

C O N S T I T U T I O N

ARTICLE-I: NAME OF THE PARTY

The name of Party shall be **PRAJA KRIPA PARTY** hereinafter called the “Party”. The Headquarters of the Party shall be located at Shop No.2, Hari Om Apt., Blk C-33/R-124-125, Opp. Chopda Court, Ulhasnagar – 421003 Maharashtra

ARTICLE-II OBJECTIVES

i)The Party shall bear true faith and allegiance to the Constitution of India, as by law established, and to the principles of socialism, secularism and democracy and would uphold the sovereignty, unity and integrity of India.

ii) To provide corruption free and transparent government in the jurisdiction.

iii) Party aim to promote and promulgate government scheme of controlling population of this nation.

iv) Party aim at upliftment of labor sector specifically Agriculturist , employees of private organizations , with special emphasis to the development of women and minority people .

v) Party aim to provide opportunities to youth of this nation by politically educating them about their rights and responsibilities.

vi) Party aims to secure equal opportunity to women in political, social, and economical rights.

vii) The Party shall stand committed to all the values as enshrined in the Constitution of India , especially in it's preamble .

viii) The party shall not in any manner promote or instigate or participate in violence.

ARTICLE-III: MEMBERSHIP

1. Eligibility Criteria for Membership

A person who desires to be a member of The Party must have the following eligibility :-

- i) Should be a citizen of India.
- ii) Should be an adult , of the age of 18 years and there is no restriction on membership of the party and party's membership is open to any Indian citizen .
- iii) Should accept and subscribe in writing, in form A (Prescribed Form), to the objectives of the parties, as spelt out in Article-II.
- iv) Should pay a triennial Membership fee of as prescribe by party.
- v) Should have a permanent place of residence or should be carrying out his or her vocation, in the place when the membership of Party is sought.
- vi) Should not be a member of any other political Party.
- vii) He/ she should not be convicted of any offence involving moral turpitude .

2. Disqualifications

The following shall be specific disqualifications for being a Primary Member of the Party:

- i) The applicant member is already a Member of another political Party duly registered with the Election Commission of India.
- ii) No Member shall change his/her membership except on a representation given in writing to the concerned designated authority, at the Block or District Level and unless such representation is accepted.

3. Term of Membership

- i) The term of membership, primary or active (mentioned below) shall be from the first of January of the year or from the date of enrolment as member upto 31st of December of the subsequent third year;
- ii) Membership shall cease by death, resignation, removal or non-payment of contribution and non-renewal of membership;
- iii) Active membership may cancelled due to non-renewal of membership.

4. Active Membership

- A) The following categories of primary members shall be called as Active member-

All primary members, on enrolling 10 primary members triennially;

- ii) Elected Members of the Panchayats, Block- Development Committees, ZillaParishads, Notified Area Committees, Town Area Committees, Municipal Corporations, other local bodies, Metropolitan Councils, State Legislatures and Parliament;
 - iii) Those who are actively connected with such organizations, as are recognized for the purpose, by the Working Committee;
 - iv) Any person who has been a primary member for three consecutive terms and actively participated in activity of the party.
 - v) Any other person approved by the President of the Party.
- B)** Every Active Member shall pay membership fee , prescribed by the party; annually, towards the fee for active membership, as well collected from the 10 Primary Members, enrolled by him, alongwith the application for active membership.
- C)** Every active member shall make a declaration in Form-B under his/her signature and fulfill the conditions mentioned therein.
- D)** Every active member shall undergo a minimum training as may be prescribed by the Working Committee;
- E)** Unless, he/she undertakes to undergo the minimum training mentioned above, no active member shall be entitled to contest

for elections to the Party posts or to the Parliament, State legislative assembly or Metropolitan Council or local bodies on Party tickets.

- F) No person shall be selected for election on a Party ticket to the Parliament, State Legislatures and local bodies, unless he/she is an active member;
 - G) Active membership may be renewed on the approval of membership renewal application in Form-C duly filled in and authenticated;
 - H) Each active member shall contribute to the Party Fund certain percentage of his/her income, as prescribed in the rules by the Working Committee.
- 5) Record of Membership
- A) Primary Membership Record
 - i) Permanent Register of primary members shall be maintained, within their jurisdiction, by every Block or other Subordinate Committee, copies thereof being sent to District Committee concerned, as per prescribed rules;
 - ii) Renewal of primary membership shall be deemed to have been completed by depositing the membership subscription; together with the application for renewal of membership.

iii) The Block Level Committee shall collect the membership subscription from various members and shall submit a report to that effect to the Working Committee, before the end of every financial year i.e. 31st of March. Further the Working Committee shall then decide the allotment of the subscription, which is collected and allotment of other funds to the various committees operational in the State.

B) Active membership Record

i) Permanent Register of active members shall be maintained by the President of District Committees. A copy of the Permanent Register duly certified by the District Committee President, shall be made available to the State committee. The District Committee, will issue identity cards with photographs of the members pasted on the cards, under signature of the President of the concerned District Committee and/or General Secretary of the State committee;

ii) The State committee shall supply a duly certified copy of the Permanent Register of active members within its jurisdiction to the office of the Working Committee and keep it informed of any changes therein from time to time.

- iii) The Register shall contain the full name, address, age, occupation, place of residence and date of enrolment of every member;
- iv) Membership shall cease by death, resignation, removal or non-payment of contribution and non-renewal of membership, if she/he joins any other political party;

ARTICLE IV: AREA OF OPERATION

The Party shall be prominently operational in State of Maharashtra. The Party aims at expanding its area of operation in due course and to elevate itself to the entire nation. The Headquarters of the Party shall be at Maharashtra.

ARTICLE V:- ELECTION CONDUCTED BY ELECTION COMMISSION

The Party will contest an election conducted by Election Commission within **5 years of its registration** and thereafter will continue to contest such elections. If the party does not contest elections continuously for six years the party will be taken off the list of registered party .

ARTICLE VI: CONSTITUENTS

- 1) The Party will include the State convention and its Special Sessions and
 - i) Working Committee
 - ii) National Committee
 - iii) State Committee
 - iv) District Committee
 - v) Block Level Committee
 - vi) Subject committees

- 2) The various committees mentioned above shall have their operational area in the manner described below:-
 - i) Working Committee : The Working Committee shall operate as supreme body of the Party. The Working Committee is the core committee of the Party. Decision taken by the working committee would be final.
 - ii) National Committee : National Committee operate for each part of the all States where party exists and any other part in which the Party would become functional in future.

- iii) State Committee : The area of the State Committee shall be the same as that of the State of Maharashtra, at present. In an event, the Party expands itself outside the State of Maharashtra, in other States, similar State Committees and other local Committees shall be established. Every such committee shall have an area similar to the one described and spelt out, for that State in the Constitution of India.
- iv) District Committees : -The District Committees shall be operational for the different districts, as identified in the State of Maharashtra, for all other administrative purposes.
- v) Block Level Committee :- The area of every Block Level Committee shall be equivalent to the respective Taluka, in every District. The Block Level Committee, in other words a Taluka Committee, so formed, shall be subordinate to the District Committee of the respective district.
- vi) Subjects Committees :- The area of a Subject Committee shall be decided by the Working Committee, when it forms such a Subjects Committee, to address a specific issues on youth, minority , women , student , Anti corruption etc. Party President is empowered to create subject committees as per need of the party. Party President has power to appoint president of various subjects committee , for proper implementation on various

subjects . The president of subject committees will have a power to appoint his own committee for proper implementation with prior approval of the president of the party.

ARTICLE VII: TERM OF THE PARTY COMMITTEES

- i) The term of every Committee of the Party and of its office bearers and members shall be four years;
- ii) Party will conduct periodic election of each offices and each office bearer of the party in every four years. The term of each offices and office bearer will not exceeds beyond four years.
- iii) **All Apex Level committees and representative bodies of the party are constituted through democratic election process and no office to be held hereditary or held permanently.** Nomination of the members of such bodies will not exceed 1/3rd of the strength of the committees/bodies .
- iv) The meetings of the District Committees and the State committee's shall ordinarily be held within the time frame as prescribed in Article IX.

ARTICLE VIII : RESERVATION FOR WOMEN AND SCHEDULED CASTE AND SCHEDULED TRIBES

50% of the seats in different Party Committees shall be reserved for women. Not less than 10% of the seats in different

committees shall be filled up through the Scheduled Castes and Scheduled Tribes and other Backward Class and Minorities.

Article IX: CONSTITUTION AND JURISDICTION OF DIFFERENT COMMITTEES

1) Block Level Committee

There shall be a Block Level Committee for each Taluka in a District and shall comprise of all active members of the Party in the said taluka/Block .

A) Block Level Executive Committee:-The Block Level Committee shall have an Executive committee with the following office bearers.

i) President- There shall be a President elected by the Active Members of the Party, who are so enrolled in the respective Talukas. The election shall be conducted in the General Body Meeting, of the Party at the Taluka level, and Active members present at such a meeting Committee shall elect it's President by a majority vote.

ii) There shall be a Vice President for every Block Level Committee, elected by the Active Members of the Party, who are so enrolled in the respective Talukas. The election shall be conducted in the

General Body Meeting, of the Party at the Taluka level, and Active members present at such a meeting Committee shall elect it's Vice President by a majority vote.

- iii) There shall be a General Secretary, Secretaries, a Treasurer, and 9 Executive members in the Executive Body of the Block Level Committee.
- iv) All the office bearers of the Block Level Executive Committee shall be elected by the Active Members of the Party, who are so enrolled in the respective Talukas. The election shall be conducted in the General Body Meeting, of the Party at the Taluka level, and Active members present at such a meeting , shall elect the office bearers and executive members, by a majority vote.

B) Term:

- i) The term of Executive body of the Block Level Committee shall be 4 years.

C) Power & Duties:

- i) The powers and duties of Block Level committee shall be as prescribed by the working committee.

- ii) (a) The President shall oversee the functioning of the block level committee, and the implementation of Party program and policies in the area of the block level committee.

(b) The President shall call special or ordinary meeting through General Secretary. He shall attend and preside over the meeting.

(c) The President shall cast his vote in case of a tie in votes casted by the members, in any such meeting.

(d) In case of misconduct, the President shall communicate to District President, any acts of misconduct by the member in his area.
- iii) The Vice-President shall preside the meeting, in the absence of President and exercise such of the powers and perform such of the duties of the President as the President from time to time.
- iv) (a) The General Secretary of Block Level Committee shall enroll primary and active members at the block level.

(b) The General Secretary of Block Level Committee shall maintain the record of membership of primary and active members at the block level.

- (c) The General Secretary shall yearly reports to the District President , regarding membership and renewal of membership in its area.
- (d) The General Secretary shall send biennial reports to the working committee, regarding programs and policies implemented by the committee.
- v) (a) The Treasurer of Block Level Committee shall collect subscriptions from them, in the manner prescribed.
- (b) The Treasurer shall yearly reports to the District President , regarding collection of membership subscription and contributions from members in its area.
- vi) The Block Level Committee shall be responsible for implementing all the Party programs, at the respective Taluka level. The Block Level Committee shall call monthly meeting of its Executive Body, discuss the Agenda, if any, given by the District Committee for the said month, discuss the action-plan thereof and allot duties and responsibilities of different members of the Executive Body for implementation of such programs and Agenda.
- vii) The Block Level Committee shall submit the quarterly reports of its action, in implementation of the Party Agenda, in the respective Talukas , to the District Committee.

viii) The Block Level Committee shall also hold annual meeting of its general body and prepare a detailed report of the same, after recording minutes of the meeting. Such an annual report shall be submitted to the District Committee.

2) District Committee

A) Area

i) The area of a District Committee shall be coterminous to that of its respective district, as operational for all administrative purposes in the State.

B) Composition

i) Every District Committee shall comprise of the following:

ii) Five active members, elected by secret ballot by each Block/ taluka committee per rules prescribed by Working Committee;

iii) All ex-Presidents of the District Committee who have completed a term of 365 days and have continued to be active members;

iv) Members of the State Committee, who reside in or have been elected from the district;

v) Presidents of the Constituency/ Block Committees, provided that they shall not be eligible to become either President or Secretary of the District Committee;

- vi) Members of the Legislature Parties of the Party, both Central and State, from the district, provided that they are active members;
- vii) Leaders of the Party in Municipal Corporations, Municipalities and District Boards/Zilla Parishads and Pannchayat Samitis in the District, provided that they are active members;

C) District Executive Body

The Executive Body shall comprise of a President and office bearers as mentioned below.

- i) President:- There shall be a President, elected by all the members of the District Committee, and the Taluka/Block level committee- President, present in the General Body meeting, by a majority vote.
- ii) Vice President :- There shall be 2 Vice Presidents, elected by all the members of the District Committee, and the Taluka/Block level Committee-President, present in the General Body meeting, by a majority vote. The 3 Vice Presidents shall be represented, as to ensure a proportional representation of the different Talukas and the Districts.
- iii) General Secretary, Secretary, Treasurer :- There shall be a General Secretary and 3 Secretaries in the same proportion as

that of the Vice President. There shall be 1 Treasurer. The General Secretary, 3 Secretaries and Treasurer shall be elected by all the members of the District Committee, and the Taluka/Block level committee President, present in the General Body meeting, by a majority vote.

iv) Official Spokes-Person

There shall be 3 official Spokes- persons, in the District Committee, nominated by District President .

3) Term:

Terms of the District Committee shall be of 4 years.

4) Powers and Duties

i) The District Committee shall be responsible for implementing all the Party programs, at the respective district level. The District Committee shall call monthly meeting of its Executive Body, discuss the Agenda, if any, given by the State Committee for the said month, discuss the action-plan thereof and allot duties and responsibilities of different members of the Executive Body for implementation of such programs and Agenda.

ii) (a) The President shall oversee the functioning of the District level committee, and the implementation of Party program and policies in the area of the district level committee.

- (b) The President shall call special or ordinary meeting through General Secretary. He shall attend and preside over the meeting.
 - (c) The President shall cast his vote in case of a tie in votes casted by the members, in any such meeting.
 - (d) In case of misconduct, the President shall communicate to State President, any acts of misconduct by the member in his area.
- iii) The Vice-President shall preside the meeting, in the absence of President and exercise such of the powers and perform such of the duties of the President as the President from time to time.
- iv)
 - (a) The General Secretary of District Level Committee shall maintain the record of membership at the district level.
 - (b) The General Secretary shall send yearly reports to the State President , regarding membership and renewal of membership in its area.
 - (c) The General Secretary shall send biennial reports to the Working committee , regarding programs and policies, implemented by the committee.

iii) (a) The Treasurer of District Level Committee shall collect subscriptions from block level committee, in the manner prescribed.

(b) The Treasurer shall send yearly reports to the State President, regarding collection of membership subscription and contributions from members in its area.

iv) The District Committee shall submit the quarterly reports of its action, in implementation of the Party Agenda, in the respective district , to the State Committee.

v) The District Committee shall also hold annual meeting of its general body and prepare a detailed report of the same, after recording minutes of the meeting. Such an annual report shall be submitted to the State Committee.

5) State Committee

A) Area

The area of a State Committee shall be State of Maharashtra.

B) Composition

State Committee shall comprise of the following :

i) Elected Members

a) The members of the executive committee of each District Committee , shall elect one member from amongst the active members of that district, to the State committee. Manner and mode of the election shall be as prescribed.

ii) Ex-officio Members

Following are Ex-officio Members of State Committee:-

- a) Ex-Presidents of the State committee who have completed a term of 365 days and who continue to be Active members;
- b) Presidents of the District Committees provided that they shall not be eligible to become either President or Secretary of the State committee;
- c) Working Committee members who reside in the State;
- d) Members elected by the Legislature Party of the Party at the rate of 5% of the number of State committee members subject to a maximum of 15;

iii) Co-opted Members

The State committee may co-opt not more than 5 members, in an event , it feels that different sections/ areas of the state are not proportionately represented in the Party State committee.

iv) Official Spokes-Persons

There shall be 11 official Spokes- persons, in the State Committee, to be nominated by the State President; amongst them 1 will function as a chief official spokesperson and the other 10 will function subordinate to chief official spokesperson.

v) Executive Body

The Executive Body of the State Committee shall Consist of the following :-

a) President:- There shall be a President elected by the Members of state committee, from amongst themselves. The Presidents of various Districts shall also participate in the above election. The election shall be conducted in the General Body Meeting, of the state committee of Party, inviting all the members in the State committee and all District committee Presidents. Such members present at the General Body meeting shall elect it's President by majority vote.

b) Vice President :- There shall be 29 Vice Presidents elected by the Members of state committee, from amongst themselves . The Presidents of various Districts shall also participate in the above election. The election shall be conducted in the General Body Meeting, of the state committee of Party, inviting all the members in the State

committee and all District committee Presidents. Such members, present at the General Body meeting shall elect 29 vice Presidents, by a majority vote, ensuring a proportional representation of the different Districts.

c) General Secretary, Secretary, Treasurer :- There shall be 29 General Secretary and 29 Secretaries in the same proportion as that of the Vice President. There shall be 1 Treasurer. The General Secretary, 2 Secretaries and Treasurer, shall be elected by the Members of State committee, from amongst themselves. The Presidents of various Districts shall also participate in the above election. The election shall be conducted in the General Body Meeting, of the State committee of Party, inviting all the members in the State committee and all District committee Presidents. Such members, present at the General Body meeting shall elect the office bearers mentioned above by a majority vote.

C) Term

Term of the State Committee and it's Executive Body shall be of 4 years.

D) Annual Fees of State Committee Members

- i) Every member of the State committee shall pay an annual fee , of which 50 % shall be remitted to the Working Committee, as delegate fee and shall collect as prescribe by party (Party may change it according to need and time) for the Party Fund triennially, within 3 months of his/her election to the State committee and deposit it with the State committee and obtain a receipt thereof;
- ii) He/she shall receive a certificate duly signed by a Secretary of the State committee that he/she is a member and has collected Party Fund. Any member, who fails to pay subscription or collect the fund within the period stipulated, shall forfeit the right to exercise the functions of a member including the right to attend any meeting of the State committee till such dues are cleared. The State committee shall forward to Working Committee Office, a certified list of such Members, not later than the date fixed by the working committee in that behalf;

E) Power and Duties

The State Committee shall :

- i) Shall be subordinate to the Working Committee.
- ii) Ordinarily function through the District Committees;

- iii) Subject to the general supervision and control of the Working committee, be in-charge of the affairs of the Party Committees within its own area.
- iv) Submit to the Working committee an annual report of the work done by the Party Organisation in the State including audited balance sheets;
- v) Pay to the Working committee before a date to be fixed by it, the share due to it out of the members' fees as stated above .
- vi) The Working committee may suspend any State committee on its failure to function in terms of the Constitution or in accordance with its direction and form an ad-hoc committee to carry on the Party's work in the State.
- vii)
 - (a) The President shall oversee the functioning of the State level committee, and the implementation of Party program and policies in the area of the state level committee.
 - (b) The President shall call special or ordinary meeting through General Secretary. He shall attend and preside over the meeting.
 - (c) The President shall cast his vote in case of a tie in votes casted by the members, in any such meeting.

- (d) In case of misconduct, the President shall communicate to Disciplinary Committee, any acts of misconduct by the member in his area.
- viii) The Vice-President shall preside the meeting, in the absence of President and exercise such of the powers and perform such of the duties of the President as the President from time to time.
- ix) (a) The General Secretary of State Level Committee shall maintain the record of membership of send by district committee.
- (b) The General Secretary shall yearly reports to the State President , regarding membership and renewal of membership in its area.
- (c) The General Secretary shall send biennial reports to the working committee, regarding programs and policies implemented by the committee.
- x) (a) The Treasurer of State Level Committee shall collect subscriptions from District level committee, in the manner prescribed.
- (b) The Treasurer shall yearly reports to the State President , regarding collection of membership subscription and contributions from members in its area.

- 6) National committee
 - i) National committee shall have an Executive body , with the Party President as its President . Besides there shall be a vice president, General secretary , Secretary, Joint Secretary and a Treasurer , in the executive body.

A) Power and Duties

The National Committee shall :

- i) Shall be subordinate to the Working Committee.
- ii) Ordinarily function through the State Committees;
- iii) Subject to the general supervision and control of the Working committee, be in-charge of the affairs of the Party Committees within its own area.
- iv) Submit to the Working committee an annual report of the work done by the Party Organisation in the State including audited balance sheets;
- v) Pay to the Working committee before a date to be fixed by it, the share due to it out of the members' fees as stated above .
- vi) The Working committee may suspend National and any State committee on its failure to function in terms of the Constitution or in accordance with its direction and form an ad-hoc committee to carry on the Party's work in the State.

- vii) (a) The President shall oversee the functioning of the National level committee, and the implementation of Party program and policies in the area of the National level committee.
- (b) The President shall call special or ordinary meeting through General Secretary. He shall attend and preside over the meeting.
- (c) The President shall cast his vote in case of a tie in votes casted by the members, in any such meeting.
- (d) In case of misconduct, the President shall communicate to Disciplinary Committee, any acts of misconduct by the member in his area.
- viii) The Vice-President shall preside the meeting, in the absence of President and exercise such of the powers and perform such of the duties of the President as the President from time to time.
- ix) (a) The General Secretary of National Level Committee shall maintain the record of membership of send by State committees.
- (b) The General Secretary shall yearly reports to the National President , regarding membership and renewal of membership.
- (c) The General Secretary shall send biennial reports to the working committee, regarding programs and policies implemented by the committee.

x) (a) The Treasurer of National Level Committee shall collect subscriptions from all state and District level committee, in the manner prescribed.

(b) The Treasurer shall yearly reports to the President , regarding collection of membership subscription and contributions from members.

(c) The Treasurer shall yearly reports to the President , regarding the donations received by the party.

7) Working Committee

A) Constitution

The Working committee shall Consist of a Chairman and 11 members . The Party President, shall function as the ex-officio chairman of the working committee. The 11 members of the working committee , shall be Elected by majority vote, by state committee and 1/3 will be nominated by the president.

B) Powers and Duties

The working committee shall have the power :

i) To frame rules for the proper working of the organization. Such rules shall, as early as possible, be circulated amongst the various subordinate committee.

- ii) To issue instructions not inconsistent with the Constitution and frame rules in all matters not otherwise provided for;
- iii) To superintend, direct and control all state committee's/UTCs and Subordinate Committees as well as the Reception Committees.
- iv) To take such disciplinary action as it may deem fit against a Committee or an individual member;
- v) In special case, to relax application of provisions, to resolve conflicting situations.
- vi) The working committee shall have the accounts of the state committee audited annually by an auditor or auditors appointed by the state committee every year;
- vii) The working committee shall fix the date by which the formation of Subordinate and District Committees and state committee shall be completed.
- viii) To meet any special situation, the working committee shall have the power to take such action in the interest of the Party as it may deem fit; provided however that if any action is taken

which is beyond the power of the working committee as defined in this Constitution, it shall be submitted as early as possible to the state committee for ratification but not later than six months.

ARTICLE X :- PARTY PRESIDENT

There shall be a President of the Party called as a Party President. He shall be the overall President of the Party, irrespective of the committees. He shall be elected by the following, by a majority vote, at a special meeting called by the Working committee for the said purpose:

- i) All members of the Working Committee.
 - ii) Members of the all state committees of the Party.
- A) Eligibility

A Candidate having the support of at least 1/10th of the electorate prescribed for electing the Party President, shall be eligible to contest the post of Party President.

- B) Term

The term of the Party President shall be of 4 years.

- C) Power and Functions

The Party President Shall :-

- i) Strive to direct all members of the Party to achieve the objectives of the party ;
- ii) Ensure discipline amongst all members of the Party;
- iii) Exercise general supervision and control over all the affairs of the Party committees;
- iv) Exercise all other power and assigned to him in various other Articles.

D) Resignation

- i) Party President , before expiry of term , He may resign from the post , by giving resignation letter to working committee . Working committee may call a immediate meeting of committee members within period of 7 days . Working committee may accept or reject the application for resignation by 2/3 majority of present and voting .
- ii) Working committee , after acceptance of resignation of party president, may appoint Incharge –Party president , for period 6 months by 2/3 majority of working committee members . The period of Incharge –Party president may not be extendable for period of 1 year.

ARTICLE XI : CO-OPTED MEMBERS

The Working Committee and Executive Committee at the State level and the concerned Executive Committees, at the lower levels may co-opt upto 15% of the total membership of the state committee and other lower committees respectively as per rules Prescribed by the working committee. The co-opted members at the state committee and lower levels shall not exercise any voting right in any organisational election, nor shall they contest any election in the organisation. However, no person who is a co-opted member shall be debarred for that reason from seeking election, to full membership of any Committee in the normal manner.

ARTICLE XII:- EX-OFFICIO MEMBERS

- i) All members of the Party elected to Panchayat/Nagar Palikas, Legislative Assemblies, Legislative Councils, Lok Sabha and Rajya Sabha, shall be ex-officio Members of the Party Committees at the corresponding levels of the Party.
- ii) Any member of any higher committee of the Party, who resides within the jurisdiction of any committee, subordinate to that committee or elected by any committee to any higher committee,

shall be member of that lower committee and will have full rights and privileges as any other member of the concerned committee.

ARTICLE XIII:- NOMINATED MEMBERS

- (i) The working committee of the Party shall have the power to nominate certain members to different committees of the Party , as specified in the constitution of different Party committees.
- (ii) The nomination of members to such bodies shall be in the proportion provided in the respective articles regarding constitution of different Party committees, such that the number of nominated members shall not exceed 1/3rd of strength of the Committee or Body .

ARTICLE XIV: BASICS OF RULES OF CONDUCT OF BUSINESS

A) Meetings of Committees

All committees of the Party, may meet as often as may be necessary, but three months shall not intervene between its last meetings and the date of its next meeting.

B) Notice of Meeting

- i) A chairman/ President as the case may be , shall fix the date and time of meeting of the committee.
- ii) The General Secretary shall under the orders of the chairman/President , cause a notice convening and ordinary or special meeting , to be prepared and to be pasted on the official notice board of the Party office , of the said the area. Such a notice shall also be published on the official website of the Party
- iii) Seven clear days of ordinary meeting , and three clear days notice of a special meeting, specifying the time and date at which such meeting is to be held and the business to be transacted there at , shall be circulated to the members of the committee.
- iv) The notice of any meeting adjourned shall be pasted on the notice board of the Party office in the said area and it shall be deemed to be sufficient notice of the adjourned meeting.

C) Order of Business

Order of business of every meeting shall be arranged by the secretary of the committee under instruction from the chairman/ President.

D) Attendance Register

An attendance register shall be maintained showing the names of all the members of the committee. It shall be placed in the meeting hall at the commencement of each meeting and every member attending the meeting reply committee shall sign his name in the register as soon as he enters the meeting hall.

E) Quorum

- i) The quorum for all committee/Executive meetings shall be 1/3 of the strength of the said committees .
- ii) A Meeting adjourned for lack of quorum will meet again to transact the same business.
- iii) Every meeting shall be presided over by the President, or if he be absent, by the vice President and if both the President and vice President is absent, by one of the office bearer present as may be chosen by meeting to be chairmen of the meeting

F) Decision Making

All questions shall be decided by majority of votes of the members present and voting, the presiding authority having the second or casting vote in all cases of equality of votes.

G) Minutes

The minutes of the meeting shall be signed by the presiding authority and shall be read out by it at the end of the meeting.

ARTICLE XV : DISCIPLINE

i) For the purpose of maintaining discipline amongst Party members and among Party Committees, a State Disciplinary Committee, shall be appointed by the working committee at the state level, to exercise disciplinary control over all the Party members and office bearers.

ii) Over and above the disciplinary proceedings against the individuals involved, the disciplinary committee may impose the punishment of Supersession or dismissal of the Party Committee, on such Party Committees which are involved in anti-Party activities. Rules relating to Disciplinary Committees shall be formed by the Working Committee.

iii) Censor, reprimand, suspension of membership for a term of not more than three years and expulsion, shall be the penalties imposed on members, who engage themselves in the following misconduct.

(a) Violation of the Constitution or Rules of the Party;

(b) Denigration of the status of Party membership;

(c) Infraction of the political ethics and guidelines of the Party;

(d) Any other action detrimental to the interest of the Party.

(e) A member who is expelled from the Party, on the decision of the Disciplinary Committee shall have the right of appeal to the working committee;

iv) Details of the Disciplinary proceedings shall be laid down in the procedural rules to be made by the working committee.

ARTICLE XVI : FINANCE AND AUDIT

i) There shall be established a Fund of the Party into which shall be deposited all membership fees and subscriptions, contributions, sale proceeds of journals or other publications and State subsidies, if any. All the expenses of the Party shall be met from this Fund.

ii) The Party fund shall be deposited in any one of the nationalized Banks. The account shall be opened in the Bank, in the name of the Party, which shall be operated jointly by any two, out of the following three Office-Bearers, namely the President, Treasurer and one of the General Secretaries, as authorized by the President, of the Party. The above three authorized persons will have the right to apply for and to avail of any loan required for any Party work from any Bank, for and on behalf of the Party.

- iii) The Party will submit its annual financial return to the commission within six months of the end of each financial year and the audit of the party accounts will be conducted by an auditor empanelled with CAG.
- iv) The Financial Year of the Party shall be from 1st April to 31st March.
- v) The State committee and the District Committee's shall have one or more auditors. Details of audit shall be laid down in the Rules to be established for the purpose by the working committee.
- vi) The fund of the party will be used for political purpose only and the party will abide by the instruction issued by commission from time to time in the maintenance of its accounts.

ARTICLE XVII : DELEGATES TO THE STATE CONVENTION

All members of the District and State Committee, shall be delegates to the State Convention of the Party.

ARTICLE XVIII : PARLIAMENTARY BOARD

The working committee shall set up a Parliamentary Board consisting of the President and nine other members, one of whom will be the Leader of The Party in the Legislative Assembly , for the purpose of regulating and coordinating the Parliamentary activities and shall frame rules in that behalf.

ARTICLE XIX : VACANCIES

- i) The office of a delegate or a member of any Committee or Board constituted under this Constitution, shall be vacated by resignation, removal, or death;
- ii) All vacancies shall, unless otherwise provided for, be filled in the same manner in which the vacated member was chosen and the member so elected shall hold office for the unexpired term of the seat vacated;
- iii) In the absence of any provision to the contrary, a Committee or Board, once it is properly constituted shall not become invalid by reason of any vacancy on it.
- iv) In case, party president resigns from the post before expiry of term , then working committee may appoint party president till election of new president .

ARTICLE XX : AMENDMENT OF THE CONSTITUTION

The Constitution can be amended, altered or added to (except Article II), only by the State Convention (General Body Meeting) of the Party. When the State Convention is not in Session, the state committee shall, however, have the authority, except in regard to Article 2 (the Objectives) to amend, alter or add to the Constitution if so desired by the working committee provided that no such addition, alteration or amendment shall be made by the state committee, except by a majority of two-third of members present and voting, at a meeting held specially for this purpose, after due notice of the proposed changes have been given to each member, at least one month prior to the date of such a meeting. The changes made by the state committee shall be placed before the next State Convention (General Body Meeting) for ratification but they may come into operation even before ratification from such date as may be prescribed by the State committee.

ARTICLE XXI: SCRUTINY OF MEMBERSHIP

The State Election Authority shall arrange for scrutiny of membership through the District Election Authority. Appeals regarding scrutiny of members will be disposed of by the Election Authority. The State Election Authority will appoint Scrutiny Committees at the appropriate levels.

ARTICLE XXII : ELECTION DISPUTES

The State Election Authority will take such steps as necessary to conduct the organizational elections in a free and fair manner. Any election dispute shall be adjudicated by the District Election Authority. All appeals against the decisions of the District Election Authority shall be disposed of by the State Election Authority.

ARTICLE XXIII : ELECTION MACHINERY

- i) The working committee shall set up a Central Organizational Election Authority of the Working Committee comprising of not less than three nor more than five members, one of which will be Chairman of such Authority. Apart from conducting the organizational election, the Authority will also supervise and oversee enrolment of members for organizational elections. The Authority will also finalize the calendar of elections starting from enrolment of members up-to the stage of completion of elections;
- ii) The Chairman of the Central Election Authority will be the Ex officio Returning Officer to conduct elections to the Offices of the Party President and the members of the Working Committee. The Ex officio Returning Officer shall not be eligible to contest the

elections, for any post or office of the Party for which he is conducting elections. But nothing shall prevent him from being nominated to any office or post of the Party.

- ii) The Central Election Authority shall appoint a State Election Authority at State level comprising of not less than three and not more than five members, one of which will be the Chairman of the Authority. The term of office of the Election Authority will be three years. The Central Election Authority shall appoint the State or Territorial Returning Officer;
- iii) For the smooth conduct of the organizational elections, the Central Election Authority will make necessary rules and regulations;
- iv) The State Returning Officer shall conduct the Party elections in the State. He/she shall, in consultation with the Executive of the state committee's or UTCs and District Committees, appoint District Returning Officers and such other officers as may be necessary for the proper conduct of elections in the State or Territory. He/she shall also perform such other functions as are allotted by the Central Election Authority from time to time;
- v) The State Returning Officer shall hold office ordinarily for one term but will continue till a new State Returning Officer is

appointed or is removed from office in accordance with the rules framed in this behalf by the Central Election Authority.

ARTICLE XXIV: MERGER AND DISSOLUTION PROCEDURE

- i) The Party has the status of a legal person. In case of a merger or dissolution of the Party , working committee may call for the National convention and proposal of dissolution/merger shall have to be passed with 2/3 majority of convention and quorum shall be 50% of total membership of convention . National convention will be consist of All working committee members, National Executive Committee members, All state Executive committee members.
- ii) Such a resolution, before being presented in such a special meeting , ought to have been circulated in all the committees subordinate to the working committee and the opinions of the executive body of such subordinate committees , ought to be presented in the special meeting mentioned in clause (i).