



W.P.No.27514 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 21.09.2023

CORAM

THE HON'BLE Mr. JUSTICE R. MAHADEVAN

AND

THE HON'BLE Mr. JUSTICE MOHAMMED SHAFFIQ

W.P.No.27514 of 2023

KST Vimal

.. Petitioner

Vs.

1.The Bar Council of Tamil Nadu and Puducherry
Rep. by its Secretary
Madras High Court Campus
Chennai 600 104

2.The Chairperson
Enrollment Committee
Bar Council of Tamil Nadu and Puducherry
Madras High Court Campus, Chennai 600 104

3.State rep. by
The Deputy Superintendent of Police
O/o.The Deputy Superintendent of Police
Perambalur, Perambalur District

4.The Inspector of Police
Perambalur Police Station
Perambalur District

.. Respondents



W.P.No.27514 of 2023

Writ Petition filed under Article 226 of the Constitution of India to issue a writ of mandamus directing the respondents 1 and 2 to process the petitioner's application No.PR/2023/19559 dated 10.07.2023 for enrolment as an Advocate and enroll the petitioner as Advocate by considering the petitioner's representation dated 11.09.2023 within a time frame fixed by this Court.

For Petitioner : Mr.I.Abdul Basith
For R1 & R2 : Mr.C.K.Chandrasekar
For R3 : Mr.C.E.Pratap
Government Advocate (Crl. Side)

ORDER

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

This writ petition has been filed seeking a direction to the respondents 1 and 2 to consider the petitioner's representation dated 11.09.2023, thereby allowing him to enroll as an advocate before the Bar Council of Tamil Nadu and Puducherry.

2. It is the case of the petitioner that after completion of law degree, he submitted an application seeking enrollment as an Advocate, before the Bar Council of Tamil Nadu and Puducherry, enclosing all the requisite documents on 10.07.2023. However, the said application was pending without any



W.P.No.27514 of 2023

consideration. On enquiry with the office of the 1st respondent, the petitioner came to know that his application for enrollment was withheld by the respondents, due to the pendency of the case in Perambalur P.S. Cr.No.1524 of 2021 registered for the alleged offences u/s.294(b), 323, 324, 341, 506(II) and Sections 3(1)(r) and 3(1)(s) of the SC/ST (POA) Act, 1989. Therefore, the petitioner submitted a representation dated 11.09.2023, requesting to consider his application seeking enrollment, stating that after enquiry, final report was filed before the Special Court for SC/ST Act, Perambalur, and the same was also taken on file as Spl.S.C.No.8 of 2022, challenging which, the petitioner filed CrI.O.P.No.19312 of 2023 u/s.482 Cr.P.C., in which, an order of interim stay was granted by the learned Judge, by order dated 30.08.2023. Since his representation was not considered till date, the petitioner is before this court with the present writ petition for the aforesaid relief.

3. Today, when the matter was taken up for consideration, the learned counsel taking notice for the respondents 1 and 2, submitted that the respondent authorities would consider the representation of the petitioner and pass appropriate orders, on merits, within a time frame to be stipulated by this court.



W.P.No.27514 of 2023

4. In view of the above, without expressing any opinion on the merits of the case, there shall be a direction to the respondents 1 and 2 to consider the petitioner's representation dated 11.09.2023 and pass appropriate orders, on merits and in accordance with law, after affording an opportunity of personal hearing to the petitioner, within a period of six weeks from the date of receipt of a copy of this order.

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

[R.M.D,J.] [M.S.Q, J.]
21.09.2023

Neutral Citation : Yes/No
gya

To
1.The Secretary
Bar Council of Tamil Nadu and Puducherry
Madras High Court Campus
Chennai 600 104

2.The Chairperson
Enrollment Committee
Bar Council of Tamil Nadu and Puducherry
Madras High Court Campus
Chennai 600 104

3.The Deputy Superintendent of Police
O/o.The Deputy Superintendent of Police
Perambalur, Perambalur District



W.P.No.27514 of 2023

4.The Inspector of Police
Perambalur Police Station
Perambalur District



WEB COPY



W.P.No.27514 of 2023

R. MAHADEVAN, J.
AND
MOHAMMED SHAFFIQ, J.

gya

W.P.No.27514 of 2023

21.09.2023