

## ADVOCATES WELFARE FUND TRUST

Minutes of the meeting of Advocates Welfare Fund Trustee Committee held on 12.07.2024 (Friday) at 4.00 P.M. at 1-F, Lawyers Chambers, Delhi High Court, New Delhi.

The following members were present :

1. Mr. Chetan Sharma, Sr. Advocate, ASG, Chairperson, AWFTC
2. Mr. Surya Prakash Khatri, Chairman, Bar Council of Delhi
3. Mr. Ramesh Gupta Sr. Advocate, Member AWFTC/Bar Council of Delhi
4. Mr. Rajiv Khosla, Member, AWFTC/Bar Council of Delhi
5. Ms. Nandita Rao, ASC (CrI.), GNCTD, Member, AWFTC
6. Mr. Rajesh Mishra, Hony. Secretary, AWFTC/Bar Council of Delhi

Today's meeting is held after a long time, as the quorum of the Trust was not complete as earlier the Chairperson of the Trust Mr. Sanjay Jain, Senior Advocate, ASG had demitted office.

The office of Advocates Welfare Fund Trust has now received the notification from Delhi Government regarding appointment of Mr. Chetan Sharma, Senior Advocate, ASG as Chairperson of the Trust. Copy of the notification dated 22.05.2024 is enclosed alongwith the minutes.

Today is the first meeting after Mr. Chetan Sharma was appointed as Chairperson of the Trust. The Trustee Committee Members welcomed Mr.Chetan Sharma to his first meeting today. He is presented with a bouquet by Shri Surya Prakash Khatri, Chairman, Bar Council of Delhi.

Sh. Chetan Sharma, ASG, Chairperson, AWFTC, presided over the meeting.

Since the Bank Accounts of the Advocates Welfare Fund Trust henceforth will be operated by Mr. Chetan Sharma, ASG, Chairperson, AWFTC as first signatory and Mr. Rajesh Mishra, Hony. Secretary of the Trust as second signatory, the bank concerned may be informed accordingly. Specimen signatures of both the signatories be forwarded to the Bank.

Ms.Sushma Vats is requested to obtain Photographs, copy of Aadhaar Card etc. of the signatories as required and complete formalities in this regard.

It has been pointed out that in the case summary prepared by Ms. Sushma Vats, on every application, it has been mentioned that "Verification report received from the hospital through post/office employee". She is

requested to clarify, if it is by office employee or by post. If it is by office employee, the name of the employee should also be mentioned and copy of the verification received through employee or by post, be placed on each and every file. However, the original be placed on record on the main file.

Ms. Sushma Vats is requested that in the cases where the applicants claim ex-gratia financial help on account of having undergone treatment after they met with some accident, the applicant should be asked to furnish the copy of the FIR and/or affidavit stating that in what manner he/she sustained injuries because of the accident, only then their applications will be considered.

Mr. Rajesh Mishra, Hony. Secretary has been requested to prepare a draft format of application which should be submitted by applicants.

The following agenda items were taken up :

1. The application of **Mr. M. Sultan Siddiqui (D/354/2000)**, who has sought financial assistance on account of having undergone treatment for prostate and urine problems, has been perused. The Committee is of the view that notice be issued to the applicant to appear on the next date to clarify as to whether he was operated for Hyperplasia as per the application or Urethral Anatomy as per the discharge report and why the discrepancy. Matter is deferred to be considered on **29.07.2024**.
2. The application of **Ms. Meena Chaudhari, Advocate (D/5062/2022)** seeking financial help on account of her having undergone treatment for Gall Bladder Stone, has been considered. It appears that she had mentioned that she is not a member of CM Welfare Scheme. However, the staff informs that she is a member of CM Welfare Scheme. Notice be issued to the applicant to appear on the next date to seek clarification as to why she has given wrong information and she should also file an affidavit that she has not availed any benefit from the CM Welfare Scheme. Matter is deferred to be considered on **29.07.2024**.
3. The application of **Mr. Arun Kumar Jain, Advocate (D/2801/2008)** who has sought financial assistance from this Committee for having undergone treatment for heart disease, has been perused. It appears from the record that the applicant was enrolled in the year 2008, however, he acquired the membership of the Trust in 2023 and we received subscription only in March, 2023. He has claimed that he has undergone treatment of heart disease. Though it may be a genuine disease,



which he has suffered, however, it appears that he is a member of CM Welfare Scheme also. Notice be issued to the applicant as to why he has not availed the benefit from Mediclaim under CM Welfare Scheme. He should file an affidavit to this effect. To come up for personal hearing on **29.07.2024**.

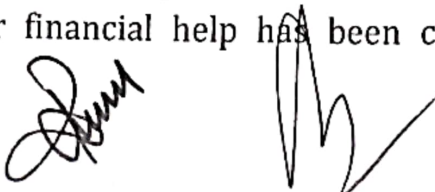
4. The application of **Mr. Baldev Singh, Advocate (D/5317/2018)** has been considered. He has suffered from chronic kidney disease. It appears from his application that his entire bill was paid by the Insurance Company. However, he has claimed Rs.10 lakh by claiming that he needs loss of income from profession, diet expenses etc. As per the policy of the Trust, we don't pay any such expenses, however, keeping in view his age and that he has suffered from kidney disease, the Committee is of the view that an ex-gratia sum of **Rs. 1,00,000/- (Rupees one lakh)** be sanctioned to the applicant as one time relief. The application is thus disposed off.

5. The application of **Ms. Harshita Gupta, Advocate (D/14119/2022)** who has sought financial assistance for having undergone treatment for high grade fever, has been considered. The verified amount from the hospital is Rs. 36,500/-. However, keeping in view her admission in the hospital and the nature of medicines, especially I.V. antibiotics, the applicant is sanctioned an ex-gratia sum of **Rs.30,000/- (Rupees thirty thousand)** as one time relief. Application is disposed off accordingly.

6. The application of **Mr. Md. Kajim, Advocate (D/1074/2018)**, has been perused. He claims that he suffered injury because of an accident. The applicant should explain in what manner the accident had happened. If it was a road accident, whether FIR was registered and if had raised any accident claim, he should clarify. Notice be issued to the applicant in this regard, for appearance. Application is deferred to be considered on **29.07.2024**.

7. The application **Mr. Arun Kumar Vaid, Advocate (D/3390/2016)** has been perused. He stated to have undergone treatment after met with an accident. The applicant has already received payment from Delhi Arogya Scheme; therefore, he is not entitled for any compensation/ex-gratia sanction. Application is thus disposed off.

8. The application of **Mr. Rishabh Singh, Advocate (D/8865/2022)**, for financial help has been considered. He stated to have undergone



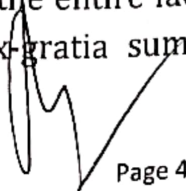
treatment of liver abscess. After perusal of the application, the Committee is of the view that the applicant be asked to appear in person before the Committee for clarification on certain aspects. Notice be issued to him for **29.07.2024**. He should also bring all the medical documents on the said date.

9. The application of **Mr. Satyapal Singh Yadav, Advocate (D/543/1982)** has been considered. He has suffered from Carcinoma Prostate Cancer. Records reveal that the verified amount of the treatment was Rs. 4,77,856/-. However, the Insurance Company had paid a sum of Rs.2,45,000/- and the balance Rs.2,32,856/- is stated to have been paid by the patient i.e. applicant. Keeping in view the nature of the disease and overall circumstances, the Committee is of the view that an ex-gratia sum of **Rs. 2,00,000/- (Rupees two lakh)** be sanctioned to the applicant. Application is thus disposed off.

10. The application **Ms. Sadhna, Advocate (D/3007/2009)**, has been considered. She stated to have undergone treatment for scleroderma (tightening of the skin and tissue). It appears from record that she was enrolled in the year 2009. However, she had acquired membership of the Advocates Welfare Fund on 02.08.2023. Her medical certificates and documents have been seen. She had suffered the ailment in 2020 and the bills are of August 2020. Therefore, the applicant will not be entitled for any ex-gratia payment from the Welfare Fund Trust. Application is disposed off.

11. The application of **Mr. Brijesh Kumar Yadav, Advocate (D/557/1986)**, has been perused. **It appears that the applicant had not acquired the membership of the Trust**, However, it is apparent from the record that he has suffered from cardiac disease. It is apparent that Trust cannot give him any ex-gratia payment. Ms. Sushma Vats is requested to forward the application to the Full House/Indigent & Disabled Lawyers Fund who may consider granting him any ex-gratia in its discretion.

12. The application of **Mr. Alok Pathak, Advocate (D/1982/2001)**, has been considered. The applicant stated to have undergone treatment for spine fractures. Though he was granted Rs. 10,000/- per month for two years from the Indigent & Disabled Lawyers Fund for two years, however, keeping in view the entire facts of the applicant, the Committee is of the view that an ex-gratia sum of **Rs.80,000/- (Rupees eighty**





**thousand)** be sanctioned to the applicant. Application is disposed off accordingly.

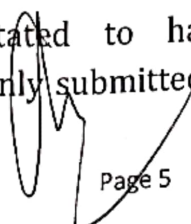
13. The application of **Mr. Kuldeep Sharma, Advocate (D/3660/2013)**, has been considered. The applicant stated to have undergone treatment after he met with an accident. Though the applicant has demanded Rs.2,50,000/- the verified amount from the hospital is Rs.40,000/- The Committee deems it appropriate to sanction an ex-gratia sum of **Rs.35,000/- (Rupees thirty-five thousand)** to the applicant.

14. The application of **Mr. Shreesh Pathak, Advocate (D/5777/2020)**, has been considered. The applicant stated to have undergone treatment after met with an accident. He is a young boy. He has claimed expenses to the tune of Rs.1,18,900/-, however, the verified amount from the Hospital is Rs.93,406.00. It is agreed that an ex-gratia sum of **Rs.80,000/- (Rupees eighty thousand)** be sanctioned to the applicant.

15. The application of **Mr. Anshul Jain, Advocate (D/6564/2019)**, has been considered. The applicant is stated to have undergone treatment for heart attack. The applicant claimed expenses to the tune of Rs.3,14,435/-, The verification report issued by the BLK Max hospital reveals that the applicant was admitted in the hospital on 30.07.2023 and discharged on 01.08.2023 and underwent angioplasty non-complex with angiography, and the bill for Rs. 3,00,000/- has been verified. In view of this, the Committee deemed it appropriate to sanction an ex-gratia sum of **Rs.2,50,000/- (Two lakh fifty thousand)**. Application is accordingly disposed off.

16. The application of **Mr. Ajay Kumar Mishra, Advocate (D/726/2015)** has been perused. The applicant is stated to have undergone treatment for cancer, is considered. The applicant has suffered from cancer. He has claimed a sum of Rs.3,95,000/-. However, the bills verified by the hospital is to the tune of Rs. 1,30,020/-. Keeping in view overall attending circumstances of the applicant, the Committee is of the view that an ex-gratia sum of **Rs.1,30,000/- (Rupees one lakh thirty thousand)** be sanctioned to the applicant. Application is accordingly disposed off.

17. The application of **Ms. K.R. Chitra, Advocate (D/374/1981)**, has been considered. She stated to have undergone treatment for fracture/surgery. She has only submitted the bills. However, the hospital



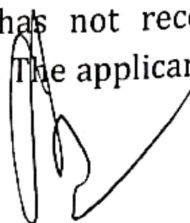
has not verified. In view of her condition, an ex-gratia sum of **Rs.15,000/- (Rupees fifteen thousand)** may be sanctioned to the applicant, and she may be asked to appear in person before the Committee on the next date of the meeting i.e. **29.07.2024**.

18. The application of **Mr. Kuldeep Kumar Saxena, Advocate (D/1423/2007)** has been considered. He stated to have undergone treatment of pancreas cancer. As against the total bill of Rs.10,36,689/- a sum of Rs. 3,47,417/- is stated to have paid by the Insurance Company. Considering the age of the applicant and overall attending circumstances, the Committee deems it appropriate to sanction an ex-gratia sum of **Rs.5,00,000/- (Rupees five lakh)** to the applicant as one time relief. Application is accordingly disposed off.

19. The application of **Mr. August Kumar, Advocate (D/4600/2016)** is considered. The applicant stated to have undergone treatment after he met with an accident. After perusal of documents, the Committee is of the view that the applicant may be called to appear before the Committee alongwith documents relating to accident and all the original record of his treatment. Application is deferred to be considered on **29.07.2024**.

20. The application of **Mr. Vaibhav Arora, Advocate (D/3134/2017)** has been considered. The applicant has claimed that he had a fracture of Distal Tibia & Fibula and he has undergone treatment from Action Medical Institute. The bills have been verified, however, it is not known that in what manner he suffered injury, whether accidental or otherwise. Also, whether he has claimed medical reimbursement from CM Welfare Scheme, and if not, why not. as he is a member of CM Welfare Scheme. The applicant may be called to appear before the Committee on the next date of meeting i.e. **29.07.2024**.

21. The application of **Mr. Parminder Singh Loomba (D/3089/2011)** has been considered. The applicant has claimed to have undergone treatment for bilateral foot wound debridement (foot ulcer & surgery, due to diabetic). The bills have been verified. However, it is not known whether he has claimed reimbursement from the CM Welfare Scheme. He should be asked to give an affidavit, if he has not received the reimbursement, why he has not received. Matter is deferred to be considered on **29.07.2024**. The applicant be asked to appear in person on the said date.





22. The application of **Mr. Ritesh Kumar, Advocate (D/222/2011)** is considered. The applicant stated to have undergone treatment for proximal tibia shaft (upper portion of the bone in knee joint surgery). Hospital has informed that they cannot give any detail regarding his treatment unless the patient gives his consent. In view of this, the applicant be summoned on the next date of meeting. Hospital concerned be also informed that the Advocates Welfare Fund Trust of Bar Council of Delhi is a statutory body and the hospital authorities are under obligation to provide the details of the records pertaining to the treatment of Mr. Ritesh Kumar, Advocate. Mr. Sachin Kumar, Manager of the Hospital be summoned on the next date of the meeting i.e. **29.07.2024**.

23. The application of **Mr. Vinay Kumar Singh, Advocate (D/113/1994)** is considered. The applicant is stated to have undergone treatment for cancer oral/tongue & lymph nodes. Verified amount is Rs.9,91,158/-, whereas a sum of Rs.7,02,280/- stated to have been paid by the Insurance Company. In view of his medical treatment and verification from the Rajiv Gandhi Cancer Institute, the Committee is of the view that an ex-gratia sum of **Rs.2,00,000/- (Rupees Two Lakh)** be sanctioned to the applicant. Application is thus disposed off.

24. The application of **Mr. Deepak Sharma, Advocate (D/4539/2019)** is considered. The applicant is stated to have undergone treatment for cancer. It reveals that a sum of Rs. 10 lakh has already been paid by the Council. This is the maximum cap the Council can give to its members. Therefore, no further ex-gratia payment can be given from the Trust. However, the applicant may be informed that he may approach the Indigent & Disabled Lawyers Committee of Bar Council of Delhi. The application is disposed off.

25. The application of **Mr. Bishnu Prasad Dobhal, Advocate (D/127/2004)** is considered. The applicant is stated to have undergone treatment after he met with an accident. The Committee is of the view that notice be issued to the applicant to explain how and in what manner he met with the accident and if it was a road accident, he should file a copy of FIR and details of claim made before the Motor Accidents Claims Tribunal and he should bring all the original documents. The matter is deferred to be considered in the next meeting dated **29.07.2024**.

26. The application of **Ms. Tanu Tomar @ Priya Thapar, Advocate (D/11201/2021)** is considered. The applicant is stated to have

undergone treatment for Endometriosis. Medical records perused. The verified bill amount from the hospital is Rs.51,635/-. The Committee is of the considered view that an ex-gratia sum of **Rs. 50,000/- (Rupees fifty thousand)** be sanctioned to the applicant. Application is, therefore, disposed off.

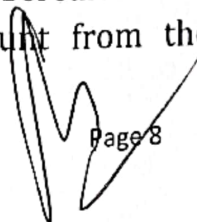
27. The application of **Mr. Pramod Kumar, Advocate (D/63/2002)** is considered. The applicant is stated to have been suffered from cancer and has been treated AIIMS hospital, therefore, no expenses may have been incurred. However, he has demanded Rs. 2 lakh. It has been informed that the Full House of the Council has already sanctioned a sum of Rs. 2 lakh to the applicant vide its meeting dated 31.05.2024 and the same has already been paid to the applicant. In view of the same no more ex-gratia can be paid from the Trust. The application is thus disposed off.

28. The application of **Mr. Ankit Kumar Mishra, Advocate (D/8801/2022)** is considered. The applicant is stated to have undergone treatment for Gall Bladder Stone. Records perused. The verified amount from the hospital is Rs.18,975/-. The Committee deems it appropriate to sanction an ex-gratia sum of **Rs.18,000/- (Rupees eighteen thousand)** to the applicant. Application is therefore, disposed off.

29. The application of **Mr. Joginder Singh Sehrawat, Advocate (D/5043/2015)** is considered. The applicant is stated to have undergone treatment for bipolar disorder. From the application, it is apparent that he is a member of CM Welfare Scheme. Notice be issued to the applicant to explain why he has not claimed Mediciam from CM Welfare Scheme. If he has claimed, why it was not given. The applicant should appear before the Committee alongwith all the records, in its meeting on **29.07.2024**.

30. The application of **Mr. Mohinder Kumar Arora, Advocate (D/1774/2008)** is considered. The applicant is stated to have undergone treatment for cataract operation. Documents perused. The hospital has verified an amount of Rs.16,000/- and accordingly, the Committee deems it appropriate to sanction a sum of **Rs.15,000/- (Rupees fifteen thousand)** to the applicant. Application is thus disposed off.

31. The application of **Mr. Abhishek Tomar, Advocate (D/10100/2022)** is considered. The applicant is stated to have undergone treatment of tuberculosis in intestine. Medical documents perused. The verified amount from the hospital is Rs.55,000/-. The





Committee is of the considered view that an ex-gratia sum of **Rs. 55,000/- (Rupees fifty-five thousand)** be sanctioned to the applicant.

32. The application of **Mr. Parmit Kumar, Advocate (D/2634/2015)** is considered. The applicant is stated to have undergone treatment for post op case of exploration for perforation and repair of ileal perforation (due to typhoid intestine-broken up, fever/surgery). Perusal of the records suggests that verification report has not been received from the hospital. Notice be issued to the applicant to appear before the Committee in its meeting on **29.07.2024** alongwith original documents of his treatment. In the meanwhile, again letter be sent to the hospital for verification.

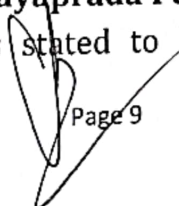
33. The application of **Mr. Rahul Kumar, Advocate (D/12563/2023)** is considered. The applicant is stated to have undergone treatment for kidney stone. The verified amount is Rs.58,000/-. The Committee is of the view that an ex-gratia sum of **Rs.50,000/- (Rupees fifty thousand)** be sanctioned to the applicant and his application is thus disposed off.

34. The application of **Mr. Palash, Advocate (D/5443/2020)** is considered. The applicant is stated to have undergone treatment for Gall Bladder Stone. Medical records perused. The verified bill amount is Rs.71,900/-. The Committee is of the considered view that an ex-gratia sum of **Rs.50,000/- (Rupees fifty thousand)** be sanctioned to the applicant. Application is thus disposed off.

35. The application of **Mr. Nitin Bindal, Advocate (D/4378/2018)** is considered. The applicant is stated to have undergone treatment for Bell's palsy. Medical records perused. As against his claim of Rs. 28,030/- the hospital has verified the amount at Rs.18,040/-. The Committee decided to sanction an ex-gratia sum of **Rs.18,000/- (Rupees eighteen thousand)** to the applicant, thereby disposing of his application.

36. The application of **Mr. Rajesh Kumar Jha, Advocate (D/2605/2016)** is considered. The applicant is stated to have undergone treatment for Myringoplasty surgery. Medical records perused. The verified bill amount by the hospital is Rs.35,000/- as against the claim of Rs.36,709/-. The Committee is of the view that an ex-gratia sum of **Rs.35,000/- (Rupees Thirty-Five Thousand)** be sanctioned to the applicant as one time relief. Application is thus disposed off.

37. The application of **Ms. Jayaprada Pal, Advocate (D/1328/2018)** is considered. The applicant is stated to have undergone treatment for



Page 9

laparotomy ND rupture. The verified bill amount is Rs.65,000/-. The Committee deems it appropriate to sanction an ex-gratia sum of Rs.50,000/- (**Rupees fifty thousand**) to the applicant. Application is thus disposed off.

38. The application of **Mr. Siddharth Goswami, Advocate (D/5552/2018)** is considered. The applicant is stated to have undergone treatment for renal biopsy. Notice be issued to the applicant as there is no specific demand and the bill was not verified. The applicant be asked to appear before the Committee in its next meeting dated **29.07.2024** alongwith all original documents.

39. The application of **Mr. Ram Kumar Gautam, Advocate (D/836/1990)** is considered. The applicant is stated to have undergone treatment for cataract. The verified bill amount is Rs.80,000 as against the claim of Rs. 90,000/-. The Committee deemed it appropriate to sanction an ex-gratia sum of **Rs.50,000/- (Rupees fifty thousand)** to the applicant. Application is thus disposed off.

#### **Minutes of Supplementary Agenda :**

S-1. The application of **Mr. Zuheb Nazmi, Advocate (D/868/2015)** is considered. The applicant is stated to have undergone treatment after he met with an accident. Application alongwith documents perused. The Committee is of the view that notice be issued to the applicant to explain how and in what manner he met with the accident and if it was a road accident, he should file a copy of FIR and any claim from Accidents Claims Tribunal and he should bring all the original documents. The matter is deferred to be considered in the next meeting dated **29.07.2024**.

S-2. The application of **Mr. Vipin Shandilya, Advocate (D/2718/2021)** is considered. The applicant is stated to have undergone treatment for comminuted fracture. Medical records perused. There is no verification report. Council is of the view that notice be issued to the M.S. of the hospital to clarify as to why he has not verified the records of the patient when employee of the AWFTC visited the hospital. The hospital be further informed that the Bar Council of Delhi is a statutory body and the hospital authority is under obligation to provide information and documents of treatment of patients as asked for by the Trust. The application is deferred to be considered in its next meeting dated **29.07.2024**. Notice be also





issued to the applicant to appear before the Council on the said date alongwith original medical documents.

S-3. The application of **Mr. Nishan Singh, Advocate (D/491/1981)** is considered. The applicant is stated to have undergone treatment for heart ailment. Records reveal that the applicant is a not a member of Advocates Welfare Fund Trust. The Committee decides it appropriate to forward this application to the Indigent & Disabled Lawyers Committee.

With the permission of the Chair, the following agenda is taken up.

1. The application of Mr. Rachit Sahney for financial help has been received through WhatsApp. Council is of the view that the same be put up in its next meeting i.e. **29.07.2024**. Notice be issued to him to appear on the said date.

Meeting concluded with a vote of thanks to the Chair.

