otherwise requires:-

1. **"ACT"** means The Travancore-Cochin Literary, Scientific and Charitable Societies Registration Act 1955.
2. **'ASSOCIATION OR SOCIETY'** means, **"NCLT KOCHI BAR ASSOCIATION"** and have the same meaning wherever it is used or applied in the Byelaws.
3. **"RULES"** mean any rules notified under The Travancore – Cochin Literary, Scientific and Charitable Societies Registration Act 1955.
4. **'EXECUTIVE COMMITTEE'** means the First Executive Committee of the Society and the subsequent Executive Committee/s duly elected / nominated by the members of the Society at their meeting.
5. **'MEMBER'** means a professional, who is eligible and entitled to appear before the National Company Law Tribunal/National Company Law Appellate Tribunal as per law established and as amended from time to time and also admitted as a member as per this byelaw.


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 GENERAL SECRETARY


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6. **'PRESIDENT'** means a member of the Association who has been duly elected as the President by the General Body
7. **'VICE PRESIDENT'** means a member of the Association who has been duly elected as the Vice President by the General Body.
8. **'GENERAL SECRETARY'** means a member of the Association duly elected as the General Secretary by the General Body.
9. **'TREASURER'** means a member of the Association, duly elected as the Treasurer by the General Body.
10. **'COMMITTEE MEMBER'** means a member of the Association, duly elected as the Member by the Executive Committee.
11. **"GENERAL BODY"** means the meeting of members of the Society or Association.

V. REGULATIONS OF NCLT KOCHI BAR ASSOCIATION

Unless the context otherwise requires words and expressions contained in these regulations shall bear the same meaning as in the Travancore-Cochin Literary, Scientific and Charitable Societies Registration Act or any statutory modification thereof.

VI. MEMBERSHIP:

1. Admission

- 1.1 The signatories to the Memorandum of Association and the office bearers of the Executive Committee of the Society shall be the first members of the Society (Association).
- 1.2 The Executive Committee reserves the right to admit to membership any person qualifying for membership of this Association, who provided, has attained the age of 18 years and possess the required qualifications as per the byelaws of the association and has agreed in writing to be bound by the Memorandum of Association and Bylaws of the Society and who in the opinion of the Executive Committee will be interested in advancement of the objects of the Society.
- 1.3 Power to admit members is the sole and absolute discretion of the Executive Committee and the Executive Committee may refuse to admit any person as a member without assigning any reason whatsoever.


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1.4 The Executive Committee and General Body from time to time determine the rights, duties and benefits of the various kinds of membership. The ordinary, life and the promoter members shall be entitled to attend and vote at the meetings of the General Body.

2. Types of Members

2.1 Honorary Members: Any person, whose connection with the Society is deemed to be useful, may with the consent of such person be elected as Honorary Member of the Society. Such member shall not, however, be eligible to be member of the Executive Committee nor shall be entitled to vote in any meeting.

2.2 Ordinary Members: Any person qualified to be a member of this Association and paying prescribed ordinary membership fee may be admitted as Ordinary member of the Society. Further, Ordinary members are those persons, who are admitted as members of the Society as Ordinary Members on request, payment of admission fee Rs. 2000/- (Rupees Two Thousand only), annual subscription of Rs. 5000/- (Rupees Five thousand only), and are eligible and entitled to appear before the National Company Law Tribunal and National Company Law Appellate Tribunal as per law established and as amended from time to time subject to the approval of the Executive Committee of the Society. The Executive Committee may revise the rates of admission fee and annual subscription from time to time and also lay down the rules for admission of Ordinary Members

2.3 Promoter Members: The founder members, who have signed the Memorandum of Association of the Society, are the promoter members of the Society. They are the primary and permanent members for the initial period of 5 (five years) from the incorporation of the association. After the above said period they become the ordinary members of the association. The promoter members are liable to pay the admission fee of Rs. 5000 (Five thousand) as the initial corpus of the association, and they cannot be expelled from the Society for the initial period of 5 (five) years from the date of incorporation of the association.



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2.4 Life Members: The persons, who are eligible to become ordinary members, may on request and on making the payment of admission fee and the subscription fee as may be decided by the Executive committee from time to time may become life member, provided his request is accepted by the Executive Committee.

3. Cessation of Membership:

Any member shall cease to be a member – (a) on the acceptance of his resignation from membership, (b) on his becoming insane or insolvent, (c) on his conviction of any offence in connection with the formation, promotion, management or conduct of affairs of Society or a Body Corporate or of any offence involving moral turpitude (d) Death, (e) Expulsion by the Executive Committee / General Body (f) Non-payment of subscription for more than 6 months after the due date, (g) Any other reason as may be decided by the Executive Committee.

4. Register of Members:

The Society shall maintain a Register of Members containing the names, addresses and their occupations, the date of admission and of cessation of membership. The register will be kept open for inspection of the members of Society on requisition. All entries required to be made therein shall be entered within a period of 15 days.

5. Rights and Obligations of Members:

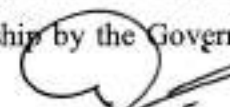
Any member of the Society has the right (a) to elect and to be elected in any election of the Society, (b) to submit suggestion for discussion to the Executive Committee and sub-committee or any matter relating to Society, (c) to inspect the accounts and the proceedings of the General Meetings of the Society on appointment with the General Secretary,

A member is obligated to pay his subscription fee within the prescribed time. Defaulting members shall not be allowed to take part or vote in a meeting. Members shall have one vote each.

6. Expulsion & Removal:

6.1 Any Action of a member, if found by the Executive Committee as detrimental to the interest and in violation of the Rules and Regulations of the Society, he may after due enquiry be censored, suspended or expelled from the membership by the Governing Body. In that case the Executive


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Committee shall first serve the member concerned with a show cause notice showing therein the charges framed and ask him to submit his statement of defense within a month. On receipt of the explanation, the General Body shall have the powers to take suitable action against the delinquent member after allowing him to defend his case. If no reply to the show cause notice is received within a month, the General Body may take an ex-parte decision. For any act of expulsion or termination, no such member shall be entitled to prefer any claim for compensation or damage even if proved on subsequent date that such act of expulsion or termination was wrongful and/or unlawful.

- 6.2 A member may be expelled from the membership of the Society, if it is found in the opinion of the Executive Committee that any member is involved in the anti- social or anti-national activity. However, he may go in appeal to the General Body by serving notice to the Members of the Executive Committee and all members of the General Body at his risk and cost. The meeting of the members will be convened by the General Secretary, at the request of such an expelled member.

Provided that the promoter members are not liable to be expelled from the Membership of Society for a period of 5(Five) years from the date of formation of the Society and Members of First Executive Committee are not liable to be expelled for a period of 3(three) years from the Executive Committee. Subject to the above, the member/s of the Executive Committee may be expelled only by the General Body.

VII. OFFICE BEARERS

1. Composition, Election/Appointment, Resignation/Removal, Terms of Office:

Executive Committee shall consist of not less than 7 (Seven) members and not more than 15 (Fifteen) and the Executive Committee shall have proportionate representation, as far as possible, from all the professionals (Advocate/CA/CS/CMA) who are the members. Each category of professionals shall have proportionate representation in the Executive Committee and each category shall have maximum 1/3rd (One-Third) representation on the Executive Committee, except the first Executive Committee. Executive Committee shall comprise of the following positions.



PRESIDENT



GENERAL SECRETARY



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Executive Committee shall comprise of the following

- | | |
|----------------------|------|
| 1. President | One |
| 2. Vice- President/s | Two |
| 3. General Secretary | One |
| 4. Treasurer | One |
| 5. Members | Four |

The minimum strength of the Executive Committee shall be seven (7) and the maximum not more than fifteen (15), which may be changed by the General Body from time to time.

2. Election of the Executive Committee:

The election of the office bearers namely, President, Vice-President; General Secretary; and Treasurer will be held at an interval of two (2) years. The election will be conducted by secret ballot. Provided however, the present committee will remain in place for a period of three (3) years and the first election will take place after three (3) years from the date of incorporation of the Society.

- 3. Patron:** The Executive Committee may from time to time co-opt any of its honorary members with high repute and good standing, as the Patron of the Executive Committee and the Patron shall be a permanent invitee to all the Committee Meetings and Committee may, from time to time, decide on the tenure and terms therein. The patron shall advise, guide and mentor the Committee but does not have right to vote on the matters placed before the meeting. Adv. K.R Jinan Retired NCLT Member, Kolkata Bench be nominated as Honorary Member of the Association and, subject to the provisions of this byelaws, he be appointed as Patron of the Association for a period of 3(Three) years from the date of registration of the Association.

4. Filling up of casual vacancies:

The President, on the advice of the Executive Committee shall fill up the casual vacancies of office bearers and the members of the Executive Committee, from time to time.


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5. Term of the elected Executive Committee members:

The term of the elected/nominated members of the Executive Committee shall be two years or till the election of the new Executive Committee for the next term is held, whichever is later. Executive Committee shall continue as an Ad-hoc Committee till a new Executive Committee took over the charge and the said Ad-hoc Committee shall have all powers, duties and responsibilities of the Executive Committee during the said period.

6. Cessation of membership of the Executive Committee:

If any of the member of the Executive Committee does not take interest in the affairs of the Society, expresses his unwillingness and does not attend four consecutive meetings of the Executive Committee despite of his presence in India during the said period, without seeking the leave of absence, shall cease to be the member of the Executive Committee.

7. Meeting

The meetings of the Executive Committee shall be held at least once in a quarter ending June, September, December and March of the Financial year. The meetings shall be held at such place, date and time as the President or the General Secretary may determine or through Video-Audio Conferencing. Any four (4) members of the Executive Committee may requisition the meeting and the General Secretary shall summon the same within seven (7) days failing which the President or the requisitionists may do so provided no business other than specified in the notice shall be transacted at such meeting except with the permission of the Chair.

8. Notice and Quorum

The meetings of the Executive Committee shall normally be called at seven days' notice, but may be called at a shorter notice also, if the business to be considered at the meetings is of urgent nature. The notice shall specify the place, time and the general nature of business to be transacted and will be sent to every member of the Executive committee.


PRESIDENT
GENERAL SECRETARY
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The quorum of the meetings shall not be less than 1/3rd of the total membership of the Executive Committee. If a quorum is not present within 30 minutes of the time, members present shall adjourn the meeting.

9. Procedure of the Meeting

The President or in his absence the Vice-President shall preside over all meetings of the Executive Committee and in their absence members present shall elect a chairman of the meeting. All decisions of the meeting will be approved by a simple majority of votes, each members having one vote. The President or the Chairman of the meeting shall have a second or casting vote in addition to his own vote in case of equality of votes.

10. Power and Duties of the Office Bearers of the Executive Committee.

10.1 The Executive Committee shall have general power of supervision and control over all the affair of the Society and in particular shall discharge the following duties: (i) To appoint sub-committee with such power and duties as may be considered necessary or expedient. (ii) To accept donation, gift, subscription movable or immovable property for the objects of the society. (iii) To sell, lease, mortgage or otherwise dispose of and deal with all or any part of the property of the society. (iv) To keep proper accounts of the society and to open bank account in the name of the society in one or more banks. (v) To appoint a person or persons on payment to assist the General Secretary/Treasurer in the maintenances of account, etc. (vi) To conduct any other business not specified herein for the attainment of the object of the society provided such business is not repugnant to such object. (vii) Society can acquire property both movable and immovable property for the use of the society. (viii) To execute the objects of the Society in a best possible manner. (ix) To attend the business of the Society as placed at the meetings and take decisions in the manner that such decisions are in the interest of the Society and its members. (x) To exercise general supervision and control over the affairs of the management of the Society, its various activities and functions undertaken. (xi) To make efforts to raise funds of the Society and



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sanction/approve the expenditure of the funds, or investment thereof, in the best possible manner. (xii) To make efforts to enhance the image of the Society and its members in the eyes of one and all. (xiii) To do any other work or take action as it may feel expedient or may be entrusted by the General Body. (xiv) To make delegation of powers to the Office Bearers and the members of the Executive Committee.

10.2 Committee & Sub-Committee: The Executive Committee, President and General Secretary may from time to time constitute the committees or sub-committees for the purposes of Society and also determine their terms of reference, duties and powers.

10.3 Sources of Income and Utilization of Funds:

The Society shall raise its funds through:

- i. Membership admission fee and Annual Membership Fee
- ii. Subscriptions
- iii. Receipts of grants, donations, subsidies, assistance, help from the government, local bodies, firms, bodies corporate, individuals or others.
- iv. Loans from the government, financial institutions, banks, government corporations and others, as may be decided by the President in consultation with the Executive Committee /General Body.
- v. The funds of the Society shall be utilized for the purposes of the Society for which it has been established including the running of the activities of the Society and meeting the administrative and other day to day and other expenditure.
- vi. The Treasurer shall not keep the funds of the Society with him in cash exceeding Rs. 5000/- (Rupees Five Thousand only) at a time and the rest of the money shall be deposited in the scheduled bank, as approved by the Executive Committee. However, he can keep more money in cash with him not exceeding Rs. 20,000/- (Rupees Twenty Thousand), with written permission of the General Secretary.
- vii. The payments/expenditure shall be made by the Treasurer, only after the approval of the President and General Secretary, but can make the payment for meeting expenditure with verbal orders of the President or General Secretary not exceeding Rs. 1000/- (Rupees one thousand only)


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for the meetings of the Executive Committee/Office Bearers Committee and Rs. 5000/- (Rupees five thousand only) for General Body Meeting.

10.4 Delegation of Powers: The Executive Committee, in addition to the above, may delegate any other or further powers, financial or otherwise, to the office bearers and members of the Executive Committee.

10.5 All the incomes, earnings, movable and immovable properties of the Society, shall be solely utilized and applied towards the promotion of its aims and objects only as set forth in the Memorandum of Association and no profit thereof shall be paid or transferred directly or indirectly by way of 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 movable or immovable properties of the Society or make any profits, whatsoever, by virtue of this membership.

10.6 This Society will not contravene any provisions of the Travancore-Cochin Literary, Scientific and Charitable Societies Registration Act in any way.

10.7 **Property:** The Society may hold the property in its own name and the documents in respect of the properties shall be executed by the General Secretary, as may be decided by the Executive Committee.

- i. It is expressly declared that this Association is of charitable nature and no part of its Property or its income shall be appropriated for any purpose, other than for objects and purposes as provided in the main object of this Association.
- ii. The Association's Property (including funds) shall be applied only for the purpose of the Association and for the due administration of its affairs and properties or invested strictly in accordance with the provisions of Section 11 (5) read with section 13(1) [d] of the Income-tax Act, 1961, provided however that this shall not preclude payment of any remuneration or allowance or any perquisites to any office bearer in connection with the work carried out by him/her for the purpose of the Trust.

10.8 Operation of Bank Account:

The Society shall open its accounts in any scheduled bank, as may be decided by the Executive Committee. The Bank account shall be operated jointly by


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GENERAL SECRETARY


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any two of the following members.

- 1) President
- 2) General Secretary
- 3) Treasurer

VIII. SAFE CUSTODY OF PROPERTIES

1. The General Secretary of the Executive Committee shall be responsible for the safe custody properties and assets of the society. The Society may hold the property in its own name and the documents in respect of the properties shall be executed by the General Secretary, as may be decided by the Executive Committee
2. The funds of the society shall be kept under the custody of the Treasurer which shall be kept in banks/post offices/Mutual Funds and be invested in any securities or funds as approved by the Executive Committee.

IX. BOOKS OF ACCOUNT & INSPECTION

The books of account and other statutory books shall be kept at the registered office and shall be open to inspection of the members at such time and place as the Executive Committee directs on a written request made by any member.

X. ACCOUNTING YEAR

The first accounting year of the Society shall start from the date of registration/formation and ending on the 31st day of March of the following year . For the subsequent period, the accounting year of the society shall be from 1st day of April of each year to 31st day of March of the following year.

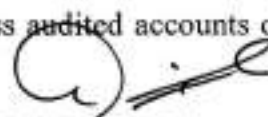
XI. GENERAL MEETINGS

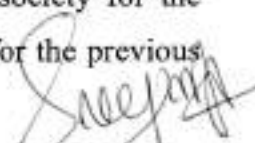
1. Annual General Meeting :

- 1.1 **Notice:** The General Secretary shall call the Annual General Meeting (AGM) as per provisions of The Travancore – Cochin Literary, Scientific and Charitable Societies Registration Act 1955 giving at least 14(Fourteen) days' notice to all members. The notice shall contain the place, date, day and time of the meeting.

- 1.2 **Agenda:** The business to be transacted at the AGM shall be: (a) to adopt with or without modification the report of the working of the society for the previous year. (b) to pass audited accounts of the Society for the previous


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year ended; (c) to appoint qualified Auditor or Auditors; (d) to transact such business as may be fixed by the Executive Committee; (e) to transact such other business as may be brought forward by giving 14(Fourteen) day's previous notice from any member, (f) to conduct general election of Executive Committee Members for applicable year as per the relevant clause of the bylaws.

1.3 Quorum of the Meeting: $1/3^{\text{rd}}$ (one third) of the members present in person or through Video Conferencing (VC), at the commencement of the meeting shall constitute the quorum.

1.4 Manner and Method of Voting: The Chairman of the meeting shall decide the manner and method of voting at the outset of the meeting.

1.5 Special General Meeting:

- a. A Special General Meeting may be convened by the Executive Committee at any time in view of urgency of the matter. At least 7(Seven)days' notice shall be given to every member for special general meeting. All questions before the meeting will be decided by a majority of votes, each members having one vote. The President or the Chairman shall have a second or casting vote in addition to his own vote in case of equality of votes.
- b. Members may request the Executive Committee for special General Meeting by placing a requisition signed by $2/3^{\text{rd}}$ of total members. In that case Executive Committee shall convene a special general meeting within a month from the receipt of such notice. In default by the Executive Committee, the requisitionists shall hold such meeting provided no business other than those specified in the notice shall be transacted.

1.6 Extra-ordinary General Meeting:

The Executive Committee may direct to convene an Extra-ordinary general meeting for consideration of addition, alteration or amendment of the memorandum/ Bylaws, of the Society. 7 days' notice along with the proposed draft of change shall be sent to the members before the meeting. The resolution for change, amendment etc. of the Memorandum and Bylaws be carried out if accepted by the three fourths of the members present at the meeting.



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1.7 Quorum of the Meeting:

1/3rd (one third) of the members present in person or through Video Conferencing (VC), at the commencement of the meeting shall constitute the quorum.

XII. DUTIES OF THE OFFICE BEARERS

1. **President:** He shall (a) preside over all the meetings of the Society; (b) take all disciplinary action such as removals, dismissals etc. in consultation with the Executive Committee; (c) advise the General Secretary in any matter requiring urgent attention; (d) call emergency meeting. The President shall preside over all the meetings of the General Body, Executive Committee and Office Bearers Committee. He shall take steps to ensure to enhance the image of the Society and its members in the eyes of one and all and conduct the affairs of the meeting and the Society in a proper, reasonable and lawful manner.
2. **Vice-President:** In the absence of the President, the Vice-President shall perform all the duties of the President. The Vice-Presidents shall preside over the meetings of the General Body, Executive Committee and Office Bearers Committee, if the President does not take the chair, within 30 minutes of the time fixed for the meeting. If the President comes to the meeting thereafter, the Vice-president who is conducting the meeting shall conclude the meeting as Chairman. The Executive Committee/President may entrust any other work to him from time to time.
3. **General Secretary:** He shall (a) convene all meetings of the Society; (b) maintain minute books of all meetings; (c) issue general circulars and notices; (d) receive all applications for membership which shall be placed before the Executive Committee; (e) sign on behalf of the society all receipts for all sums received as subscriptions etc.; (f) sign and give payment order on all bills for payments; (g) get the accounts of the Society audited by a Chartered Accountant; (h) ensure compliance with statutory requirements; (i) transact all other business subject to the direction of the Executive Committee. He will be the administrative head of the Society and he shall ensure that the affairs of the Society and the management are conducted in a proper, legal, reasonable and efficient manner. He shall issue the notices of the meetings of the General Body, Executive Committee and the Office Bearers Committee in consultation with the President. He shall keep apprised about the various developments of the Society's affairs, to the President and Executive


 PRESIDENT


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Committee. He shall maintain the records of the meetings, including recording of the minutes, after the draft minutes are approved by the president or Chairman of the meeting, if the meeting is not presided over by the President, maintenance of minute books, maintenance of the Membership Register and any other work may be assigned to him by the President from time to time.

4. **Treasurer:** He shall (a) collect and receive all sorts of subscriptions, donations and deposit of money and grant receipts thereof, (b) maintain and keep cash book and such other accounts as are necessary; (c) prepare the budget in consultation with the General Secretary for consideration of the Executive Committee. He shall maintain the records of cash, receipts and payments and also the maintenance of relevant books and papers. He shall get the accounts audited from the auditor appointed by the Society. He may be assigned any other work by the president from time to time.

XIII. MAINTENANCE AND AUDIT OF ACCOUNTS

1. The society shall maintain books of accounts as required under the Act. The accounts shall be audited by a duly qualified auditor. He shall not be a member of the Executive Committee, but may be a member of the Society. The first auditor shall be appointed by the Executive Committee and thereafter, the auditor shall be appointed / reappointed at every Annual General Meetings. The auditor is required to be a qualified Chartered Accountant. He may or may not be paid fee or honorarium, which will be decided by the Executive Committee

2. The funds of the society shall solely be utilized for the objects and no portion of it will be utilized for the payment to Members/Office bearers by way of profit/dividend/interest etc.

XIV. SUIT & LEGAL PROCEEDINGS

All suits and legal proceedings by or against the Society shall be in the name of the General Secretary or such person as shall be appointed by the committee.

XV. SEAL OF THE ASSOCIATION

The Association shall have a common seal in its name and style which shall remain in the custody of the General Secretary and shall be used only under the authority of the Association and of the Managing Committee


PRESIDENT

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XVI. CUSTODY OF ORIGINAL AND OTHER DOCUMENTS OF THE ASSOCIATION

1. All original documents of the Association shall be kept for safe custody in a bank locker or such other places as approved by the Executive Committee and the President, Treasurer and General Secretary will have joint access to the same and will be responsible for the same.

The society is formed solely to attain the objectives mentioned in the object clause of the Memorandum of Association and it will not function in the nature of conducting of any business activity and not for the purpose of profit.

2. Subject to the relevant clauses of these bylaws with respect to membership, the benefits of the society are open to all, irrespective of religion, caste, creed, sex etc.

XVII. DISPUTE RESOLUTION

If any claim, dispute, differences or questions arise between the members, at any time, as to the rights, liabilities and duties of the members, the same shall be referred to the arbitration, of a sole arbitrator. The arbitration shall be subject to the Arbitration and Conciliation Act, 1996 as may be amended from time to time. The Arbitration shall be conducted by the sole Arbitrator appointed by the Executive Committee. The seat and venue of arbitration shall be at Kochi. The proceedings shall be undertaken in English. The arbitration award shall be final and binding on the parties.

XVIII. DISSOLUTION OF SOCIETY

The dissolution of the Association shall be decided by the General Body by the rule of 3/4th majority of the total strength of the members of the Association having valid voting rights. Upon the dissolution of the Association, assets whatsoever left, shall not be paid to or distributed among the members of the Association, but shall be transferred to any other charitable Trust, Society, Association or Institution whose objects are similar to those of this Association which at the time of dissolution is registered under 12AA of Income Tax Act, 1961, with a view to the common benefit of existing members exclusively and determined by votes of not less than two-third of the members present personally or by proxy at the meeting of dissolution or in default thereof by the court, and if not, all the Property shall vest with the Government.


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XIX. AMENDMENT TO BYE-LAWS

1. The General Body may, from time to time, review/amend/ alter the objects of the Memorandum or the Bye-laws or the name of the Association, if it is passed by two-third of the total members.
2. No amendments to the Bye Laws shall be made which may
 - i. alter the basic character of the Association; or
 - ii. prove to be repugnant to the provisions of Section 2(15), 11, 12 and 13 and 80G of the Income Tax Act, 1961 as amended from time to time. Such amendments shall come into effect only after getting the approval of the jurisdictional Commissioner of Income Tax (Exemptions), in case the Association has been given any recognition or registration under the Income-tax Act, 1961.

XX. EXHIBITION OF BOOKS

The Bye-laws, register of membership, the Annual Audited accounts of the previous year and minutes of the Annual General Meeting are to be made available at the office during all working hours of the Association, for inspection by the members.

XXI. COPIES OF BYE-LAWS

One printed copy of the Bye-laws of the Association shall be provided to all the Members free of cost. Additional copies of bye-laws will be supplied to members on payment of a fee fixed by the Managing Committee.

XXII. GENERAL CLAUSE

The provisions of the Travancore Cochin Literary Scientific Charitable Societies Registration Act, 1955 shall govern any matter not covered or not provided for in these Bylaws.


PRESIDENT

GENERAL SECRETARY

TREASURER

A General Meeting / Meeting of the Board of Directors / Committee of the held on the

FORUM

6 CA George Joseph

7
CA R Sridhar

es. Abhilash Neelgatil Abraham

9 Adv. Suvashankar R Panicker


10.


Proceeding & Discussion	Conclusion & Resolutions	Name of dissenting and / or not concurring Director
Adv Philip Mathew occupied the chair.		
01 Incorporation of NCI	RESOLVED to register a society named	
KOCHI BAR ASSOCIATION under	'NCI KOCHI BAR ASSOCIATION' under the	
the Travancore - Cochin Library,	Travancore - Cochin Library, Scientific	
Scientific and Charitable	and Charitable Societies Registration Act,	
Societies Registration Act, 1955	1955.	

23. Election of Proposed
Founder Members of NCLT
KOCHI BAR ASSOCIATION

RESOLVED THAT the proposed founders
members of NCLT KOCHI BAR ASSOCIATION
be and are hereby elected.
RESOLVED FURTHER that the details of
founder members and their occupation
are given below.

Sl	No. Name	Occupation	
1	Adv. Philip Mathew	Advocate	
2	1) DINA CS Puthankara Sivakumar	Practising Company Secretary	
2)	Adv. Paul Jacob	Advocate	
3	CS Bijoy P Pulipra	Practising Company Secretary, Insolvency	
		Professional &	
		Registered Valuer	
4	CS Sreepriya Kalarikkal	Practising Company Secretary	
	CS Bijoy P Pulipra	Secretary	


Adv. Philip Mathew
President


CS Sreepriya Kalarikkal
Treasurer

MINUTES BOOK

A General Meeting / Meeting of the Board of Directors / Committee of the held on the

day of 20 at

QUORUM


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Proceeding & Discussion	Conclusion & Resolutions	Name of dissenting and / or not concurring Directors
	5 CA George Joseph Chartered Accountant	
	6 CA R Sridhar Chartered Accountant	
	7 CS Abhilash Medigalil Practising Company Secretary	
	8 Adv. Sivakumar R Advocate	
	Panicker	

03. Election of Proposed
Executive Committee and
1st Office Bearers of NCLT
KOCHI BAR ASSOCIATION

RESOLVED THAT the proposed executive
committee and 1st Office Bearers of
NCLT KOCHI BAR ASSOCIATION be and
are hereby elected.
RESOLVED FURTHER that the details of
the Executive Committee and Office
Bearers and their designations are
given below.

Sl No.	Name	Designation	
1	Adv. Philip Mathew	President	
2	1) CMA CS Pugharkara Sivakumar	Vice - Presidents	
	2) Adv. Paul Jacob		
3	CS Bijoy P. Pulipra	General Secretary	
4	CS Sreepriya Kalarikkal	Treasurer	
5	CS George Joseph	Executive Committee Member	
	CS Bijoy P. Pulipra	Secretary	
		CS Sreepriya Kalarikkal	


Adv. Philip Mathew
President


CS Sreepriya Kalarikkal
Treasurer

A General Meeting / Meeting of the Board of Directors / Committee of the held on the

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Proceeding & Discussion	Conclusion & Resolutions	Name of dissenting and / or not concurring Directors
	6 CA R. Sridhar Executive	
	7 CS Abhilash Nediyaalil Executive Committee Member	
	8 Adv. Sivashankar R. Executive Committee Member	
	Panicker Member	

04 Adoption of Memorandum of Association and Bye-laws of NLT KOCHI BAR ASSOCIATION


RESOLVED THAT the Memorandum of Association and Bye-laws of NLT KOCHI BAR ASSOCIATION, as circulated among the founder members be and is hereby adopted


05 Authorisation to file the Memorandum under the Travancore - Cochin literary, Scientific and Charitable Societies Registration Act, 1955.

RESOLVED THAT CNA is Puthankara Sivakumar be and is hereby authorised to do the needful in regard to the registration of NLT KOCHI BAR ASSOCIATION as per the Travancore - Cochin literary, Scientific and Charitable Societies Registration Act, 1955.

There being no other business to transact, the meeting concluded with a vote of thanks to the chair


Adu Philip Mathew
President


CS Bijoy P Pulipra
Secretary


CS Sreerupa Kalankal
Treasurer