

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

CWP No.22604 of 2017

Date of Decision: 4th October, 2017

Prithipal Singh Sohal

. . . . Petitioner

Vs.

District Bar Association (DBA) Mohali and another

. . . . Respondents

CORAM: - HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present: Mr.Ravi Kant Sharma, Advocate,
for the petitioner.

RAKESH KUMAR JAIN, J. (ORAL)

This petition is filed by the alleged member of the District Bar Association Mohali, who is seeking a writ in the nature of mandamus to direct the respondents to consider his case for the purpose of allotment of permanent chamber in the New Judicial Courts Complex, Mohali.

It is alleged that the petitioner is a practicing advocate and is shown in the list of members at Sr. No.556. It is further alleged that a temporary list was prepared for allotment of chambers to the members and thereafter a final list has been prepared in which the name of the petitioner is conspicuous by its absence. The petitioner moved an application but his application has not been entertained and hence, he has approached this Court.

During the course of hearing, learned counsel for the petitioner has submitted that the entire problem has occurred because of the reason that there are two Bar Associations in the District Bar Association, Mohali. Respondent No.1 is not accepting the petitioner to be a member of their Association, therefore, his application is not being considered.

I have heard learned counsel for the petitioner and after examining the record, am of the considered opinion that in such circumstance where there is a dispute about the identity of the petitioner much less being the member of the Bar Association, Civil Court is the only place where the petitioner could seek redressal of his grievance because it is a question of fact for which evidence has to be led by the petitioner to prove that he is a member of the Bar Association, Mohali and would be eligible for allotment of chamber that too on the basis of some guidelines.

With these observations, I do not find any reason to interfere in this petition and hence the same is hereby disposed of. The petitioner may, if so advised, avail his remedy of filing a suit.

4th OCTOBER, 2017

Vivek

**(RAKESH KUMAR JAIN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No