



New Delhi Bar Association (Regd.)

Patiala House Courts, New Delhi-110 001

Ph.: +91-11-2338 9245 E-mail : info@ndba.co, ndba2012@gmail.com

Website : ndba.co

Ref. No. :

Dated :

R. K. WADHWA
President
9810014989

DEVINDER SINGH KHATANA
Vice-President
9818000645, 9999780645

NAGENDRA KUMAR
Hony. Secretary
9810098503

SHAIENDRA PRATAP SINGH
Addl. Secretary
9871381699

RAVI MEHTA
Treasurer
9868539051

YOGESH KUMAR SHARMA
Member Library
9968576995

ASHOK BANSAL
Senior Member Executive
(Above 25 Years)
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DIWAKER SHARMA
Senior Member Executive
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MONIKA
Lady Member Executive
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DALJEET KAUR
Member Executive
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AMARENDRA CHOUBEY
Member Executive
9818062308

18.08.2020

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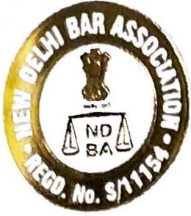
It has always been our endeavour to work in positive direction and result of the same is apparent inside campus of Patiala House Courts by complete face upliftment. Development are writ large and glaring as to how much work has been done by the present Executive to improve the image of Patiala House Court. It has also been our effort to appreciate that while working for the Bar, there may be instances which, at times, may not be acceptable to some members of the Bar. Though it has been approach of current Executive to not to dig into the avoidable misdeeds of any past executive as long as the same could be avoided. However, recent conduct of Mr. Neeraj to not only misguide and provoke the members of the Bar through baseless and misleading letters/messages etc but crossing all boundaries by making false complaints to authorities and even circulating amongst media/news damaging the image and reputation of Bar, has led us to bring some of the glaring facts which took place in the past, including forgery in records of Bar and fraudulent misappropriation with the trust of members.

Before proceeding to highlight the past we may clarify that as far as the false and misleading message spread by Mr. Neeraj regarding Funds in NDBA National Relief Fund is concerned, the true fact is that we all know that traditionally and historically, various costs etc which were being assigned to NDBA by various courts in any litigation was deposited in "NDBA-Members Welfare Fund" account maintained with UCO Bank and all the funds accumulated therein was being used for granting financial assistance to financially vulnerable members in distress arising due to illness, death, accident etc. However, vide a resolution dated 19.09.2016 it was decided to open another bank account as "NDBA National Relief Fund" for helping general public at the time of national calamities. It was never disclosed in the resolution that where from the said account shall have deposits or which funds shall be used in this account.

Thereafter, Mr. Neeraj personally requested all the Courts at Patiala House Courts in his capacity of then Hony. Secretary of NDBA that all the costs assigned by the Courts which were being ordered to be deposited in NDBA-Members Welfare Fund" account till then, be assigned in the

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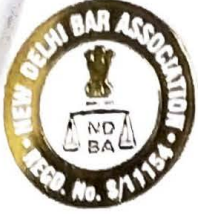
name of "NDBA-National Relief Fund". Accordingly, the funds which were meant for welfare of members of NDBA were diverted to "NDBA-National Relief Fund" at the cost of members of NDBA for sole motive of making his position & importance in the ruling party with mischievous intent to avail political and other benefits in ruling party at the cost of members welfare. He also donated a sum of Rs. 5,05,100/- in March 2017 to PM National Relief Fund. Subsequently, he could not donate further because of strong resistance by the then Treasurer. It clearly shows that simply for sake of making his personal position, benefit and glorification before ruling political party and its leaders, he can compromise to any extent with the interest of members of NDBA. It may not be out of place to mention herein that NDBA is association of lawyers and its constitution does not allow any activity which is not directed for welfare of its members.

When we took over charge of NDBA on 12.09.2018, a sum of Rs. 10,10,083.10 was balance available in NDBA-National Relief Fund whereas only a sum of Rs. 91,341.00 was there in NDBA-Members Welfare Fund. The EC decided in its meeting dated 16.10.2018 that since the amount deposited in NDBA-National Relief Fund was meant for members welfare and have been wrongly and malafidely diverted in NDBA-National Relief Fund, it shall be used for members welfare. After issuing some payments to the members as financial assistance from NDBA-National Relief Fund account, it was considered appropriate that instead of making payments to members directly from NDBA National Relief Fund, it will be appropriate for the purpose of maintaining accounts and transparency that the said fund be transferred to NDBA Members Welfare Fund and be used for making financial assistance to its members. Accordingly, out of total available balance of Rs. 12,68,086.10 in NDBA - National Relief Fund as at 03.03.2020, a sum of Rs. 11,00,000.00 was transferred from "NDBA National Relief Fund" to "NDBA Members Welfare Fund" on that date thereby making a sum of Rs. 14,40,665.00 balance in NDBA-Members Welfare Fund as at 06.08.2020.

However, Mr. Neeraj, knowing well about complete facts, misled all the members and published and circulated a false and misleading statement before various authorities including High Court, BCD, BCI etc as if NDBA has misappropriated funds of NDBA thereby damaging the reputation of NDBA for his personal vested interest with absolute political motive of maligning the image of Bar. Not

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only this, he also circulated and got published news in the print and electronic media against NDBA based on his completely false and distorted story thereby damaging the image of NDBA for his absolute personal false glorification at the cost of Bar.

As far as his own conduct during his tenure of being in Executive Committee is concerned, the same can be very well understood by the members by some of the instances as to how the affairs of NDBA was conducted. Some of the glaring instances are as under:

1. Constitution on NDBA has made the Hony Secretary as custodian of all assets and properties of NDBA whereas the Treasurer is the custodian of all cash, bank balance and accounts. Therefore, undoubtedly, Hony Secretary is vested with the power to allot/transfer the chambers at his discretion. However, making an entry of chamber number in the register which does not exist in Patiala house campus showing as if someone is allotted such non-existent chamber is forgery in records. We all know that there is no existence of any chamber bearing no. 176A in Patiala House Courts. However, a forged paper entry was made in chambers allotment/transfer register as if there is a chamber no. 176 A and Mr. Neeraj was allottee of the same. On the other hand, during 2010 when Mr. Neeraj was Hony. Secretary, another chamber bearing no. 160 was shown as allotted/transferred in the name of his brother in law (Saadhoo) Shri Ashok Kumar Gupta and immediately thereafter, he exchanged chamber no. 176A with 160. Finally, Mr. Neeraj stands allottee of chamber no. 160. It may not be out of place to mention that the said Mr. Ashok Kumar Gupta is not having any chamber in Patiala House Courts now.
2. One Mr. Mukesh Shahney who is enrolled with Bar Council of Punjab & Haryana was a member of New Delhi Bar Association and was allotted Ch. No. 76. However, Mr. Shahney was expelled from the membership of NDBA vide EC Resolution dated 06.09.1994. Since then, ch. No. 76 remained unoccupied and at the disposal of NDBA. However, Mr. Mukesh Shahney who continues to be enrolled with Bar Council of Punjab vide No. P/614/1981, who could not have even been a regular member, was granted a fresh membership (Not Adhoc)

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on dated 18.05.2018 i.e. after appointment of RO for last election and by taking a no objection from him on the same date as if he was allottee of ch. No. 76, ch. No. 76 was transferred to Mr. Mr. Abhay Chaudhary and Mr. Amit Kumar on the same date i.e. 18.05.2018. It is in knowledge of all that EC has already cancelled the said transfer vide resolution dated 05.12.2018.

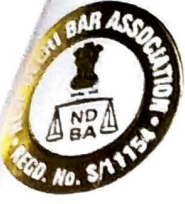
3. Ch. No. 191 was allotted to one Mr. Sanjeev Saraf during January 2013. However, the subsequent committee cancelled the same during 2015 alongwith 38 chambers. Mr. Sanjeev Saraf never objected to such cancellation. Now immediately before last election of EC which took place on 31.08.2018, based on a forged NOC letter showing as if it was signed by Mr. Sanjeev Saraf, the said chamber was transferred by Mr. Neeraj on 07.08.2018 just about 22 days before the last election in the name of Mr. Harvinder Singh. The said transfer was cancelled by the EC vide resolution dated 05.12.2018. On a letter to Mr. Sanjeev Saraf as to how he signed the NOC and transferred chamber no. 191 when allotment in his name was cancelled, he personally visited Patiala House Court and gave a hand written reply that he has not signed any letter and the signature appearing on the NOC letter is not his signature.

4. Finances and accounts of NDBA

As we know that Treasurer is the custodian and in charge of all cash, bank and accounts of NDBA as per constitution. Even, if the Hony. Secretary receives any amount on behalf of the Bar, he has to hand over the same to the Treasurer. However, during the tenure of last EC during 2016 to 2018, manual cash receipts bearing no. 3001 to 3040 and 3043 were issued against receipt of cash on instruction of Mr. Neeraj without those cash being deposited with NDBA. Those cash were never deposited at Bar office and were never accounted for in the accounts of NDBA. The staff of NDBA has given written statement that the receipts were issued on oral instruction of Mr. Neeraj but no cash were deposited. Even the then Treasurer Mr. Naresh Kumar had made a written complaint in this regard. None of the amounts

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N. Kumar



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received against those cash receipts have ever been deposited in the Bar office, taken in books of account or deposited in bank account. Similarly, Ms. Satya Siddiquie was allotted chamber no. 31 and subsequently she opted to surrender the same and sought refund of her money paid to Bar for allotment of said chamber. A sum of Rs. 50,000/- was paid to Ms. Satya Siddiquie through two demand drafts of Rs. 25,000/- each during April 2018. However, neither the same was made from the bank account maintained by the Bar nor any cash of NDBA was used / accounted as per records of NDBA. The aforesaid facts clearly demonstrate that all cash received and spent by NDBA were not shown in the records of NDBA. In order to prevent any such incidence, we have stopped issuance of manual receipt to anyone. However, the aforesaid facts clearly demonstrate as to how the affairs of NDBA were conducted at personal whims and fancies and at the cost of members.

This is for information of all concerned.

NAGENDRA KUMAR
HONY. SECRETARY