

IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI
(Special Original Jurisdiction)

THURSDAY, THE ELEVENTH DAY OF JULY
TWO THOUSAND AND TWENTY FOUR



PRESENT
THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 7654 OF 2024

Between:

J. Suresh Kumar Reddy, S/o Damodara Reddy, Aged 51 years, Occ
Advocate, R/o H.No.25-20-1, Near New Bus Stop, Near Anjaneya
Swamy Temple, Narasimharaopeta, Eluru, Eluru District (West
Godavari).

...Petitioner

AND

1. Bar Council of Andhra Pradesh, Rep. by its Secretary, High Court
Buildings, Nelapadu, Guntur.
2. Eluru Advocates Association, Rep. by its President, District Bar
Association Court Buildings, Eluru, Eluru District.

...Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ, order or direction more particularly in the nature of WRIT OF MANDAMUS declaring the inaction of the respondent No 1 on petitioner's representation/complaint dated 18.03.2024 sent through email to conduct Elections for the year 2024-2025 as per the Tentative Schedule issued by the 1st respondent and to enforce Bye Law No 26 on account of failure of 2nd respondent to comply with the Tentative Schedule, as illegal, irregular and irrational contrary to the Model Byelaws adopted by the 2nd respondent. Advocates Act, 1961 and violative of Articles 14 and 21 of Constitution of India and consequently direct the 1st respondent to act upon on the petitioner's representation/complaint dated 18.03.2024, to enforce

Byelaw No 26 on account of failure of the 2nd respondent to follow the Tentative Election Schedule for the year 2024- 2025.

IA NO: 1 OF 2024

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the 1st respondent to act upon on the petitioner's representation/compliant dated 19.03.2024, to enforce Byelaw No: 26 on account of failure of the 2nd respondent to follow the Tentative Election Schedule for the year 2024-2025.

Counsel for the Petitioner: SRI M SOLOMON RAJU

Counsel for the Respondent No.1: SRI DASARI S V V S V PRASAD

Counsel for the Respondent No.2: SRI KAMBHAMPATI RAMESH BABU

The Court made the following order:



IN THE HIGH COURT OF ANDHRA PRADESH

AT AMARAVATI

[3329]

(Special Original Jurisdiction)

THURSDAY, THE ELEVENTH DAY OF JULY
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU
NIMMAGADDA

WRIT PETITION NO: 7654/2024

Between:

J. Suresh Kumar Reddy

...PETITIONER

AND

Bar Council Of Andhra Pradesh and Others ...RESPONDENT(S)

Counsel for the Petitioner:

1.M SOLOMON RAJU

Counsel for the Respondent(S):

1.KAMBHAMPATI RAMESH BABU

2.DASARI S V V S V PRASAD

The Court made the following:

ORDER:

This Writ Petition is filed under Article 226 of the Constitution of India seeking the following relief:

"to issue a Writ, order or direction more particularly in the nature of WRIT OF MANDAMUS declaring the inaction of the respondent No.1 on petitioner's representation/complaint dated 18.03.2024 sent through email to conduct Elections for the year 2024-2025 as per the Tentative Schedule issued by the 1st respondent and to enforce Bye Law No.26 on account of failure of 2nd respondent to comply with the Tentative Schedule as illegal, irregular and irrational contrary to the Model Byelaws adopted by the 2nd respondent Advocates Act, 1961 and violative of Articles 14 and 21 of Constitution of India and consequently direct the 1st respondent to act upon on the petitioners representation/complaint dated 18.03.2024 to enforce Byelaw No.26 on account of failure of the 2nd respondent to follow the Tentative Election Schedule for the year 2024-2025 and to pass such other order or orders..."

2. Heard learned counsel for the petitioner and Sri Dasari S V S S V Prasad, learned counsel for the respondents.

3. Learned counsel for the petitioner submits that it will be suffice if a direction is given to respondent authorities, more particularly, to respondent No.1 to consider the representation/ complaint dated 18.03.2024 submitted by the petitioner for conducting Elections for the year 2024-25 as per the tentative schedule issued by the 1st respondent and to enforce Bylaw No.26 on account of failure of 2nd respondent to comply with the tentative schedule.

4. Learned counsel for the respondents would submit that the representation/ complaint dated 18.03.2024 submitted by the petitioner would be considered by the respondent authorities in accordance with law, within a reasonable time.

5. Having regard to the submissions made by learned counsel for the petitioner and learned counsel for the respondents, in view of the facts and circumstances of the case, without touching merits of the case, this Court is of the considered view that the present Writ Petition can be disposed of, directing respondent No.1 to consider the petitioner's representation/ complaint dated 18.03.2024 and pass appropriate orders within a period of three (03) weeks from the date of receipt of a copy of this order.

6. With the above said direction, the Writ Petition is disposed of. There shall be no order as to costs.

Consequently, Miscellaneous Petitions, if any, pending in the writ petition shall stand closed.

Sd/- K.TATA RAO
DEPUTY REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Secretary, Bar Council of Andhra Pradesh, High Court Buildings, Nelapadu, Guntur.
2. The President, Eluru Advocates Association, District Bar Association Court Buildings, Eluru, Eluru District.
3. One CC to Sri M Solomon Raju, Advocate [OPUC]
4. One CC to Sri Dasari S V V S V Prasad, Advocate [OPUC]
5. One CC to Sri Kambhampati Ramesh Babu, Advocate [OPUC]
6. Two CD Copies

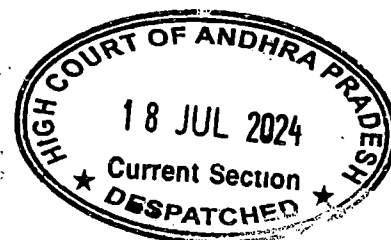
RAM

HIGH COURT

DATED:11/07/2024

ORDER

WP.No.7654 of 2024



**DISPOSING THE WP
WITHOUT COSTS**