



*W.M.P.No.33409 of 2022
in W.P.(MD)No.27523 of 2022*

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M.SUNDAR, J.
and
N.SATHISH KUMAR, J.

(Order of the Court was made by M.SUNDAR, J.)

This order will now dispose of the captioned 'Writ Miscellaneous Petition' ('WMP' for the sake of brevity).

2 This order has to be read in conjunction with and in continuation of proceedings made in W.P.(MD)No.27523 of 2022 and W.M.P.(MD)No.21615 of 2022 in W.P.(MD)No.27523 of 2022 in the previous listing on 14.12.2022, which reads as follows:

'Captioned matter has been listed before this Division Bench by way of an order dated 13.12.2022 made by Hon'ble Acting Chief Justice on the administrative side.

2 In the light of the earlier proceedings in the previous listing on 12.12.2022 made by a Division Bench presided by Hon'ble Acting Chief Justice, the matter was listed today for hearing.

3 Ms.Sudarshana Sunder, learned counsel who was before us submitted that though she



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represented the counsel for writ petitioner in the previous listing on 12.12.2022, she does not want to argue the matter now as a matter of propriety. This submission is owing to learned counsel being one of the applicants qua senior counsel designation. Thereafter, Mr.B.Ravi Raja, learned counsel who is before us submits that he is representing the counsel on record for writ petitioner. Learned counsel submitted that he is ready to advance submissions but Ms.D.Prasanna, learned counsel who is before us submits that Women Lawyers' Association, Madras High Court, Chennai-600 104 has filed a implead petition vide SR.No.140589/2022 dated 13.12.2022 (yesterday) and requests for rescheduling of the captioned matter and listing of the same on Monday saying that the implead application has to be brought on Board and a Senior Advocate has to be briefed. Ms.D.Prasanna, learned counsel made a request that the petitioner's counsel may also please be heard on Monday and made a fervent plea for rescheduling. To be noted, counsel on record for writ petitioner are not before this Court and we are informed that rescheduling/listing on Monday (19.12.2022) would enable second named counsel on record Mr.M.Sivakumar to travel from Madurai and be before this Court.

4 Learned counsel on record to remove the objections if any, Registry to process the



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aforementioned implead application
(SR.No.140589/2022 dated 13.12.2022) and list it on
Board if in order.

5 In the light of the narrative thus far, list
this matter on Monday (19.12.2022) at 02.15 p.m.'

3 Pursuant to the aforementioned proceedings, Women
Lawyers' Association represented by its Secretary has taken out the
captioned WMP which is on board before us. Ms.Chitra Sampath,
learned Senior Advocate instructed by Ms.D.Prasanna and assisted by
Ms.S.Vennila, Ms.D.Latha, Ms.T.K.S.Bharathi, Ms.A.Parveen and
Ms.Sheik Mehrunnisa Kasim is before us on behalf of petitioner in
captioned WMP.

4 Learned Senior Advocate submits that there are some factual
errors in the support affidavit as regards prefix of the writ petitioner and
the prayer in the writ petition. To be noted, the support affidavit
erroneously says that prayer in writ petition challenges two notifications
of Madras High Court. Learned counsel Mr.B.Ravi Raja, representing
Mr.R.R.Kannan and Mr.M.Sivakumar, counsel on record for writ
petitioner in his submissions on behalf of petitioner also made it clear



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that the notifications being Notification No.1/2020/Permanent Secretariat for Designation of Senior Advocate, dated 31.10.2020 and Notification No.2/2022/SSA, dated 04.08.2022 have not been assailed. Learned Senior Advocate submits that notwithstanding this position, the prayer in the captioned WMP may please be considered. It was emphasized that the petitioner Association espouses the cause of about 5000 women lawyers in the Principal Seat and the Madurai Bench of Madras High Court.

5 Owing to the nature of the matter, considering the facts and circumstances of the case, in the light of the obtaining position, it was submitted that it will suffice if the petitioner in captioned WMP is given audience as a intervenor. This request is acceded to.

6 Mr.B.Ravi Raja, representing the counsel on record for writ petitioner does not oppose the request of the petitioner in captioned WMP to be heard as a intervenor.

7 Petitioner in captioned WMP though not impleaded as party qua captioned main writ petition [W.P.(MD)No.27523 of 2022] will now be heard as a intervenor.



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8 Captioned WMP ordered on above terms. There shall be no order as to costs.

(M.S., J.) (N.S.K., J.)
19.12.2022

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19.12.2022