

No.A-12023/2/2009-Ad.IV
Government of India
Ministry of Corporate Affairs

'A' wing, 5th Floor,
Shastri Bhawan,
Dr. R.P. Road,
New Delhi-110001

Dated the June 30, 2009

To

1. Secretary to Government of India, All Ministries/Departments of the Government of India.
2. All Chief Secretaries to the State Government/Union Territories
3. All RDs/RoCs/OLs.
4. All High Courts.
5. Secretary, Company Law Board, New Delhi.
6. MRTP Commission/DGI&R, New Delhi.
7. All officers at the Headquarters of the Ministry of Corporate Affairs, New Delhi.

Sub: Filling up the posts of **Member (Judicial)** and **Member(Technical)** in the Company Law Board – inviting applications for.

Sir,

I am directed to state that applications are invited in the format given in **Annexure-1** for the following posts of Members, Company Law Board:-

- (i) Member(Judicial)-3 posts (2- UR category and 1-SC category)
- (ii) Member (Technical)-2 posts(1-SC category and 1-UR category)

The selected candidates will be required to serve at any of the four places viz. Delhi, Mumbai, Kolkata and Chennai depending on the requirement and would have no choice of station.

2. As per the company Law Board (Qualifications, Experience and Other conditions of service of Members) Rules, 1993, a person shall not be qualified for appointment as **Member (Judicial)** unless he/she:-

- (a) has, for at least ten years, held a Judicial Office in the territory of India; or
- (b) has, for at least ten years, been an advocate of High Court, or has partly held judicial office and has been partly in practice as an Advocate for a total period of ten years; or

- (c) is, or has been, a Member of the Central Company Law Service (Legal Branch)/ Indian Company Law Service (Legal Branch) and is holding, or has held a post in Senior Administrative Grade in that service for at least three years; or
- (d) is, or has been, a Member of the Indian Legal service and is holding, or has held a post in Grade-I of that service for at least three years.

3. A person shall not be qualified for appointment as **Member (Technical)** unless he/she:-

- (a) is, or has been, a Member of the Central Company Law Service (Accounts Branch)/Indian Company Law Service(Accounts Branch) and is holding, or has held a post in Senior Administrative Grade in that service for at least 3 years; or
- (b) is, or has been, a Joint Secretary to the Government of India under the Central Staffing Scheme or any other post under the Central Government carrying a scale of pay which is not less than that of Joint Secretary to the Government of India, for at least 3 years and has adequate knowledge and experience in dealing with the problems relating to Company Law; or
- (c) is, or has been, for at least 15 years in practice as a Chartered Accountant under the Chartered Accountants Act, 1949(38 of 1949); or
- (d) is, or has been for at least 15 years in practice as a Cost Accountants under the Cost and Works Accountants Act,1959(23 of 1959); or
- (e) has, for at least 15 years, working experience as a Secretary in whole time practice as defined in clause (45-A) of Section 2 of the Companies Act, 1956(1 of 1956) and is a Member of the Institute of Company Secretaries of India constituted under the Company Secretaries Act, 1980(56 of 1980).

4. A person shall not be eligible for appointment as Member unless he/she has completed the age of forty five years as on the last date of receipt of application.

5. The Member will draw his pay in the Pay Band of Rs.37400-67000/- with Grade Pay of Rs.12000/- and in addition, allowances as admissible. Person selected, if already in Government Service, will have to seek retirement before he/she is appointed as Member, Company Law Board.

6. Every Member shall hold the office till he/she attains the age of 62 years or till the constitution and operationalisation of the National Company Law Tribunal (NCLT), whichever is earlier.

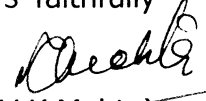
7. The persons selected will have to be declared medically fit by a Medical Board to be constituted by the Central Government for the purpose, unless he/she has already been declared fit by the equivalent authority.

8. Applications of the persons already in Government service should be forwarded through proper channel. The forwarding authorities should also certify that the entries in the application have been verified from the records and found correct, and that no disciplinary/vigilance proceedings are either pending or contemplated against the officer

as well as no major/ minor penalties imposed on the officer during the last ten years. The forwarding authorities should enclose the up-to-date Confidential Report dossiers of the applicant.

9. Applications in the format given in **Annexure-1** duly completed should reach the undersigned **within 45 days from the date of its publication in "Newspapers"**.

Yours' faithfully



(V.K.Mehta) 30/6/09

Under Secretary to the Government of India

Tel.No.011-23073017

FORMAT OF APPLICATION FOR THE POST OF MEMBER (JUDICIAL/TECHNICAL), COMPANY LAW BOARD

1.	Name of the post applied for: (i) Member(Judicial) (ii) Member(Technical)	
2.	Name in full(IN BLOCK LETTERS)	Attested copy passport size photograph to be pasted here.
3.	Date of birth	
4.	Father's Name	
5.	Whether SC/ST/OBC/Others (Attested copy of the relevant certificate to be attached, if applicable)	
6.	Present Address (Telephone/Fax Number/e-mail) For the purpose of communication.	
7.	Home Town and Permanent Address (Telephone /Fax Number)	
8.	Present occupation/Profession/Service	
9.	Scale of pay/ Monthly income/ Emoluments	
10.	Educational Qualification stating year, class and ranks obtained (only attested copies of Degree/ Diploma to be attached)	
11.	State the relevant eligibility criteria satisfied – Para 2 (a) to (d) and para 3 (a) to (e)	
12.	Details of present and previous employment, post held specially from the first post held to the present post indicating periods (joining and leaving date), nature of employment, basic pay excluding allowances drawn etc. separately for each post held (if required enclose a separate sheet).	
13.	Details of professional career e.g. date of enrolment and period and place (Court) of Practice as an Advocate, date of registration as an Advocate; date of registration and period of practice as Chartered Accountant; date of registration and period of practice as Cost Accountant; date of registration and	

	period of practice as Company Secretary (Attested copies of relevant supporting documents to be enclosed)	
14.	Period of Notice required for joining the post	
15.	Names & Addresses of two referees in responsible positions (Not being relatives) in case of candidates not in Government Service (Testimonials from them to be attached).	
16	Any other special, qualification or experience or publication to the applicant's credit.	

It is certified that the information furnished above is correct and that in the event of my selection I shall resign or seek retirement (if already in government service) before my appointment as Member, Company Law Board.

I understand that in terms of the Companies (Second Amendment) Act, 2002, the Company Law Board is to be replaced by a new Body known as the National Company Law Tribunal and it does not provide for continuity of service of Members of the Company Law Board in the National Company Law Tribunal. I am submitting the application fully understanding that my tenure as a member of the Company Law Board shall terminate with the constitution of the National Company Law Tribunal (i.e. date of issue of first notification of appointment of member(s) of the NCLT) and that I shall have no claim to continuity of service under the new dispensation nor shall I have any claim to any compensation on this account.

Place:-
Date:-

(Signature with date)

Name:
Address:
Tel No:
Fax No.:
E-mail: