



WEB COPY



W.P.No.36979 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.12.2024

CORAM :

THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM
AND
THE HONOURABLE MR. JUSTICE M.JOTHIRAMAN

W.P.No.36979 of 2024

S.J.Sheik Ibrahim

... Petitioner

Vs.

1. The Secretary
Bar Council Of Tamil Nadu And Puducherry ,
High Court Campus,
Chennai-600 114.

2 S. Shanmuganathan
Advocate (e.no.515/2011) S/o.santhanam,
No. 89-A, Surankottai , Surankottai Post ,
Ramanathapuram District, Pincode-623 504.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India,
praying for the issuance of Writ of Mandamus directing the 1st respondent to
expedite the disciplinary enquiry proceedings pending in DCC No. 235 of 2023
and DCC No. 236 of 2023.

For Petitioner : Mr. K.V. Shanmuganathan

For Respondents : Mr.C.K.Chandrasekar
SC for BCT , for R1



W.P.No.36979 of 2024

ORDER

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(Order of the Court was made by *S.M.SUBRAMANIAM, J.*)

The relief sought for in the present writ petition is to direct the first respondent to expedite the disciplinary enquiry proceedings initiated in DCC No.235 of 2023 and DCC No.236 of 2023.

2. Mr. C.K.Chandrasekar, learned counsel appearing on behalf of the Bar Council of Tamilnadu and Puducherry would submit that period of one year lapsed and the disciplinary proceedings had already been transferred to the Bar Council of India under Section 36(B) of the Advocates Act on 29.07.2024.

3. The proceedings are now pending on the file of the Bar Council of India and therefore, the petitioner is at liberty to move the Bar Council of India for appropriate remedy.

4. The Bar council of Tamilnadu and Puducherry is directed to inform any such transfer of disciplinary proceedings under Section 36(B) of the Advocates Act to all the parties to the disciplinary proceedings at the time of transfer.



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

[S.M.S., J.]

[M.J.R., J.]

09.12.2024

Index: Yes/No

Speaking/Non-speaking order

mrp

To

The Secretary
Bar Council Of Tamil Nadu And Puducherry ,
High Court Campus,
Chennai-600 114.



WEB COPY



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S.M.SUBRAMANIAM, J.
AND
M.JOTHIRAMAN, J.

mrp

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