

All India Federation of Tax Practitioners

(An Association of Advocates, Chartered Accountants & Tax Practitioners of India)

Regd. Office : 215, Rewa Chambers, 31, New Marine Lines, Mumbai 400 020.

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December 14, 2023

SUB : FIRST & FINAL WARNING NOTICE

Dear Contesting Candidates (as per list attached),

As you all are aware that Election Notice & Election Code of conduct were notified on 31.10.2023 for its publication in AIFTP times mentioning therein that election code of conduct shall come into force from 1.11.2023 which will be in force till Election process is over & members were advised to follow the said code of conduct strictly. But since filing of nominations started on 18.11.2023, the Election Committee took a decision for strict compliance of the Election code of conduct by the contesting candidates only from 18.11.2023 i.e. the date of starting of filing of nominations instead of 1.11.2023.

But Election Committee has received numerous representations for considering the complaints from original date i.e. 1.11.2023 instead of 18.11.2023 for the purpose of taking action against the contesting candidates against whom complaints of violation were received and as such the Election Committee hence directed the Secretariat for preparing chart of entire complaints from 1.11.2023 to 13.12.2023 so that same could be considered by the Election Committee for appropriate decision on the complaints regarding alleged violation of election code of conduct by the contesting candidates.

The chart prepared by the Secretariat has been deliberated by the Election Committee in order to ensure free & fair elections and as such all complaints received till date have been disposed of by the Election Committee by way of this warning Notice.

Without going into uncalled for controversies, the Election Committee has examined the complaints for violation of code of conduct from 1.11.2023 to 13.12.2023 and has taken a conscious decision that the `first & final warning` be issued to the contesting candidates as per Rule 16 of Election Code of Conduct in overall interest of AIFTP members whose name appear in the enclosed chart. **(Chart of Violations is annexed herewith as Annexure - A)**

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However, if any complaint of any further violation is received against any contesting member henceforth, strict action shall be taken against such contesting candidate in terms of the Rule 16 of Election Code of Conduct.

The relevant portion of Election Code of Conduct (under the Rules of the Memorandum of Association and Rules and Regulations as amended and adopted from time to time) is reproduced below: -

“16..... A second breach shall automatically debar or disqualify the candidate from contesting for the election, with or without any enquiry, which shall be at the discretion of the Chief Election Officer.”

In view of the above, the Election Committee is of the view that since first and final warning Notice is being given by way of this circular, **it is expected that all the contesting candidates will hereinafter shall strictly abide by the Election Rules & shall follow the Election Code of Conduct with utmost sincerity & will give full cooperation to the Election Committee for conducting free & fair elections in overall interest of AIFTP.**

K. C. Kaushik

Chief Election Officer

AIFTP NEC elections for the term 2024 & 2025

To,
The Chief Election officer & other Election Officers
AIFTP NEC Elections for the terms 2024 & 2025

Dated : 13.12.2023

Sub : OFFICE REPORT BY WAY OF CHART OF VIOLATION OF ELECTION CODE OF CONDUCT BY THE CONTESTING CANDIDATES, AIFTP NEC ELECTION 2024 & 2025 BASED ON THE COMPLAINTS RECEIVED FOR THE PERIOD 1.11.2023 TO 13.12.2023 BY THE ELECTION COMMITTEE

Respected Sirs,

As directed by your good self, I have prepared the following chart on the basis of complaints received on email & checking different AIFTP official WhatsApp groups for your considerations & appropriate action.

Sr. No.	Name of the Places of Violation	Nature of Violation		Name of the Violators	Action taken by the Election Committee
		DIAS SHARED	Pamphlets/Flyers		
1	Kolkata Convention, Brochure		Flier circulated number of times in different AIFTP Groups reflecting their names	Mr. Narayan P. Jain, Mr. Ramdev Kakra, Mr. Rajesh Mehta, Mr. Vinay Kumar Jolly, Mr. Vivek Agarwal, Mr. Pradosh Patnaik, Mr. Basudeb Chatterjee, Mr. Devesh Poddar, Mr. Samir S. Jani, Mr. C. Sajeeva Rao, Dr. Naveen Ratan, CA Anil Mathur, Mr. Nitin Gautam, Mr. M.V.J.K. Kumar, Mr. Anuj Bansal, Dr. Hemant S. Modh, Mr. Sandeep Agarwal, Mr. G. Baskar, Mr. Ashvin A. Acharya, N. D. Saha, Arun Agarwal, S. Venkataramani, A. K. Srivastava	Final Advisory and/or Notice by way of warning issued to all contesting candidates on 14.12.2023 for their violation of Election Code of Conduct.

2	NTC at Varanasi on 04.11.2023	Dias Shared	Photos uploaded on Website and Circulated in different groups.	Mr. Om Prakash Shukla, Mr. Puneet Kumar Singh, Mr. Rajesh Mehta, Mr. Anil Mathur, Mr. Asim Zafar, Mr. Sanjay Kumar Verma, Mr. Sandeep Agarwal, Mr. Vinayak Patkar, Mr. A. K. Srivastava, Mr. Narayan Jain	Final Advisory and/or Notice by way of warning issued to all contesting candidates on 14.12.2023 for their violation of Election Code of Conduct.
3	Visit of Past President at the Resident of Mr. Om Prakash Shukla on 14.11.2023		Varanasi Photos of one of the Past President at the Residence of Mr. Om Prakash Shukla shared in different groups	Mr. Om Prakash Shukla	Final Advisory and/or Notice by way of warning issued to all contesting candidates on 14.12.2023 for their violation of Election Code of Conduct.
4	Holding Press conference 02.11.2023		Varanasi	Mr. Asim Zafar & Mr. Om Prakash Shukla	Final Advisory and/or Notice by way of warning issued to all contesting candidates on 14.12.2023 for their violation of Election Code of Conduct.
5	Pune NTC on 27.11.2023	Dias Shared		Mr. Narendra Sonwane, Mr. Shripad Bedarkar	Final Advisory and/or Notice by way of warning issued to all contesting candidates on 14.12.2023 for their violation of Election Code of Conduct.
6	Diwali Sneh Milan on 18.11.2023		Photos uploaded on Website and Circulated in different groups and also on social media on 20.11.2023	Mr. Anil Mathur, Mr. Sandeep Agarwal, Mr. Vinay Kumar Jolly	Final Advisory and/or Notice by way of warning issued to all contesting candidates on 14.12.2023 for their violation of Election Code of Conduct.
7	Professional Meet in the Honor of Chandra Mohan Batwada		Flier issued in different groups	Mr. Vinay Kumar Jolly and Mr. Sandeep Agarwal	Final Advisory and/or Notice by way of warning issued to all contesting candidates on 14.12.2023 for their violation of Election Code of Conduct.

	(Advocate) on 20.11.2023 at Jaipur				
8	10 Days Zoom Webinar		Flyer shared in Different Groups	Mr. Vinay Kumar Jolly and Mr. Sandeep Agarwal	Final Advisory and/or Notice by way of warning issued to all contesting candidates on 14.12.2023 for their violation of Election Code of Conduct.
9	Hotel Niharika on 18.11.2023 @ Kolkata	Dias Shared	Photos uploaded in AIFTP Groups and social media	Mr. Narayan Jain and Mr. R.D. Kakra & Mr. N. D. Shah	Final Advisory and/or Notice by way of warning issued to all contesting candidates on 14.12.2023 for their violation of Election Code of Conduct.
10	Sri Lanka Tour 03.12.2023 to 08.12.2023		Flyer issued for Tour	Mr. Santosh Gupta, Chairman International Tour, Mr. Anil Mathur, Patron, Mr. Smit Sourabh, Mr. Pradosh Patnaik	Final Advisory and/or Notice by way of warning issued to all contesting candidates on 14.12.2023 for their violation of Election Code of Conduct.
11	Food Distribution in South Zone		Photos shared in different groups	Mr. Kota Suneel Kumar	Final Advisory and/or Notice by way of warning issued to all contesting candidates on 14.12.2023 for their violation of Election Code of Conduct.
12	Activities inimical to the interest of AIFTP		Activities inimical to the interest of AIFTP	Mr. M.V.J.K. Kumar	Matter is yet to attain finality which is pending with the Office bearers, so no action is required by Election Committee at this stage.
13	NTC at Varanasi on 04.11.2023		Flyer issued on groups	Mr. Om Prakash Shukla, Mr. Puneet Kumar Singh, Mr. Rajesh Mehta, Mr. Asim Zafar, Mr. Prakash Gupta, Mr. Sanjay Kumar Verma, Mr. Sandeep Agarwal, Dr. Naveen Rattan, Mr. Vinayak Patkar	Final Advisory and/or Notice by way of warning issued to all contesting candidates on 14.12.2023 for their violation of Election Code of Conduct.

14	NTC at Varanasi on 04.11.2023	Dias Shared	Photos shared in different groups	Mr. Vinayak Patkar	Final Advisory and/or Notice by way of warning issued to all contesting candidates on 14.12.2023 for their violation of Election Code of Conduct.
15	Photos uploaded on AIFTP Family on 04.12.2023	Dias Shared with the Minister Mr. B. Rajendra Nath, Cabinet Minister, AP Government		Mr. M. V. J. K. Kumar	Final Advisory and/or Notice by way of warning issued to all contesting candidates on 14.12.2023 for their violation of Election Code of Conduct.

Now till date, no further complaints are pending from our office.

Yours Sincerely,



Ravindra J. Patade

Chief Executive Officer, AIFTP Head Office