

Constitution of the

**NATIONAL
PEOPLE'S
PARTY**

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ARTICLE 1: NAME OF THE PARTY

The name of the Party shall be 'National People's Party'.

ARTICLE 2: PRINCIPLES, AIMS AND OBJECTIVES

The National People's Party shall bear true faith and allegiance to the Constitution of India as by law established and to the principles of socialism, secularism and parliamentary democracy and would uphold the sovereignty, unity and integrity of India and shall endeavour:

- i. To ensure all citizens justice, social, economic & political.
- ii. To ensure all citizens liberty of thought, expression, belief, faith and worship.
- iii. To ensure all citizens equality of status and of opportunity.
- iv. To promote amongst citizens fraternity assuring the dignity of the individual.
- v. The Party shall not yield from working for the interests and welfare of the backward and oppressed and from protecting constitutional rights of the Scheduled Castes, Scheduled Tribes and Other Backward Classes and security and prosperity of the people of India.
- vi. The Party is committed to uphold, preserve and promote the age-old traditions, customs and rich cultural heritage of different ethnic communities of the Union of India who have been living in perfect communal harmony down through the ages. There should be recognition and encouragement of diversity of cultural expression and way of life of ethnic communities.
- vii. The National People's Party will work for the well-being and advancement of the people of India, by peaceful

and constitutional means, of a Socialist State based on Parliamentary Democracy in which there is equality of opportunity and of political, economic and social rights and which aims at world peace and fellowship.

ARTICLE 3: FLAG

The flag of the National People's Party shall consist of three colours: Yellow (Hex Code #FFCC00/RGB: 255, 204,0) on the top, Lime Green (Hex Code #AEF35A/RGB: 68.24, 95.29, 35.29) on the bottom and White (Hex Code #ffffff/RGB: 100, 100, 100) at the centre with the election symbol of the Party, i.e. 'BOOK' printed in Black (Hex Code #000000/RGB: 0, 0, 0, 0). The flag sample is printed on the back cover of this Constitution for reference.

ARTICLE 4: COLOUR AND SYMBOL

The colour Yellow represents:

- *Enlightenment* to always guide us in our service to the people.
- *Intellect* towards allaying fear and ignorance.

Green represents:

- *Prosperity* to always strive towards the path of growth and development.
- *Self-reliance* to empower people so that one may live with dignity and pride.

White represents:

- *Transparency* leading to accountability and integrity.

The symbol 'BOOK' symbolises Wisdom, Understanding and Knowledge for all.

ARTICLE 5: MEMBERSHIP

I. Primary Membership:

Any person interested to become a primary member also referred to as member of the party shall have to fulfill all the following conditions:

- a. Should be of the age of 18 years or above, of sound mind and solvent.
- b. Should accept and subscribe in the form as prescribed by the National Committee of the party as spelt out in Article (2) from time to time.
- c. Should pay a triennial membership fee of Rs. 5/- only.
- d. Should not be a member of any other Political Party registered with the Election Commission of India.
- e. Should not be convicted of offence involving moral turpitude. Past convictions for any other offence which punishment has already been undergone shall not bar a person from taking membership of the party.
- f. No person shall be eligible to become a primary member of the party except at his/her permanent place of residence or where he/she carries on his/her usual vocation.
- g. No person shall be enrolled as a member at more than one place.
- h. A member's place of membership shall not change except on representation given in writing to the concerned District Executive Committee (DEC) and on the acceptance of such representation by DEC after approval of the State Executive Committee (SEC).

- i. Permanent register of primary members shall be maintained, within their jurisdiction, by the Block Executive Committee (BEC)/Constituency or other subordinate Committee and copies thereof being sent to District Executive Committee and the State Executive Committee concerned and also to the Central Executive Committee by the end of each year.
- j. The triennial subscriptions paid by primary and active members shall be distributed in the following ratio between the various Committees, constituted under this Constitution.

National Committee -	10%
State Executive Committee -	25%
District Executive Committee -	25%
Block Executive Committee -	40%

II. Active Membership:

The following categories of persons who are Primary Members are eligible to be Active Members:

- a. Members of the Panchayat, Zila Parishads, District Councils, Block Development Committees, Notified Area Committees, Town Area Committees, Municipal Corporations, other local bodies, State Legislatures and Parliament.
- b. Those who are actively connected with such organizations as are recognized for the purpose by the National Committee.
- c. Any other person approved by the President of the Party.
- d. A primary member, after enrolling a minimum of 20 Primary Members triennially.
- e. Every Member shall pay Rs 100/- towards the fee for registration as an Active Member.

- f. Every Active Member shall make a declaration in form as prescribed by National Committee under his/her signature and fulfill the conditions mentioned therein.
- g. No person shall be considered for election on party ticket to the Parliament, State Legislatures and/or Local Bodies unless he/she is an Active Member.
- h. Permanent Register of Active Members shall be maintained by the Block/District Executive Committee. A copy of the permanent Register duly certified by the Block/ District Executive Committee shall be made available to the State Executive Committee. The District/Block Executive Committees may issue identity cards with photographs of the members pasted on the cards under the signature of the concerned District/Block President.
- i. The State Executive Committee shall supply a copy of the permanent Register of Active Members within their jurisdiction to the office of the National Committee and keep it informed of any changes there in from time to time; or as may be notified by the President.
- j. The Register shall contain the full name, occupation, place of residence with the name of polling station and date of enrolment of every member.
- k. Membership shall cease by death, resignation, removal, non-payment of contribution and non-renewal of membership, taking membership of any other party, insanity and insolvency.

III. Term:

- a. The term of primary membership shall be from the date of enrollment as member up to 31st December of the subsequent third year.

- b. The term of every active member shall be three years from the date of becoming an active member and every active member must recruit during his term at least 20 primary members to continue to qualify as Active Members.
- c. Notwithstanding Clause (b) above, the office bearers of the Party and its various Committees, once elected or nominated, will continue to be active member of the party till they are relieved from the office or the post of the office bearers.

IV. RENEWAL OF PRIMARY/ACTIVE MEMBERSHIP

- a. A member has to get his membership renewed after the expiry of term specified in Clause (III) above.
- b. The renewal of primary membership shall be deemed to have been completed by depositing the membership subscription together with the application for renewal of membership by an eligible person.
- c. Active Membership may be renewed on the approval of membership renewal application duly filled in.

ARTICLE 6: COMMITTEES OF THE PARTY

The Party shall have following six committees:

- i. National Committee (NC)
- ii. Central Executive Committee (CEC)
- iii. State Executive Committee (SEC)
- iv. District Executive Committees (DEC)
- v. Block Executive Committee (BEC)
- vi. Polling Station Committee (PSC)

ARTICLE 7: TERM OF THE PARTY COMMITTEES:

- i. The term of every Committee of the Party, its office bearers and members shall be **3 (Three)** years from the date of election/ nomination as the case may be.
- ii. In case the election is not held before the term of any of the Committees coming to an end, the term can be extended by the 'competent authority' or an interim President may be appointed by the competent authority to discharge the functions of the Committee till the election of the new Committee.
- iii. The competent authority in reference to Clause (ii) above shall be as follows:
 - a. National President qua the National Committee; and
 - b. National President qua the State Executive Committee; and the
 - c. State Executive Committee qua the DEC, BEC and PSC.

ARTICLE 8: MEETINGS / SITTINGS OF THE COMMITTEES:

- i. A Meeting of the Committees held through circulation or with the aid of electronic media such as video conferencing (for example -Skype) shall be a valid meeting.
- ii. The Party shall maintain Minutes of all the Meetings of all its Committees as provided in the Constitution.
- iii. National Committee meeting shall be held at least once in every three months (quarterly).
- iv. Central Executive Committee meeting shall be held once in every six months (half-yearly). An emergency meeting of the CEC can be called by giving a 24 hour notice and ordinary meeting by giving a 15 day notice.

- v. State Executive Committee meeting shall be held at least once in every six months (half-yearly). An emergency meeting of the SEC can be called by giving a 7 day notice and ordinary meeting by giving a 15 day notice.
- vi. District and Block Committee meetings shall be held at least once in every three months (quarterly).
- vii. In case of urgent matters, including matters which may have implications for the party organization, an emergency meeting or sitting of any of the above-mentioned Committees may be held at any point of time with the approval of the National President or his/her nominee.
- viii. In case of urgent matters of like nature at the State Level, an emergency meeting of the State Executive Committee may be held on the request of the State President for the state concerned and will require prior approval or ex-post facto approval of the National President or his/her nominee or else it shall be deemed invalid. The District Executive Committee or Block Executive Committee, as the case may be, shall be eligible to hold emergent meetings and decisions in such meetings are subject to ratification of State President of the Party and decisions of these Committees ratified ex-post facto by the State President shall be valid decisions.
- ix. The Convenor of the meetings of these Committees shall be the General Secretary/Secretaries of the concerned Committee, as the case may be.
- x. The meetings of the Committees shall be chaired by their respective Presidents, as the case may be, and in their absence the respective Convenors shall chair the meetings of these Committees.
- xi. All decisions at all levels in any meeting of the Committees shall be taken by consensus, failing which by a majority vote except as otherwise provided in the constitution.

- xii. In case of no meetings of a DEC and BEC is held even once in six months, the Committees will automatically become inactive. If a DEC or BEC becomes inactive, the SEC will have the power to dissolve that Committee after giving it an opportunity to explain.

ARTICLE 9: ORGANIZATIONAL STRUCTURE

9.1 Composition of Polling Station Committee (PSC).

A PSC shall cover an area as may consist of a Polling Station as specified by the Election Commission or as prescribed by the State Executive Committee.

A. The PSC shall consist of:

- i. The PSC shall consist of primary members of the concerned Polling Station area and shall not be formed unless there are minimum 20 members in that Committee.
- ii. 2 (two) members will be elected as the President and Secretary respectively by the active and primary members of each polling station belonging to those polling stations or villages. These two members shall have voting rights to the election of the BEC.
- iii. Any other person who may be approved by the Block or District Executive Committee.

B. Powers and Functions of the PSC:

The PSC, within its jurisdiction, shall have the power to:

- i. Deliberate and decide on any issue or action to further the objectives of the party.
- ii. Recommend applications for Active Members and submit the same to the State Executive Committee.

- iii. Each Committee shall deposit the membership fee and other funds with the State Treasurer and keep the record of the same.
- iv. These Committees shall function under direct supervision of the State Executive Committee.
- v. These Committees shall carry out the directions issued from time to time by the National Committee or the State Executive Committee.

9.2 Composition of Block Executive Committee (BEC).

A BEC shall cover an area under its jurisdiction which is analogous to the legislative assembly constituency area or as prescribed by the State Executive Committee.

A. The BEC shall consist of:

- i. 1 President, 1 Working President, 2 Vice-Presidents, 3 General Secretaries, 1 Treasurer, 5 Secretaries and a maximum of 50 Executive Members.
- ii. 1 (One) member from each Polling Station/Area of the concerned Block shall be nominated as Executive Member, subject to a maximum of 50 executive members where at least 5 of whom shall be women.
- iii. The President and Secretary from each PSC will vote for election to the post of the President, 3 General Secretaries and Treasurer of the BEC. The rest of the Executive Members of the BEC shall be nominated by the newly elected President of the BEC.
- iv. Members of the Party elected as members of Municipalities, District Board, Zila Parishad, Janpads, Municipal Corporations of the District who are residents of that Block.

- v. Members of any Legislative body i.e., State Legislature or Parliament ordinarily residents of that Block.
- vi. Members co-opted as per rules provided by NC.
- vii. Any other person who may be approved by the State or District Executive Committee.
- viii. The tenure of the BEC shall be for 3 years.

B. Powers and Functions of the BEC:

- i. Block Executive Committee shall organize and coordinate the activities of the Party at the Block Level and shall raise public issues affecting more than one Local Executive Committee in that Block.
- ii. A Block Executive Committee shall exercise such powers and discharge such other functions as are assigned to it by the Party.
- iii. The members of a Block Executive Committee shall elect from amongst themselves or from amongst Active Members in that Block, one Convenor and one Joint Convenor (out of which at least one shall be a woman) by consensus, failing which by voting in the presence of a representative of the District Executive Committee.
- iv. Each Committee shall deposit the membership fee and other funds with the State Treasurer and keep the record of the same.
- v. These Committees shall function under direct supervision of the State Executive Committee.
- vi. These Committees shall carry out the directions issued from time to time by the National Committee or by the State Executive Committee.

9.3 Composition of District Executive Committee (DEC).

A DEC shall usually cover one District or an area as prescribed by the State Executive Committee in consultation and with approval of National Committee (NC).

A. The DEC shall consist of:

- i. 1 President, 1 Working President, 3 Vice-Presidents, 5 General Secretaries, 1 Treasurer, 10 Secretaries, 3 Spokespersons.
- ii. The tenure of District Executive Committee shall be of 3 years.
- iii. For executive members, the DEC shall have a minimum of 3 (three) members from the concerned constituency and not more than 21 executive members where at least 5 of whom shall be women.
- iv. 10 delegates from each BEC shall elect the President, General Secretaries and Treasurer of the DEC.
- v. Members of any legislative body i.e., State Legislature or Parliament ordinarily resident of that District. The DEC will have one representative from each block of the District.
- vi. The District Executive Committee may co-opt up to 5 members in order to give fair representation to disadvantaged social groups, such as SCs, Backward Classes and Minorities, in case any of these groups is underrepresented. If the co-opted members are not already Active Members of the Party, they shall be deemed to be Active Members of the Party as soon as they are co-opted and shall have all the rights of elected members of the Executive. All co-opted members must meet the qualification requirements laid down for Party Members and will need to be ratified by the State Executive Committee with the approval of the National President or his/her nominee.

B. Powers and Functions of the DEC:

- i. District Executive Committee shall organize and coordinate the activities of the Party at the District Level and shall raise public issues affecting more than one Block Executive Committee in that district.
- ii. A District Executive Committee shall exercise such powers and discharge such other functions as are assigned to it by the Party.
- iii. Monitor and supervise the activities of party functionaries in that district.
- iv. Maintain and keep accounts of District Level Finances.
- v. These Committees shall function under direct supervision of the State Executive Committee and under overall supervision of the Central Executive Committee.
- vi. These Committees shall carry out the directions issued from time to time by the National Committee or by the State Executive Committee.

9.4 Composition of State Executive Committee (SEC).

There shall be a State Executive Committee (SEC) in each State of India.

A. The SEC shall consist of:

- i. 1 President, 1 Working President, 3 Vice-Presidents, 5 General Secretaries, 1 Treasurer, 10 Secretaries, 3 Spokespersons.
- ii. The tenure of the State Executive Committee shall be for 3 years.
- iii. Working President of the Party to be nominated by the newly elected President.

- iv. For executive members, the SEC shall have a minimum of 21 executive members where at least 5 of whom shall be women.
- v. 10 delegates from each DEC shall elect the President, General Secretaries and Treasurer of the SEC.
- vi. Members of the State Legislature and Members of the Parliament belonging to that State.
- vii. Members of the State Executive Committee shall have their residence in the concerned State or carrying on his/her usual vocation in that State.

B. Powers and Functions of the SEC:

- i. State Executive Committee shall take necessary steps to implement the policies, objectives and targets of the Party in the concerned State. The Committee shall also be responsible for general administration and management of the affairs at the state level.
- ii. To take decision on the applications for the membership of the Party.
- iii. To prepare a plan and strategy for the implementation of the policies and objectives of the Party.
- iv. To exercise control over the funds of the Party, with prior approval of the National President, who shall give such approval in consultation with the Central Executive Committee.
- v. To appoint and control the employees of the Party at state level, subject to ratification by the National Committee.
- vi. To implement the decision and direction issued from time to time by the National Committee of the Party.
- vii. The State Executive Committee may invite any person from within or outside the Party to attend its meetings as a 'Special

Invitee' for one or more meetings. However, they not shall enjoy any voting rights.

9.5 Composition of Central Executive Committee (CEC).

A. The CEC shall consist of:

The National President of the Party who shall be the ex-officio Chairperson of the Central Executive Committee, 3 National General Secretaries in-charge of Political, Finance and Organization, 1 Treasurer and 6 members co-opted by the National President out of which 2 shall be women.

B. Powers and Functions of the CEC:

- i. To issue instructions not inconsistent with the Constitution of the Party and frame rules in all matters not otherwise provided for.
- ii. To approve the Statement of Accounts of the Party and its Committees audited annually by the appointed Auditors.
- iii. The Central Executive Committee may appoint one or more Auditors to examine the records, papers and account books of all Party Committees and Organizations and it shall be incumbent on all such Committees and Organizations to furnish all the required information to the Auditor(s) appointed by the CEC for inspection and to give them access to all offices, accounts and other records.
- iv. If necessary, the Central Executive Committee may appoint sub-committees to carry out its functions.
- v. The Central Executive Committee will discuss and decide any policy pursuit or policy change which has not till then been adopted by the Party. The Central Executive Committee shall have power and authority to guide and regulate all the

organizational units below the Central Executive Committee. These decisions shall be ratified at a special meeting of the National Committee within 21 (twenty one) days of the said decision.

- vi. All matters which the National Committee deems fit shall be sent to the Central Executive Committee for further deliberation and the decisions taken therein shall be sent back to the National Committee for approval.
- vii. The Chairperson of the Central Executive Committee can invite the Members of Parliament as 'Special Invitee' for one or more meetings. However, special invitee shall not have any voting rights.
- viii. The Central Executive Committee of the Party shall be competent to frame regulations for the conduct of business regarding complaints and appeals filed with prior approval of the National Committee.
- ix. The Central Executive Committee is responsible for managing the Party finances. The Central Executive Committee shall draw up the annual budget which shall be approved by the National Committee and then accordingly allocate funds.

9.6 Composition of National Committee (NC).

A. The National Committee shall consist of:

The National President, 5 Vice Presidents, 5 National General Secretaries in-charge of Political Affairs, Administration, President's Office, Organization and Finance. There shall be 1 Treasurer, 10 Secretaries, 1 Spokesperson and 15 Executive Members out of which 5 shall be women.

- i. 10 (ten) delegates from each State Executive Committee shall elect the National President, National General Secretary

(Organization) and National Treasurer of the National Committee by ballot.

- ii. The National President shall nominate other members of the National Committee.
- iii. The National Committee shall be the highest executive body/ authority of the Party and shall have the power to frame and carry out the policies and programmes. It shall be the Final Authority in all matters regarding interpretation and application of the provisions of the Constitution of the Party and to take all policy decisions of the Party. The directions of the National Committee shall be binding on all other Committees of the Party.
- iv. The National President shall nominate the National General Secretary (Organization) and National Treasurer if such posts fall vacant in the event of unforeseen circumstances due to death or resignation and removal.

B. Powers and Functions of the National Committee:

- i. To frame rules and regulations for the proper working of the Party and its functionaries.
- ii. The National Committee is required to issue policy directions to carry out the objectives of the Party.
- iii. To take such disciplinary action as it may deem fit against member of any of the Committees of the Party and party members.
- iv. Monitor and supervise the activities of Party functionaries at various levels and undertake activities related to public interest.

- v. The National Committee shall adopt the annual statement of accounts duly audited and submitted to it by the National Treasurer.
- vi. The National Committee shall have the power to suspend/ dissolve any organ/ committee/ team or to remove any office bearer/member of any organ/team/committee.

ARTICLE 10: GENERAL BODY

The term of the General Body of the Party shall be 3 (three) years and it shall consist of delegates elected as below by the SECs from amongst its members:

- i. Voting for selection of delegates for the election for members of the General Body will be held from each Recognized State (states where the party is formally recognized as a “State Party” by Election Commission of India) which will be held by each such SEC through a secret ballot to elect 10 (ten) persons. These members will also be delegates for the election of members of National Committee and the National President, National General Secretary (Organization) and National Treasurer.
- ii. Election for the delegates of the General Body shall usually take place at least 15 (fifteen) days prior to expiry of its term, save in emergent circumstances as approved by the NC.
- iii. General Body shall have power to co-opt members from primary as well as active members as per rules framed by it. Such members shall not be delegates for voting in NC or election of President, National General Secretary (Organization) and the National Treasurer.
- iv. The General Body shall meet at least once every year to ratify the policy decisions of the NC and give it a direction to develop

its policies and programmes.

- v. The General Body shall also receive the accounts as passed by the NC and approve the same.

ARTICLE 11: OFFICE BEARERS OF THE PARTY

11.1 National President

The Party shall have a National President also referred to as the President of the Party in whom shall rest all executive powers of the Party as per the provisions of this Constitution.

1. Election and qualification:

- a. The term of National President of the Party shall be 3 (three) years.
- b. Any active member of the Party who is a citizen of India shall be eligible for the candidature to the post of National President (also referred to as President or President of the Party) provided he is of sound mind, solvent and owes allegiance to the Constitution of India and that of the Party.
- c. The Chairman of the Central Election Authority will be the ex-officio Returning Officer for the election of the National President.
- d. The election of the National President shall take place at least 15 (fifteen) days prior to expiry of the term of the existing National President, save in emergent circumstances.
- e. Any 10 (ten) Active Members or at least 10 (ten) members or Delegates of Electoral College of the NC of the Party may jointly propose the name of any active member for election as President of the National People's Party. Such proposals must reach the Returning Officer on or before the date fixed by the National Committee.

- f. The Returning Officer shall publish the names of all persons so proposed and it shall be open to any person whose name has been so proposed to withdraw his/her candidature within 7 (seven) days of publication of the proposed names by writing to the Returning Officer to that effect.
- g. On a date fixed by the National Committee which shall not ordinarily be less than 7 (seven) days after the final publication of the names of the contesting candidates. The election shall be held by ballot.
- h. The election of the President shall be held by the same Electoral College that elects the NC, i.e. the delegates of the General Body of the Party excluding co-opted members of the General Body.

2. Powers of the National President:

- i. The National President shall be the chief functionary, over-all administrative head and Spokesperson of the Party.
- ii. The National President or his/her nominee shall preside over the meetings of the National Committee, CEC and General Body.
- iii. The National President shall be assisted by the National Vice-President(s) in discharge of the functioning of the Party.
- iv. The National President of the Party shall have the power to appoint up to 3 National Vice-Presidents, of which one has to be a member of the NC, 1 National General Secretary from amongst the members of NC, 1 Treasurer and such number of Additional/Joint Secretaries as he deems fit for proper functioning of the Party. Such appointments will have to be ratified in next meeting of the National Committee.
- v. The National Vice President(s), General Secretary/ and Additional/Joint Secretaries shall discharge their duties

and functions as may be assigned to them by the National President.

- vi. The National President is also empowered to appoint President/Chairman and Convenor of the Frontal Organizations, in consultation with the National Committee.
- vii. The National President shall exercise overall administrative control on all the Committees of the Party and office bearers of all the Committees shall discharge their duties and functions as may be assigned to them by the National President.
- viii. The National President shall have power to create, suspend, abolish or nominate executive/specialized/expert committees, except the National Committee, and such decisions have to be ratified in the very next meeting of the National Committee.
- ix. The National President shall assign functions and responsibilities to the presidents/chairpersons of the Executive Committees and other Committees.
- x. The National President can inspect any unit of the Party and its record and give directions in consonance with the objectives of the Party.
- xi. The National President shall have power to suspend or remove office bearers of all the Committees of the Party and such decisions have to be ratified in the very next meeting of the NC.
- xii. The National President shall have power to expel any member of the Party on the ground of violation of the Constitution of the Party subject to ratification of the decision by the NC in the very next meeting.
- xiii. The National President can appoint or remove the Party Spokes-person(s).

- xiv. The National President shall be the custodian of all the properties belonging to the Party, movable or immovable, tangible or intangible and shall be entitled to alienate, mortgage, lease or in any other manner transfer and use all such properties of the Party, subject to ratification by the National Trust.
- xv. The National President can appoint only an 'Active Member' of the Party as his/her nominee for different purposes specifically permitted in this Constitution.

11.2 NATIONAL VICE-PRESIDENT(S):

- i. There shall be 5 Vice-Presidents of the Party who would be members of the National Committee.
- ii. The Vice President(s) shall be appointed by the National President and shall exercise such powers as are assigned to him by the National President.

11.3 NATIONAL GENERAL SECRETARY & SECRETARIES:

- i. The National General Secretary(s) shall be appointed by the National President, subject to ratification of appointment by the NC.
- ii. The National General Secretary(s) shall be competent to discharge all such functions and powers as are assigned to him by the National President.
- iii. He shall be responsible for the preparation and publication of the reports.
- iv. The National General Secretary(s) shall be assisted by Additional/Joint Secretaries, as appointed by the National President in discharge of his functions and duties. Additional/Joint Secretaries shall submit the report to the National General Secretary(s) regarding their work.

- v. He shall be responsible for general supervision of the office organization work of the Party and custodian of the records of the National Committee and the General Body.
- vi. He shall be responsible for publications and statements on behalf of the Party.
- vii. In case of the post of National General Secretary falling vacant it can be filled up by the President who will nominate a member to the post of National General Secretary(s).
- viii. Secretary(s) at the national level shall represent Party for all legal purposes.
- ix. The term of the National General Secretary(s) shall be co-terminus with the National President.

11.4 NATIONAL TREASURER:

- i. The National Treasurer of the Party shall be appointed by the National President, subject to approval of the NC.
- ii. Treasurer shall maintain proper account of income and expenditure of the Party.
- iii. Treasurer can mobilize resources and finances for the Party, subject to approval of the National President in consultation with the NC.
- iv. Treasurer shall be responsible for making and presenting the audit report.
- v. The term of the National Treasurer shall be co-terminus with the National President.

11.5 WORKING PRESIDENT FOR SEC/DEC AND BEC:

- i. In the event that the Presidents of the SEC/DEC and BEC are unavailable to carry out their day-to-day functions of these Committees, a Working President shall be appointed by the respective Presidents of the Committees.

- ii. The Working President shall carry out the duties as assigned to him by the respective Committees for the proper working of the Party at the State/District and the Block level.

ARTICLE 12: FRONTAL ORGANIZATIONS

- i. The National President of the Party in consultation with the National Committee may create additional Cells/Wings/ Departments apart from National People's Youth Front (NPYF), National People's Women's Wing (NPWW), National People's Kisan Cell (NPKC), Labour Cell, Tribal Welfare Cell, Minorities' Committee and Committee for other disadvantaged groups at the national level as they may deem fit and proper, and may appoint its office-bearers including President/Chairman, Secretaries, Treasurers, in consultation with the National Committee. These organizations will function in pursuit of the aims and objectives of the Constitution of the parent body.
- ii. Each Frontal Organization shall owe its allegiance to the Constitution of the Party and the principles, aims, and objectives contained therein. It should have its own membership apart from their membership of the Party and rules governing its functions framed by the organization and ratified by the National Committee of the Party.

ARTICLE 13: NATIONAL TRUST AND BOARD OF TRUSTEES.

The National President, in consultation with the National Committee, may constitute a 'National Trust' for holding of moveable/immoveable properties belonging to the Party. The Trust so constituted shall be an internal committee of the Party and need not be a Registered Trust. Every Committee/Trust/Organization of the Party shall maintain proper records of properties and assets available at their disposal. However, the NC

may take a decision to get the National Trust registered under the relevant provisions of law.

13.1: Composition of the Trust:

The Trust shall comprise not less than 3 (three) and not more than 5 (five) Trustees including the Chairperson and other ex-officio Trustees. The National President or his/her nominee shall be the ex-officio Chairperson of the Board of Trustees of the said Trust.

13.2: Caretaker Committee at State level:

The Central Executive Committee may appoint a Caretaker Committee in each State for caretaking, maintenance, safekeeping, upkeep and optimal utilization of all properties held by the National Trust situated in that particular State. This caretaker committee has to function on instructions of the National President, who shall give such instructions in consultation with the National Committee.

The State Level Caretaker Committee shall comprise of not less than 5 (five) members and President of the State Executive Committee shall be the ex-officio Chairman of the Caretaker Committee, State Secretary & State Treasurer of the Party shall be its ex-officio members. 2 (two) members of the Caretaker Committee shall be nominated by the National President. The disposal of any property shall be done with the permission of the National President in consultation with the National Committee.

ARTICLE 14: ELECTION COMMITTEES

14.1 Central Election Committee

A. Composition of Central Election Committee:

A Central Election Committee shall consist of the members of the Central Executive Committee and 6 (six) other members nominated

by the National Committee. National President or his/her nominee shall be the ex-officio Chairperson of the Central Election Committee.

B. Functions of Central Election Committee:

This Committee shall have the following functions:

- i. Making the final selection of candidates representing the Party in elections held for the State Legislatures, Parliament, Panchayats, Municipalities and other Local Bodies either on recommendations of the State Level Election Committee or on its own.
- ii. Conducting election campaigns on behalf of the Party.
- iii. Any other functions as may be assigned by the Central Executive Committee. The Central Election Committee shall meet at least once in three months (quarterly).

14.1 State Level Election Committees:

A. Constitution of State Level Election Committees:

A State Level Election Committee to be appointed in each State and the State Level Election Committee shall consist of following members:

- i. President of the State Executive Committee - President
- ii. State Secretary of the State Executive Committee – Secretary
- iii. One member nominated by the President of the State Executive Committee, who shall be an active member of the Party.
- iv. 3 (three) members appointed by the National President, in consultation with the NC.

B. Functions of the State Level Election Committees:

The State Level Election Committee shall have the following functions:

- i. Recommend names of candidates for elections to the Panchayats, Municipalities and other local bodies' elections of that state to the Central Election Committee for approval.
- ii. The State Level Election Committee shall oversee the elections at the District and Block levels.
- iii. If the Central Election Committee requires, the State Level Election Committee shall recommend alternative names in respect of any election/seat of election and ratified by the National Committee.
- iv. To manage election campaign in elections held for the Panchayats, Municipalities and other local bodies under instructions from the Central Election Committee.
- v. The State Level Election Committee shall meet at least once in three months (quarterly).
- vi. Any other function as may be assigned by the National Committee.

ARTICLE 15: INTERNAL ELECTION MACHINERY:

The National President in consultation with Central Executive Committee shall set up Central Election Authority and State Election Authorities for conducting internal organizational elections of the Party.

15.1: Central Election Authority:

It shall comprise of not less than 3 (three) and not more than 11 (eleven) members, one of which will be Chairperson of such

Authority. The members shall be appointed by the National Committee and its Chairperson shall be nominated by the National President in consultation with the National Committee. Its functions shall be as follows:

- i. Central Election Authority will be responsible for conducting organizational elections at National Level for the post of National President, National General Secretary (Organization), National Treasurer and State Executive Committees in a free and fair manner and shall have overall supervision of conduct of organizational elections.
- ii. Apart from conducting the internal elections of the Party at National and State Level, the Central Election Authority will also supervise and oversee enrolment of members in terms of preparation of the Electoral Rolls for organizational elections at all levels.
- iii. The Central Election Authority will also finalize the calendar of elections at all levels, in consultation with the NC/SEC, as the case may be, starting from enrolment of members up to the stage of declaration of results for the elections.
- iv. The Chairperson of the Central Election Authority shall be the ex-officio Returning Officer to conduct elections to the Offices of the National President, National General Secretary (Organization), National Treasurer and the elected office bearers of the SECs.
- v. The Central Election Authority shall perform all necessary and ancillary functions to enable itself to achieve the above objectives, subject to approval of the National Committee.
- vi. The tenure of the Central Election Authority shall be 3 (three) years.

15.2: State Election Authority:

It shall comprise of not less than 3 (three) and not more than 11 (eleven) members, one of which will be Chairperson of such Authority. The members shall be nominated by the National Committee and its Chairperson shall be nominated by the National President in consultation with the National Committee. Its functions shall be as follows:

- i. State Election Authority will be responsible for conducting organizational elections at District and Block Level, i.e. for District Executive Committee and Block Executive Committee, under supervision of the Central Election Authority.
- ii. The Chairperson of the State Election Authority shall also be the ex-officio Returning Officer to conduct elections to the offices of the members of the District Executive Committees and Block Executive Committees and their office bearers.
- iii. State Election Authority shall function in aid and assistance to the Central Election Authority in all the functions of the latter.
- iv. State Election Authority will also perform such other functions as directed by the Central Election Authority, in consultation with the National Committee, from time to time.
- v. The term of State Election Authority shall be 3 (three) years.

ARTICLE 16: SCRUTINY OF MEMBERSHIP

The State Election Authority shall arrange for scrutiny of membership with the aid of District, Block and Polling Station Executive Committees and shall finally decide on membership status of a person. The State Election Authority may appoint Scrutiny Committees which will undertake periodical scrutiny of the Register of Members maintained by each District/Block/Polling Station Executive Committee up to last 6 (six) years.

Appeals regarding decision of State Election Authority as to membership status of a person shall be sent to the Central Election Authority within 30 (thirty) days of the decision of the State Election Authority.

ARTICLE 17: ELECTION DISPUTE

- i. Complaints against the election process of the National President, National General Secretary (Organization) & National Treasurer of the National Committee and State Executive Committee shall be filed before the Central Election Authority within 15 (fifteen) days of the declaration of the result of such election and decision of the Central Election Authority shall be final in this regard.
- ii. Only an active member of the Party can file a complaint referred to in Clause – (i) above.
- iii. Every other complaint regarding election process other than those referred in Clause - (i) above, i.e. to the District Executive Committees and Block Executive Committees shall be filed before the President of the State Executive Committee concerned within 15 (fifteen) days of the declaration of the result of such an election. An appeal shall lie against the decision of the President of the State Executive Committee to the National President within 15 (fifteen) days of the passing of the order by the former authority.
- iv. All such appeals referred in Clause - (iii) above should ordinarily be disposed of within 30 (thirty) days of their presentation. If the National President fails to do so within 60 (sixty) days, the National Committee may suo moto make suitable arrangement for their disposal at the earliest and not later than 30 (thirty) days thereafter.

- v. Only a member of the Party, including active or primary member may file a complaint/appeal referred in Clause - (iii) above.
- vi. A complaint referred to in Clause - (i) and Clause - (iii) above may be presented to the respective authorities either in person or by registered post with A.D./Speed Post with acknowledgment.
- vii. It shall not be competent for any Authority referred in Clause - (i) and Clause - (iii) above to pass any interim order by way of stay of functioning, suspending or prohibiting a member or office bearer from acting as such during the pendency complaint or appeal against his/her election.
- viii. The Central Executive Committee of the Party shall be competent to frame regulations for the conduct of business in connection with the disposal of complaints and appeals filed under the provisions of this Article with prior approval of the National Committee.
- ix. No person other than the complainant himself/herself who had filed the complaint or appeal shall plead before the concerned authority designated for its disposal. However, with the permission of the said authority for reasons to be recorded, complainant/appellant may be heard through a representative.

ARTICLE 18: QUORUM

Quorum for all Committee/Executive meetings shall be one-third of the strength. If the quorum is not complete at the appointed time, those assembled will wait for a maximum period of 30 minutes and if quorum is still not available, the meeting shall be adjourned. A new meeting will then be convened and in such an event there shall be no need of a quorum for an adjourned meeting.

ARTICLE 19: RESERVATION FOR WOMEN

The Party shall as far as possible endeavour to maintain 33% reservation for women in the respective Committees at the National, State, District and Block levels.

ARTICLE 20: POWERS OF FUNCTIONARIES OF THE PARTY AT STATE LEVEL

20.1 President of the State Executive Committee/State President:

- i. State President shall be the chief functionary and spokesperson of the Party in the concerned State.
- ii. State President shall act on directions issued from time to time by the National President and the National Committee.
- iii. State President shall be assisted by the other office-bearers of the State Executive Committee in discharge of the functions of the Party.
- iv. State President shall assign duties and responsibilities to the functionaries of the State Executive Committee and Chairpersons of District Executive Committees and Block Executive Committees.
- v. State President shall ensure smooth functioning of the Party in the concerned State.
- vi. State President can inspect any unit of the Party in the concerned State and give directions accordingly.
- vii. State President can appoint or remove the Party spokesperson of the concerned State Unit.
- viii. Any other power which may be conferred upon the State President by the National President in consultation with the National Committee.

20.2 Powers of the State Vice President:

- i. The State Vice President shall exercise such powers as are assigned to him by the State President.
- ii. The State Vice President can also exercise the powers of the State President after seeking the latter's approval in absence of the State President. The State Vice President shall be answerable to the State Executive Committee for his actions.

20.3 Powers of the State General Secretary:

- i. The State General Secretary shall be competent to discharge all such functions and powers as are assigned to him by the State President.
- ii. He/she shall be responsible for the preparation and publication of the reports including the audit report of the Party at the state level.
- iii. The State General Secretary shall be assisted by Secretary/ Secretaries in discharge of his/her functions and duties.
- iv. He/she shall be responsible for supervision of the day to day office work of the State Executive of the Party.
- v. He/she shall be responsible for publications on behalf of the Party.

20.4 Powers of the State Treasurer:

- i. The State Treasurer shall maintain proper account of income and expenditure of the Party at the state level and fully support and cooperate with Party's National Treasurer and Auditor appointed by the Party.
- ii. The State Treasurer can mobilize resources and finances for the Party, with prior approval of the State President, who in turn shall take approval of the National President.

- iii. The State Treasurer will consult with the National Treasurer from time to time.

20.5 Powers of the State Additional/Joint Secretaries:

- i. The State President and/or State General Secretary can assign functions and powers to the State Additional/Joint Secretaries.
- ii. The State Additional/Joint Secretaries shall report to the State General Secretary regarding his/her work.

20.6 Powers of District and Block Committees:

- i. Each Committee shall be responsible for implementation of the policies and the objectives of the Party in their respective administrative areas.
- ii. The Committees shall receive application for the membership of the Party and submit the same to the State Executive Committee after its proper examination.
- iii. These Committees shall also assist in examination of the application relating to the elections of the Committees and other functionaries.
- iv. Each Committee shall deposit the membership fee and other funds with the State Treasurer and keep the record of the same.
- v. These Committees shall function under direct supervision of the State Executive Committee and under overall supervision of the Central Executive Committee.

ARTICLE 21: AMENDMENT IN THE CONSTITUTION OF PARTY

- i. The Constitution can be amended only by 2/3rd majority of the General Body of the Party present & voting.
- ii. If the National Committee is proposing to amend the Party Constitution, it shall convene a special meeting for that

purpose after due notice to all its members informing them of the proposed changes at least 15 (fifteen) days prior to the date of such meeting.

- iii. The amendments made by the National Committee shall be placed in the next meeting of the General Body for ratification but they may come into operation even before ratification from such date as may be prescribed by the National Committee. However, if the General Body refuses to ratify the amendments made by the National Committee, the same shall be treated as void ab-initio.
- iv. In urgent and special cases, the National Committee of the Party can make preliminary amendment to be applied for the time being, but the agenda for amendment of the Constitution should be presented in the next meeting of the General Body of the Party for approval within 6 (six) months.
- v. The power of amendment cannot be exercised in a manner so as to bring the amended Constitution in conflict with the statutory provisions or guidelines issued by Election Commission of India.
- vi. Resolution for amendment should bear the signatures of at least 10% members of the National Committee.

ARTICLE 22: DISSOLUTION/SPLIT OR MERGER OF THE PARTY:

The Party can be dissolved/split or merged with any other Party only if the proposal for the same is initiated by the National President in consultation with the National Committee and decision on that proposal is taken by the General Body of the Party, in a meeting especially called for the purpose, provided that:

- i. The General Body is called by the National President himself or by any General Secretary specially authorized by the National

President for conveying meeting of the General Body for this purpose.

- ii. One month clear notice of the meeting of the General Body with the specific agenda of dissolution/split of the Party or merger of the party with any other Party is given to all the members of the General Body.
- iii. Decision in this regard shall be taken by two-third majority of the members of the General Body of the Party present and voting and the decision of the General Body in this regard shall be final.
- iv. In case of merger of this Party with any other Party as per the provisions of this Article, all the assets and properties and goodwill of the Party shall stand transferred to the Party with which the Party is merged or the Party which is formed as per the merger resolution and such properties, assets and goodwill shall belong wholly to the merged Party or the Party formed as per merger resolution.

ARTICLE 23: FINANCE/AUDIT/ACCOUNTABILITY

- i. There shall be an established fund of the Party into which all membership fees subscriptions, profits, contributions etc., shall be deposited. All the expenses of the Party shall be met from this fund.
- ii. The Party fund shall be deposited in any Nationalized/ Scheduled Bank. The accounts shall be opened in the name of the Party at the State/District and Block levels and will be jointly operated by the respective Presidents either with General Secretaries and Treasurers or persons/office bearers nominated by the National President. The person authorized by the National President shall have the right to apply for and

- avail any loan required for the Party works from any Bank and on behalf of the Party.
- iii. The application for loan shall be signed by the Treasurer and one of the other two authorized persons.
 - iv. Similar arrangement will operate at state level, even when there is an ad-hoc State Executive Committee and the three authorized officers shall be the State President, State Treasurer and the State General Secretary.
 - v. The National Committee is responsible for managing the party finances. The Central Executive Committee shall draw up the annual budget which shall be approved by the National Committee and then accordingly allocate funds. The National Committee shall adopt the annual statement of accounts duly audited and submitted to it by the National Treasurer.
 - vi. The State Executive Committee and other lower-level Party Committees shall follow the pattern at the Central level and the directions of the National President and National Committee in the matters of management of finance.
 - vii. Each Committee of the Party shall cause the accounts of the Party to be maintained on receipts and expenses basis and get the same audited every year within 30th of June of the next year.
 - viii. A copy of the audited accounts or summary thereof shall be sent to the Central Executive Committee within 31st August of every year. The financial year of the party shall be 1st April to 31st March of each year.
 - ix. Executive Committees of the lower tiers, including the State Committee, shall maintain regular books of account on receipts and expense basis and do an Audit through a registered Chartered Accountant every year within 30th

September of the next year and shall submit the same to the Central Executive Committee immediately thereafter.

- x. The Central Executive Committee shall maintain books of Accounts of receipts and expenses basis and get an audit conducted through a registered Chartered Accountant every year within 31st December of the next year. It shall be the duty of the Central Executive Committee to file the Income Tax, Wealth Tax and Election Commission Returns whenever necessary under the law of the land on behalf of the Party.
- xi. The funds received by the Party shall be utilized for meeting the political objectives of the Party.
- xii. Fund collection receipts will be printed at the National and State Level only. Each receipt will be duly numbered and issued in the books containing receipts as prescribed from time to time.
- xiii. Each receipt shall bear the seal and signature of the concerned treasurer. The counterfoil will be signed in full by the member who collects the money.
- xiv. The funds shall be utilized by the concerned Executive. The Central Executive may frame regulations governing the utilization of funds.
- xv. The Accounts shall be maintained on accrual basis. The details of all donations and expenses will be made transparent.

ARTICLE 24: DONATION AND SUBSCRIPTION

The National Committee, Central Executive Committee and State Executive Committee shall be entitled to accept donation from donors willing to donate by account-payee cheque or bank draft in the name of the Party. All donations received by the State Executive

Committee shall be forwarded to the Central Executive Committee.
Donations do not include subscriptions given by the members.

ARTICLE 25: VACANCIES

- i. The post of any member of any Committee or Delegate or Board constituted under this Constitution vacated by resignation, removal, insanity, insolvency, habitual absence or death shall, unless otherwise provided for, be filled in the same manner in which the said member was chosen and the member so elected/nominated shall hold office for the unexpired term of the seat vacated.
- ii. If such vacancy is not filled up within four weeks or it is not possible to fill up the vacancy within four weeks for any reason whatsoever, the vacancy shall be filled by nomination at National and State level by the National President in consultation with the National Committee.
- iii. National President/State President can remove an office-bearer nominated by him only after a motion to the effect is adopted by the concerned Executive Committee.
- iv. To fill vacancy in any Committee or a Council the remaining elected members of that body will be entitled to fill the vacancy. But a vacancy of the woman member, SC/ST members will be filled up by members belonging to the respective categories only.
- v. Members absenting without approval for three consecutive meetings of their Unit will be liable to be removed by a resolution of the concerned Unit.
- vi. Vacancies in the National Committee shall ordinarily be filled from among members of that Committee.

- vii. If any vacancy arises for the posts of National President, National General Secretary or National Treasurer elected by the General Body for any reason, the meeting of the General Body shall be convened within 60 (sixty) days from the date of such vacancy and elections be duly held to fill the vacancy or vacancies of such post or posts.

ARTICLE 26: MORAL CODE OF CONDUCT AND DISCIPLINARY PROCEEDINGS

26.1. Acts of Indiscipline:

- i. To act contrary to the Constitution and declared policies of the Party.
- ii. To indulge in open and public criticism of the policies of the Party or its Committees or office bearers.
- iii. To form a group within the Party or to give support to any member with the object to challenge the authority of a constitutionally appointed member or office bearer of the Party.
- iv. To spread ill feelings among members or to carry out a campaign of vilification; engage himself/herself in any immoral or illegal activity or such activity as would damage the Party and/or tarnish the image of the Party and/or such conduct as would bring disrepute to it.
- v. To obstruct the working of the Party in any way.
- vi. The act of insubordination and refusal to follow the constitutional hierarchy of the Party.
- vii. To misappropriate the funds of the Party.
- viii. To create hindrance in enrolment of members or election to Committees.

- ix. To join a party or a group or an association not recognized by the Party or whose principles are not approved by the National Committee.
- x. To misuse authority vested by virtue of being a member or an office bearer of the Party, or to fail to use such authority and thereby to bring about a failure of the functioning of a constituent of the Party.
- xi. To oppose an official candidate set up by the Party in any election; and
- xii. Any other act or omission which amount to indiscipline in the opinion of the National Committee of the Party.

26.2 Penalties

Any member guilty of any act of indiscipline shall be liable to punishment which may include one or more of the following:

- i. Expulsion from the Party which may be permanent or temporary.
- ii. Suspension from the membership of the Party for a specified period.
- iii. Removal from office.
- iv. Imposition of disability to hold any particular office which may be for a specified period or permanently.
- v. Monetary fine.
- vi. In case disciplinary action is proposed against a member of District or State Executive Committee, the penalty will be imposed only after approval by the State Executive Committee or National Committee respectively.

26.3 Disciplinary Committee and Disciplinary Procedure

- i. Disciplinary Committees, one at National level and one each at State level shall be constituted by the National President in consultation with the National Committee comprising of members not less than 5 (five) and not more than 7 (seven) for the purpose of maintaining discipline amongst party members and Committees.
- ii. Any member against whom charges of indiscipline are levied shall be tried by the concerned State Disciplinary Committee except the members of the State Executive Committee and its office bearers, charges against whom shall be tried by the National Disciplinary Committee.
- iii. The National President can directly take cognizance of any case of indiscipline which comes to his/her knowledge and refer it to the concerned Disciplinary Committee.
- iv. The National Disciplinary Committee shall also act as the Appellate Authority on decisions made by the State Disciplinary Committees. The decision of the National Disciplinary Committee while acting as Appellate Authority shall be final.
- v. On receipt of a complaint for breach of discipline, the State Disciplinary Committee while hearing the complaint and the National Disciplinary Committee, while hearing the complaint or appeal, as the case may be, may suspend the concerned delinquent member for a maximum period of 10 (ten) days without granting any hearing to the said member and may then extend the suspension period only after giving an opportunity of hearing to the said person.
- vi. The power of suspension vested in Disciplinary Committees as above may also be exercised by the National President suo moto.

- vii. A show-cause notice containing all charges and materials relied upon shall be furnished to the delinquent member to submit his/her reply/explanation within 15 (fifteen) days of initiation of proceedings against the said member by the Disciplinary Committee or National President.
- viii. Maximum 15 (fifteen) days' time from the date of receipt of show-cause notice may be given to a delinquent member to furnish his/her reply/explanation to the charges, which shall be submitted by him/her to the concerned Disciplinary Committee.
- ix. State Disciplinary Committee will submit its recommendations to the President of State Executive Committee, in not more than 30 days of submission of reply/explanation of the delinquent member.
- x. National Disciplinary Committee, while trying a person on original complaint, will submit its recommendations to the National President in not more than 30 (thirty) days of submission of reply/explanation of the delinquent member.
- xi. Any disciplinary action at the state level shall be reported to the National President within a week of taking such an action.
- xii. The State President shall take final decision on the recommendation of the State Disciplinary Committee within a week thereafter, under intimation to the State Executive Committee, National President and Central Executive Committee. If final order is not passed within the prescribed time by the State President, the case will be referred to the State Executive Committee for decision, which will take the decision within one week thereafter under intimation to the National President and Central Executive Committee.

- xiii. The State President will communicate the final decision/ action taken to the concerned member within 15 (fifteen) days of the decision; however, the decision shall be implemented forthwith.
- xiv. The National President shall take final decision on the recommendation of the National Disciplinary Committee within a week of receiving recommendation under intimation to the National Committee. If final order is not passed within the prescribed time by the National President, the case will be referred to the Central Executive Committee for decision, which will take the decision within one week thereafter.
- xv. No disciplinary action / final decision shall be taken without an opportunity being given to the member concerned to explain his/her case and answer such charges as are made against him/her. However, no notice is required for suspension or pending enquiry.
- xvi. Any member aggrieved by the disciplinary action taken by the State Executive Committee on recommendation of State Disciplinary Committee may prefer an appeal within 15 (fifteen) days of the receipt of the order to the National Disciplinary Committee.
- xvii. The appeal shall be disposed off by the National Disciplinary Committee within one month and recommendation be sent to the National President, who shall then take a decision within next 15 (fifteen) days, failing which the case will be referred to the Central Executive Committee for decision, which will take the decision within 15 (fifteen) days thereafter.
- xviii. The decision of the appeal shall then be communicated to the State President within 15 (fifteen) days and he/she shall

in turn communicate the appellant the action taken on the decision of the National Disciplinary Committee within 15 (fifteen) days thereafter.

- xix. If the National Disciplinary Committee or the National President finds the delinquent member guilty of the offence reported after going through his/her explanation; the National President will have the power to place the concerned member under suspension or demand resignation or terminate him from the Party membership forthwith.
- xx. The order/approval of the National President in Disciplinary proceedings shall be final.

ARTICLE 27: MISCELLANEOUS PROVISIONS:

- i. No persons, except members of the National Committee, shall be a member of any two Committees simultaneously.
- ii. Wherever in this Constitution, the word 'vote' or any of its inflections occur, it means or refers to a valid vote.
- iii. In case of any ambiguity with regards to the meaning, scope or interpretation of the provisions of the Constitution, the decision of the National President on such clause or his/her interpretation shall be final and binding on all members of the Party.
- iv. A Legal Cell shall be constituted to look after all aspects of legal matters pertaining to the Party. The National President shall appoint a qualified lawyer as the Legal Secretary of the Party.
- v. Any member who does not attend 3 successive meetings of any Committee without prior intimation of his or her absence shall cease to be a member of the Committee on passage of resolution to this effect.

- vi. The Party will not in any manner promote or instigate or participate in violence.
- vii. The National President in consultation with the National Committee may frame rules for giving effect to provisions of the Constitution.