

SCHEME FOR GRANTING FINANCIAL ASSISTANCE
TO INDIGENT PRACTISING ADVOCATES WHEN
SUFFERING FROM SERIOUS AILMENT.

1. These rules shall be known as "Rules for grant of financial assistance to Indigent Practising Advocates suffering from serious ailment and shall apply to all such Advocates practising in the State.

2. These rules shall come into force from the date notified by the Bar Council of India.

3. Definitions :

- (a) "Applicant" shall mean an Advocate on the roll of the State Bar Council within whose jurisdiction he is practising and applying for the financial assistance to such State Bar Council.
- (b) "Bar Council of India" means the Bar Council constituted under section 4 of the Advocates Act.
- (c) "Bar Council of India Advocates Welfare Committee" means a Committee constituted under rule 2 of the Bar Council of India rules under Part VI, Chapter III-A.
- (d) "Bar Council of India Advocates Welfare Committee for the State" shall mean the Advocate Welfare Committee constituted for the State under Rule 3 of the Bar Council of India Rules under Part VI, Chapter III-A.
- (e) "Indigent Advocate" means any practising Advocate, who is unable to maintain himself and his family and is also unable to meet the costs of his treatment in case of serious ailment.
- (f) "Family" shall mean the advocate's wife or in the case of female, her husband, his or her minor children and aged parents, actually dependent on the applicant advocate for maintenance.
- (g) "Fund" means fund constituted under the Bar Council of India Advocates Welfare Rules as

contained under Part VI, Chapter III-A of the Bar Council of India Rules, for the Scheme - Financial Assistance to Indigent Practising Advocates when suffering from serious ailment in that State.

- (h) "Serious Ailment" will include ailment of serious nature affecting brain, heart, lungs, abdomen or compound fracture or any part of the body requiring treatment for more than one month.
- (i) "State Bar Council" means Bar Council constituted under section 5 of the Advocates Act.

4. An indigent advocate practising in any court, tribunal or before any local authority in India shall be entitled to apply for appropriate financial assistance in case of his serious ailment, compelling him to remain confined to bed for more than one month, in the form prescribed for the purpose or in a form similar thereto addressed to the Chairman of the State Bar Council concerned. Such application shall be submitted in duplicate to the State Bar Council within whose jurisdiction the advocate is practising and such application must be recommended by the Executive Committee of the Bar Association of which the Advocate concerned is a member and/or State Bar Council is otherwise satisfied and must also be certified by a Doctor attending on him.

Provided that the State Bar Council suo moto or on the information received from any other source refer the case to the Advocates Welfare Committee of the State. On receipt of such application/applications or such reference by the State Bar Council the Secretary of the State Bar Council shall place the same before the Advocates Welfare Committee for the State. The Advocates Welfare Committee shall make such enquiries in respect thereto as may be necessary as expeditiously as possible

5. The Advocates Welfare Committee for the State when decided to grant financial assistance in an appropriate case shall sanction such sum as may be necessary to complete