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WP No. 1409 / 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.02.2023

CORAM:

THE HONOURABLE MR. JUSTICE R. MAHADEVAN
and
THE HONOURABLE MR. JUSTICE MOHAMMED SHAFFIQ

Writ Petition No. 1409 of 2023

G.Anbarasi

... Petitioner

Versus

1. The Secretary, Enrolment committee
Bar Council of Tamilnadu & Puducherry
Madras High Court Campus,
Chennai – 600 104.

2. The Chairman
Bar Council of Tamilnadu & Puducherry
Madras High Court Campus,
Chennai – 600 104.

3. The Inspector of Police
Manavalakurchi Police Station
Kanyakumari District – 629252.
(Crime No 81 / 2019)

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for a Writ of Mandamus, directing the first respondent to



WP No. 1409 / 2023

enrol the petitioner as an Advocate in the Roll of Bar Council of Tamil Nadu and Puducherry within the fixed time frame.

For Petitioner : Mr. M. Selvam for Mr. M. Arunachalam.

For Respondents : Mr. C.K. Chandrasekaran for R1 & R2.

ORDER

[Order of the Court was made by R. MAHADEVAN, J]

Heard Mr. M. Selvam, learned counsel appearing for the petitioner and Mr. C.K. Chandrasekaran, learned counsel appearing for the respondents 1 and 2.

2.The prayer made in this writ petition is to issue a Writ of Mandamus, directing the respondents 1 and 2 to enroll the petitioner as an Advocate in the Bar Council of Tamil Nadu and Puducherry, within a time frame to be stipulated by this court.

3.It is the case of the petitioner that she has completed LLB degree and made application on 29.09.2022 seeking to enrol her as an Advocate before the Bar council of Tamil Nadu and Puducherry, enclosing the relevant certificates and undertaking affidavits. However, her name was not considered for enrolment by the respondents 1 and 2, citing pendency



WP No. 1409 / 2023

of the criminal case against her. Aggrieved by the same, the petitioner is before this court with the present writ petition.

4. Though the learned counsel for the petitioner reiterated the averments made in the writ petition that the petitioner has been falsely implicated in the criminal case and she has nothing to do with the alleged offence, he ultimately submitted that the petitioner would be satisfied, if a direction is issued to the respondents, to consider her application dated 29.09.2022, on merits and in accordance with law, within a time frame to be stipulated by this court, for which, the learned counsel appearing for the respondents has no serious objection.

5. Considering the limited scope of the prayer now sought for by the petitioner, without expressing any opinion on the claim made by the petitioner, there shall be a direction to the respondents 1 and 2 to consider the petitioner's application, dated 29.09.2022 and pass appropriate orders, on merits and in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order.

6. With the above direction, this Writ Petition stands disposed of.
No costs.

(R.M.D.,J)
22.02.2023

(M.S.Q.,J)



WP No. 1409 / 2023

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WEB CO Index: Yes / No

Speaking Order / Non-speaking Order

Neutral Citation: Yes / No



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WP No. 1409 / 2023

**R. MAHADEVAN, J
and
MOHAMMED SHAFFIQ, J**

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Copy To

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