



भारतीय विधिज्ञ परिषद्  
**BAR COUNCIL OF INDIA**

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**MANAN KUMAR MISHRA**

Senior Advocate

CHAIRMAN

**Date: 02.08.2012**

**BCI:D: 3360/2012 (Council/Ch.)**

- 1. All the Hon'ble Chairmen, Vice-Chairmen & Members Of State Bar Councils in India**
- 2. All the Hon'ble Convenors/Co-Convenors & Members Of Steering Committee.**
- 3. All the Secretaries, Of State Bar Councils in India**
- 4. All the Presidents/Secretaries Of Bar Associations in India**

**Sub.: To postpone of "Dharna" on 8<sup>th</sup> August 2012 scheduled to be held at Jantar Mantar, New Delhi and "Rally" and Peaceful Procession" of lawyers' Representatives across the country on 27<sup>th</sup> August 2012 for the time being.**

Sir(s),

A delegation of Bar Council of India was convened by Hon'ble Shri Kapil Sibal, Hon'ble Minister of Human Resource and Development, Government of India on 30.7.2012 at 8.00 pm in the distinguished presence of Shri Salman Khurshid, Hon'ble Minister of Law and Justice, Government of India to deliberate on the issues raised by the Bar Council of India over the HER Bill 2011 and other offending Bills. After proper deliberations the Hon'ble Minister of H. R. D. Shri Kapil Sibal has agreed to make all necessary amendments in the Higher Education and Research Bill 2011 and other connected Bills and Shri Kapil Sibal has also given assurances in writing that the powers vested with Bar Council of India and State Bar Councils will not be affected by the aforementioned Bills and Shri Kapil Sibal in the presence of Hon'ble Law Minister Shri Salman Khurshid has assured to the Members of the Delegation to make the necessary amendments and take proper steps at the appropriate time and to honour our Demands. In view of the positive assurances of the Hon'ble Minister in writing and also in view of a positive assurance by Hon'ble Shri P. Chidambaram, Union Minister, Government of India, the Bar Council of India has decided to postpone (for the time being) the agitational programmes of "Dharna" (which was proposed to be held on 8<sup>th</sup> August 2012 i.e. Wednesday) at Jantar Mantar and "Rally" and Peaceful Procession" of lawyers' Representatives across the country (which was scheduled to be held on 27<sup>th</sup> August 2012 i.e. Monday).

The Bar Council of India expresses its gratitude and sincere thanks to all the Hon'ble Chairmen, Vice-Chairman and Members of the State Bar Councils, Hon'ble Convenors/Co-Convenors and Hon'ble Members of the Steering Committee as also all the Members of the legal fraternity for their honest and sincere efforts in saving the institutions. It is due to your tireless efforts that 1.7 million of lawyers have been able to show their solidarity and obviously, the Government has agreed to accept our demands because of your active cooperation, blessing and guidance of senior members of the Bar and active participation of the young members. We shall always succeed in keeping the independence of the profession intact with such co-operation.

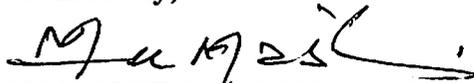
**It is made clear that if the Government (HRD Ministry) backs-out from its assurances given by it, we shall intensify our agitation and fight for the protection of the Institution with more vigour. Therefore, we have not withdrawn or canceled our agitational-programmes, rather we are simply postponing it for the present.**

I shall be in regular touch with you and I shall make you acquainted with the future developments in this regard.

In view of the above, Council request you to postpone the agitational programmes of "Dharna" which is proposed to be held on 8<sup>th</sup> August 2012 at Jantar Mantar and "Rally and Peaceful Procession" which is scheduled to be held on 27<sup>th</sup> August 2012 i.e. Monday for the time being.

Thanking you,

Yours sincerely,



[MANAN KUMAR MISHRA]

Chairman

Bar Council of India

**Note: A copy of letter of assurance received from Hon'ble Minister of H. R. D. is enclosed for your kind information.**

Encl:- as above

कपिल सिब्बल  
KAPIL SIBAL



मंत्री  
मानव संसाधन विकास,  
संचार एवं सूचना प्रौद्योगिकी  
भारत सरकार, नई दिल्ली - 110 115

MINISTER OF  
HUMAN RESOURCE DEVELOPMENT,  
COMMUNICATIONS AND INFORMATION TECHNOLOGY  
GOVERNMENT OF INDIA  
NEW DELHI - 110 115

July 30, 2012

Dear Mr. Mishra,

Union Law Minister Shri Salman Khurshid, Shri K. C. Mittal, and you along with the distinguished members of the Bar Council of India met me on July 30, 2012, conveyed to me your concerns about the proposed Higher Education and Research Bill, 2011.

In furtherance to my letter of July 6, 2012 to you and Members of the Bar Council, I wish to state that the assurances contained in that letter will be honoured. Further, the powers of the Bar Council of India in relation to educational institutions leading to grant of degree for the practice of law shall not be affected.

With regards,

Yours sincerely,

  
(Kapil Sibal)

**Shri Manan Kumar Mishra,**  
Chairman,  
Bar Council of India,  
21, Rouse Avenue Institutional Area,  
**New Delhi - 110 002.**