



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 31.03.2022

CORAM

THE HONOURABLE MR. JUSTICE R. MAHADEVAN
and
THE HONOURABLE MR. JUSTICE J.SATHYA NARAYANA PRASAD

W.P.No.32177 of 2019
and
W.M.P.No.32462 of 2019

1.K.Ramadoss
2.K.Vasu

.. Petitioners

Versus

- 1.The Bar Council of Tamilnadu and Puducherry,
Rep by its Secretary,
High Court Complex,
Chennai 600 104.
- 2.E.Lenin, Advocate
- 3.The Secretary to Government,
Home Department, Government of Tamilnadu,
Fort St. George, Secretariat, Chennai 600 009.
- 4.The Director General of Police,
Mylapore, Chennai.
- 5.The Superintendent of Police,
Thiruvallur District.
(R3 to R5 suo-motu impleaded as per the order
of this court dated 10.01.2020)

..Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus to direct the 1st respondent Bar Council of Tamil Nadu and Puducherry to fairly consider the complaint dated 30.01.2019 in complaint No.147 of 2019 made by the petitioners against the 2nd respondent and take such action in accordance with the Advocates Act, 1961 to uphold the dignity and nobility of the Advocate profession.

For Petitioners :Mr.Stalin Abhimanyu
For Respondents :Mr.M.Fakkir Mohideen for R1
Mr.Leo Valan for R2



ORDER

(Order of the court was made by R. MAHADEVAN, J.)

Heard all the parties and perused the documents enclosed in the typed set of papers.

2.The prayer made in this Writ Petition is to issue a writ of mandamus, directing the first respondent to consider the complaint bearing no.147 of 2019 dated 30.01.2019 made by the petitioners against the 2nd respondent and take action in accordance with law.

3.According to the petitioners, the land in Survey No.12/6 Sundaracholavaram, Poonamallee, belongs to them and the revenue records in respect of the same stand in their names. While so, the second respondent, by creating some forged certificate, attempted to grab the said land. Hence, the petitioners, besides lodging a criminal complaint, made a complaint on 30.01.2019 to the first respondent against the second respondent, which was registered as complaint no.147 of 2019 and the same is pending without any action.

4.Considering the limited relief sought herein, this court, without going into the merits of the case, directs the first respondent to take action on the petitioners' complaint no.147 of 2019, dated 30.01.2019, by conducting enquiry, if not conducted earlier, and pass appropriate orders, on merits and in accordance with law, after providing an opportunity of hearing to the petitioners, within a period of six months from the date of receipt of a copy of this order. Such order be passed without causing any further delay and communicate the same to the petitioners.

5.With the aforesaid direction, this writ petition stands disposed of. No costs. Consequently, connected Miscellaneous Petition is closed.

s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar



dhk/vkr

To

- 1.The Secretary,
Bar Council of Tamilnadu and Puducherry,
High Court Complex,
Chennai 600 104.
- 2.The Secretary to Government,
Home Department, Government of Tamilnadu,
Fort St. George, Secretariat, Chennai 600 009.
- 3.The Director General of Police,
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- 4.The Superintendent of Police,
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RSV(CO)
SP(22/04/2022)