

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 17091 of 2025**

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RAJKOT BAR ASSOCIATION THROUGH VICE PRESIDENT SUMITKUMAR
DHIRAJLAL VORA

Versus

BAR COUNCIL OF GUJARAT & ANR.

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Appearance:

MR. ASIM PANDYA, SENIOR COUNSEL WITH MR.ALOK M THAKKAR(6510)
for the Petitioner(s) No. 1

MR. MIHIR JOSHI, SENIOR COUNSEL WITH MR SAURABH J MEHTA(2170) for
the Respondent(s) No. 1

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CORAM:**HONOURABLE THE CHIEF JUSTICE MRS. JUSTICE SUNITA
AGARWAL**
and
HONOURABLE MS. JUSTICE NISHA M. THAKORE

Date : 12/12/2025

ORAL ORDER

**(PER : HONOURABLE THE CHIEF JUSTICE MRS. JUSTICE SUNITA
AGARWAL)**

1. Having heard learned Senior Counsels appearing for the respective parties and perused the record, pertinent is to note that the present petition has been filed by the Rajkot Bar Association through its Vice-President Mr. Sumitkumar Dhirajlal Vora, without bringing on record the resolution of the Association to authorize the signatory to file this petition on its behalf. There is absolutely no assertion in the writ petition even of any such regulation. The challenge is to the validity of the rules framed by the Bar Council of Gujarat namely Bar Association of Gujarat Rules, 2015, in exercise of power conferred under Section 6(dd) of the Advocates Act, 1961. The contention of the petitioner is that the rules framed by the Bar Council of Gujarat go out of the purview of the scheme of the

Advocates Act, 1961. All these issues cannot be examined at the instance of the petitioner, unless and until the resolution of the Association authorizing the person concerned is brought before us.

2. This apart, on the other issues came up during the course of argument, response of the Bar Council of Gujarat namely respondent no.1 is needed. Mr. Mihir Joshi, learned Senior Counsel assisted by Mr. Saurabh J. Mehta, has put an appearance on behalf of the Bar Council of Gujarat. Three week's time is granted to file a reply. The respondent no.2 is represented by learned advocates Mr. Darshit M. Kamdar and Mr. Harsh K. Raval. Both the respondents herein are directed to file the reply within a period of three weeks from today.

3. Put up this matter on 16.01.2026.

(SUNITA AGARWAL, CJ)

(NISHA M. THAKORE,J)

SUYASH SRIVASTAVA/SFS/12/12