

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.01.2017

CORAM

THE HONOURABLE MR.JUSTICE M.M.SUNDRESH
AND
THE HONOURABLE MR.JUSTICE K.RAVICHANDRABAABU

W.P.No.40152 of 2016
& W.M.P.No.34195 of 2016

S.Thiru Saravanan ...Petitioner
Vs.

1.The Chairman,
Bar Council of Tamil Nadu
and Puducherry,
High Court Campus,
Tamil Nadu.

2. The Chairman,
Bar Council of India,
21, Rouse Avenue Institutional Area,
New Delhi-110 002. ...Respondents

Prayer:-Writ petition is filed under Article 226 of the Constitution of India praying to issue writ of Mandamus directing the respondents not to enroll the law graduates before the completion of All India Bar Examination.

For Petitioner : Mr.S.Thiru Saravanan,
Party-in-person

For Respondents: Mr.S.Y.Masood for R1
Mr.S.R.Rajagopal for R2

ORDER

(Order of the Court was made by

The sum and substance of the grievance of the petitioner is that no enrollment is made because of his non-completion of the Bar Examination. Unfortunately, the status, which stands as of now is otherwise. The Bar Council of India is rethinking in this regard.

2. In the counter affidavit filed, the Bar Council of

India states as follows:-

Furthermore, the Bar Council of India has proposed amendments to the Advocates Act, 1961 to introduce and revamp some of the prevalent practices of the Bar Council of India. The said proposed amendments contain inter alia draft clauses whereby it would be mandatory for a person to be qualified to enrol in the State roll only if he/she passes the All India Bar Examination.

3. Thus the process of examining the said issue is on. In such view of the matter, we do not propose to keep the writ petition pending. Accordingly, the writ petition stands closed. No costs. However, liberty is given to the petitioner to file appropriate petition after concrete discretion is taken by the Bar Council of India followed by the statutory prescription. Consequently, connected miscellaneous petition is also closed.

Sd/-
Assistant Registrar (CS III)

//True Copy//

Sub Assistant Registrar

raa
To

1. The Chairman,
Bar Council of Tamil Nadu and Puducherry,
High Court Campus,
Tamil Nadu.

2. The Chairman,
Bar Council of India,
21, Rouse Avenue Institutional Area,
New Delhi-110 002.

+ 1 cc to Mr.Sy.Masood, Advocate Sr.5153
+ 1 cc to Mr.S.R. Rajagopal, Advocate Sr.5526
+ 1 cc to Mr.S. Thirusaravanan, Advocate SR.5629

W.P.No.40152 of 2016

KJI (CO)
Eu 17.2.17