



THE BAR COUNCIL OF RAJASTHAN
HIGH COURT BUILDINGS

JODHPUR – 342001

e-mail : [Secretary @ barcouncilofrajasthan.org](mailto:Secretary@barcouncilofrajasthan.org)
website: www.barcouncilofrajasthan.org

Office : 0291- 2545066
Secy : 2545251 (Fax)
Secy. Resi. : 0291-2701162

No.BCR/AA/Com./Ju/BA/2017/2123

दिनांक 18.04.2017

प्रतिष्ठा में,

1. माननीय समस्त सदस्यगण
तदर्थ समिति, बार कौंसिल ऑफ राजस्थान
2. श्रीमान अध्यक्ष/सचिव महोदय
राज्य की समस्त बार संघ

मान्यवर जी,

बार कौंसिल ऑफ इण्डिया, नई दिल्ली ने अपने ईमेल दिनांक 18.04.2017 के जरिये भारतीय विधि आयोग की सिफारिशों एवं प्रस्तावित अधिवक्ता अधिनियम (संशोधन) बिल, 2017 के विरोध स्वरूप, राज्य विधिज्ञ परिषदों एवं समस्त बार संघों द्वारा पारित किये जाने वाले प्रस्तावों का एक प्रारूप इस कार्यालय को भिजवाया गया है, जिसमें देश की समस्त बार संघों एवं राज्य विधिज्ञ परिषदों से यह अनुरोध किया गया है कि वे उक्त प्रारूप में प्रस्ताव को स्वीकार एवं उन्हें पारित करवावें।

बार कौंसिल ऑफ इण्डिया द्वारा भेजे गये प्रस्तावों के प्रारूप की प्रति इस पत्र के साथ सलंगन कर आपको आवश्यक कार्यवाही करने हेतु प्रेषित की जा रही है।

अतः आपसे निवेदन है कि बार कौंसिल ऑफ इण्डिया द्वारा प्रेषित प्रारूप में प्रस्तावों को पारित करवावें एवं उक्त प्रारूप के पैरा संख्या 7 से 9 के अनुसार प्रस्तावों की एक-एक प्रति सम्बन्धित जिला मजिस्ट्रेट/संभागीय आयुक्त/माननीय राज्यपाल को सौपी जावें एवं एक-एक प्रति माननीय प्रधानमंत्री, माननीय केन्द्रीय कानून मंत्री, माननीय भारत के मुख्य न्यायाधीश महोदय व माननीय अध्यक्ष, बार कौंसिल ऑफ इण्डिया, नई दिल्ली एवं बार कौंसिल ऑफ राजस्थान को भिजवाये जाने का श्रम करावें।

सधन्यवाद।

भवदीय,

(राजेन्द्रपाल मलिक)

सचिव

सलंगन : उपरोक्तानुसार



Secretary BCR <secy.bcr@gmail.com>

Suggested format of resolution to be passed by all State Bar Councils and all Bar associations throughout the country against the 266th report and recommendations of Law Commission of India sent by it to the Government of India (Ministry of Law & Justice) with regard to amendment in Advocates Act, 1961

Bar Council Of India , <info@barcouncilofindia.org>

Mon, Apr 17, 2017 at 5:58 PM

To: BC BIHAR <bcbcpatna@gmail.com>, Bar Council of Jharkhand <secretary@jharkhandstatebarcouncil.org>, Bar Council of Jharkhand <info@jharkhandstatebarcouncil.org>, Bar Council of West Bengal <barcouncilwestbengal@gmail.com>, Bar Council of West Bengal <westbengalbarcouncil@gmail.com>, balea Apbc <secapbc@gmail.com>, Bar Council of ORISSA <orissastatebarcouncil@gmail.com>, BC Uttrakhand <anubhavkishor@gmail.com>, Bar Council of Uttrakhand <info@barcouncilofuttarakhand.org>, "Bar Council of Assam, Nagaland, etc" <barcouncilofassameto@yahoo.in>, BAR COUNCIL OF RAJ <secretary@barcouncilofrajasthan.org>, BAR COUNCIL OF RAJ <secy.bcr@gmail.com>, Bar Council of Mah & Goa <barcouncilmahgoa@gmail.com>, Bar Council of Kerala <barcouncilofkerala@hotmail.com>, Bar Council of Punjab & Haryana <barcouncil37@yahoo.in>, bar council punjab and haryana <lawbhawan37@gmail.com>, Bar Council of Karnataka <kar_barouncil@yahoo.com>, Bar Council of CHHATTISGARH <sbccchhattisgarh@gmail.com>, Bar Council Uttar Pradesh <uttarpradeshbarcouncil@gmail.com>, Bar Council of DELHI <barcouncilofdelhi@rediffmail.com>, Bar Council of Himachal Pradesh <bchp1971@gmail.com>, Bar Council of Gujrat <secbcg@barcouncilofgujarat.org>, Bar Council of Gujrat <glh@barcouncilofgujarat.org>, Bar Council of Manipur <bmanipur@gmail.com>, State Bar Council of MP <bar_council_mp@yahoo.in>, sandhu.935@gmail.com, High Court Of Jammu & Kashmir <ajay1s@yahoo.co.in>, Bar Council of Tripura <rumamajumder7581@gmail.com>, Sanjay Dhar <sanjay.dhar55@gmail.com>, P_K_biswas2005@yahoo.com
Cc: Srimanto Sen <sensrimantosecy.bci@gmail.com>, "BCI Mr. Manan Kumar Mishra" <manai.kumarmishra@gmail.com>

Dear Secretaries,

Please find attached the suggested format of resolution to be passed by all State Bar Councils and all Bar associations throughout the country against the 266th report and recommendations of Law Commission of India sent by it to the Government of India (Ministry of Law & Justice) with regard to amendment in Advocates Act, 1961.

Please positively ensure that the attached format is distributed amongst all the Bar Associations of your respective State and ensure that each and every Bar Association adopts and passes the same resolution.

This is a time of grave crisis for the entire lawyers' fraternity where their existence and independence is being sought to be wiped away by the draconian suggestions of the Law Commission.

Therefore, it is the need of the hour that the entire lawyers of the country stand together unitedly against the aforesaid proposed recommendations and ensure that the same is not allowed to be passed or even considered by the Government of India (Ministry of Law & Justice).

Regards

Srimanto Sen,
Secretary
Bar Council of India
21, Rouse Avenue, Institutional Area
New Delhi

Resolution of State Bar Council of

Resolution of Bar Association of.....

Against the 266th Report, Recommendations of Law Commission of India with regard to amendment in Advocates Act, 1961:-

This Bar Association/ State Bar Council of at its meeting on.... resolves as follows:-

- (1) Resolved to oppose the entire 266th report and recommendations and the "The Advocates (Amendment) Bill, 2017" proposed by the Law Commission of India which has been sent to the Government of India by the Commission. The Bar resolves to declare and convey that the entire report and recommendations of Law Commission are unconstitutional, anti-people, anti-Lawyer, undemocratic and draconian. This Association demands the rejection of these recommendations in toto.
- (2) This Association unanimously resolves to request the Hon'ble Prime Minister, Hon'ble Union Law Minister and the Union Government to reject the entire report and

recommendations of Law Commission and to throw the bill proposed by Law Commission in Dustbin.

- (3) The Association further resolves to request the Union Government to immediately remove Mr. B.S. Chauhan from the post of Chairman, Law Commission of India.
- (4) The Association further resolves to give a memorandum to Hon'ble Prime Minister and Hon'ble Union Law Minister through the Learned Collector, [Hon'ble Governor for High Court Bar Associations) District Magistrate/D.C. of the District to take steps for a fair and transparent Law/Policy for appointment of Judges of High Courts and Supreme Court.
- (5) This Association resolves to communicate to all concerned that the members of the Association are fully against the involvement of Judges or of outsiders in the affairs of Bar Associations, and state Bar Councils or Bar Council of India. The democratic process of election cannot be replaced by nomination. This Association cannot tolerate any attack on the autonomy and independence of Bar.
- (6) It is resolved to participate in the "**Protest Really**" to be organized by the Bar Council of India on 2nd May, 2017 at

New Delhi and to request our Union Government to outrightly reject the entire 266th report and recommendations and the "The Advocates (Amendment) Bill, 2017" proposed by the Law Commission of India.

- (7) A copy of this resolution is resolved to to be handed over to learned District Magistrate/D.C./Hon'ble Governor.
- (8) A copy of this Resolution to be sent to the office of Hon'ble Prime Minister, Hon'ble Union Law Minister and Hon'ble Chief Justice of India through Fax and email also.
- (9) A copy of these resolutions is to be sent to the office of Hon'ble Chairman of Bar Council of India through email and fax.

Signature(s)
of Office-Bearers