

NoA-12023/1/2011-Ad.IV
Government of India
Ministry of Corporate Affairs

9774
Date 21/6/2011

'A' Wing, 5th floor, Shastri Bhawan,
New Delhi-110001
Dated ...10... June, 2011

Date 21 Month 6 Year 11

To RM Section Officer
Index Branch

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.
6. Competition Appellate Tribunal
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-I for the following posts of Members, Company Law Board:-

- (i) Judicial Member- 1 (one) Post (Un reserved)
- (ii) Technical Member-2 (two) Posts (01-Un reserved, 01 reserved for SC)

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 Judicial Member 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.

A CVD Br
Immediate.

Reg. Gen.
21/6/11

R 5035
22-6-11

3. A person shall not be qualified for appointment as Technical Member 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 three 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 three 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 fifteen 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 fifteen years in practice as a Cost Accountant under the Cost & Works Accountants Act, 1959 (23 of 1959); or
- (e) has, for at least fifteen years, working experience as a Secretary in whole time practice as defined in clause (45A) 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 HAG+ Rs.67000-(annual increment @ 3%) Rs.79000/- and in addition, allowances as admissible. Persons 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 office till he/she attains the age of sixty-two 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-I duly completed should reach to Shri Jaikant Singh, Director, Ministry of Corporate Affairs, 'A' Wing, 5th floor, Shastri Bhawan, New Delhi-110001 latest by 19th July, 2011. The application may also be downloaded from the Ministry's website at www.mca.gov.in and Company Law Board's website at www.clb.gov.in.

Yours faithfully,


(J.B. Kaushish)

Under Secretary to the Govt. of India

Tel: 23387939

FORMAT OF APPLICATION FOR THE POST OF MEMBER, COMPANY LAW BOARD

1.	Name in Full (IN BLOCK LETTERS)		Attested copy of passport size photograph to be pasted
2.	Post applied for: (a)Member (Judicial) (b)Member (Technical)		
3.	Date of Birth		
4.	Father's Name		
5.	Whether SC/ST/OBC (Attested copy of the relevant certificate to be attached)		
6.	Present Address (Telephone/Fax Number) (For the purpose of communication)		
7.	Home Town and Permanent Address (Telephone/Fax Number)		
8.	Present occupation/Profession/Service		
9.	Monthly income/Emoluments		
10.	Educational Qualifications 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 & Address 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 qualifications 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 National Company Law Tribunal (i.e. date of issue of first notification of appointment of Member(S) of 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: _____