



Serial No.04
Supp. List

HIGH COURT OF MEGHALAYA
AT SHILLONG

WP(C). No. 246 of 2024

Date of Decision : 13.03.2025

Shri. Tushar Chanda

...Petitioner

-Versus-

1. Union of India
Ministry of Law & Justice
represented by its Secretary,
New Delhi.
2. Bar Council of India 21 Rose Avenue,
INST Area, New Delhi
represented by its Secretary.
3. Bar Council of Arunachal Pradesh, Assam,
Mizoram & Nagaland, Guwahati High Court
Complex, M.G.Road, Guwahati,
represented by its Secretary.
4. Bar Council of Meghalaya represented by
its Chairman in the premises of the
Meghalaya High Court Bar Association,
M.G.Road, Shillong.

...Respondents



Coram:

Hon'ble Mr. Justice H.S.Thangkhiew, Judge

Appearance:

For the Petitioner/Applicant(s) : Mr. S.Charkrawarty, Sr. Adv. with
Mr. E.Laloo, Adv.

For the Respondent(s) : None for R 1 & 2.
Mr. B.Pathak, Adv. for R 3
Mr. G.Syngkrem, Adv.for R 4.

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| i) | Whether approved for reporting in
Law journals etc: | Yes/No |
| ii) | Whether approved for publication
in press: | Yes/No |
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JUDGMENT AND ORDER (ORAL)

1. This instant writ petition had been instituted by the petitioner due to the inaction of the respondent No. 2 in transferring the name of the writ petitioner to the roll of the Bar Council of Meghalaya. In the course of the proceedings, the petition's grievances have since been redressed and the transfer as far as he is concerned, has been affected.

2. However, Mr. S.Chakrawarty, learned Sr. counsel assisted by Mr. E.Laloo, learned counsel on behalf of the petitioner has submitted that this problem is not confined to the writ petitioner alone, but concerns a large number of advocates numbering 287 from the State of Meghalaya whose



transfers are yet to be effected by the Bar Council of India or Bar Council of Assam etc. He submits that as the issue is of grave importance to all the advocates practicing within the jurisdiction of Meghalaya that the scope of this writ be enlarged and directions be issued to the respondents No. 2 and 3 to expedite the process.

3. Mr. K.S.Kynjing, who is the Chairman of the Meghalaya Bar Council is present in Court today and has also voiced his concern in this regard.

4. This Court having considered the submissions of the learned counsel for the parties which is for the benefit of the members, and on perusing the affidavit of the respondent No. 4 Meghalaya State Bar Council has noted that at Annexure-1 of the said affidavit, a communication dated 23-09-2017, from the respondent No. 2 addressed to the respondent No. 4 has enclosed the names of the advocates who have opted for transfer, but the same is yet to be effected.

5. On these facts and circumstances, this Court deems the instant case to be a fit case to expand the scope of this writ petition, and accordingly directs the respondent No.2 as far as the list dated 23-09-2017 is concerned, and also the respondent No. 3 for any other names that might have escaped, to expedite the process of transfer in order that the advocates



practicing within the jurisdiction of the State of Meghalaya not suffer. As the order has been passed in the absence of the respondent No. 2, let a copy of this order be supplied by the registry. It is expected that the process be completed expeditiously preferably within a period of six months from the date of this order.

6. With the above directions, matter stands closed and disposed of.

Judge