



W.P.(MD) No.14523 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 20.06.2023

CORAM:

**THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN
AND
THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI**

**W.P.(MD) No.14523 of 2023
and
W.M.P.(MD) No.12313 of 2023**

V.R.Nalla Senapathy

... Petitioner

-VS-

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

2. The Disciplinary Committee,
The Bar Council of Tamilnadu and
Puducherry,
Rep. by its Registrar,
High Court Campus, Chennai - 600 104.

3. P.Jayaprakash

... Respondents



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PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorari calling for the records comprised in DCC No. 211/2022 on file of the 2nd respondent dated 09.06.2023 and quash the same as arbitrary and illegal.

For Petitioner : Mr.K.Prabhakar

For Respondents : Mr.C.K.Chandrasekar
for Mr.K.R.Laxman for R1

ORDER

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

Mr.C.K.Chandrasekar, learned counsel takes notice for the first respondent.

2. Since the writ petition is disposed of at the admission stage itself and considering the nature of relief sought for by the petitioner, notice to the private respondent is dispensed with.



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3. With the consent of both sides, the writ petition is taken up for final hearing at the admission stage itself.

4. Admittedly, there is an appellate remedy available to the petitioner under Section 37 of the Advocates Act, 1961. The appellate tribunal is manned at least by two former High Court judges. We therefore do not see any reason to entertain this writ petition. Accordingly, the writ petition stands dismissed with liberty to the petitioner to move the appellate tribunal under Section 37 of the Advocates Act, 1961. No costs. Consequently, the connected miscellaneous petition is closed.

5. The Registry is directed to return the original impugned order to the learned counsel for the petitioner to enable him to file an appeal.

[R.S.M., J.]

[L.V.G., J.]

20.06.2023

NCC : No
Index : No
Internet : Yes
PKN

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To

1. The Secretary,
The Bar Council of Tamil Nadu
and Puducherry,
High Court Campus, Chennai - 600 104.
2. The Registrar,
Disciplinary Committee,
The Bar Council of Tamilnadu and
Puducherry,
High Court Campus, Chennai - 600 104.



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R.SUBRAMANIAN, J.
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L.VICTORIA GOWRI, J.

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