

Companies Act, 2013,

Section 412 - Selection of Members of Tribunal and Appellate Tribunal

- (1) The President of the Tribunal and the chairperson and Judicial Members of the Appellate Tribunal, shall be appointed after consultation with the Chief Justice of India.
- (2) The Members of the Tribunal and the Technical Members of the Appellate Tribunal shall be appointed on the recommendation of a Selection Committee consisting of--
 - (a) Chief Justice of India or his nominee--Chairperson;
 - (b) a senior Judge of the Supreme Court or a Chief Justice of High Court-- Member;
 - (c) Secretary in the Ministry of Corporate Affairs--Member;
 - (d) Secretary in the Ministry of Law and Justice--Member; and
 - (e) Secretary in the Department of Financial Services in the Ministry of Finance--Member.
- (3) The Secretary, Ministry of Corporate Affairs shall be the Convener of the Selection Committee.
- (4) The Selection Committee shall determine its procedure for recommending persons under sub-section (2).
- (5) No appointment of the Members of the Tribunal or the Appellate Tribunal shall be invalid merely by reason of any vacancy or any defect in the constitution of the Selection Committee.