

[3299]

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
THURSDAY ,THE NINTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE E.V. VENUGOPAL
WRIT PETITION NO: 10938 OF 2025

Between:

Boya Ramachandraiah, S/o. Boya Anjanaiah, Aged 56 years, Occ Advocate,
R/o. H.No. 20-69/2/3, Goutham Nagar, Behind Water Tank, Malkajgiri,
Medchal-Malkajgiri District- 500047.

Petitioner

AND

1. The Bar Council of India, 21, Rouse Avenue Institutional Area, Near Bal Bhawan, New Delhi - 110 002. Rep. by its Secretary .
2. The Bar Council of Telangana, High Court Building Premises. Ghansi Bazaar, Hyderabad, Telangana 500066. Rep. by Secretary .
3. The State of Telangana, Rep. by the Secretary, Law and Legislative affairs, Department, Saifabad, Secretariat Hyd.

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 one in the nature of the writ of Mandamus declaring the action the respondent No.2 in issuing Notice Roc. No. 122/2025, dt. 25.02.2025 directing the President, Malkajgiri Bar Association , Neredmet to ensure the petitioner not practice law in the court until they obtain requisite qualification i.e. AIBE is illegal arbitrary and in Violation of principles of natural justice consequently set aside the letter R.O.C. NO. 122/2025 Dated 25-02-2025 by the 2nd respondent enabling the petitioner to appear before the court to peruse his cases filed;

IA NO: 1 OF 2025

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to suspend the impugned notice of 2nd respondent vide Roc. No, 122 of 2025, dt. 25-02-2025 directing the president, Malkajgiri Bar Association , Neredmet permitting the petitioner to practice as an Advocate at Malkajgiri Bar Association, Neredmet appear in the other courts, pending disposal of WP 10938 of 2025, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court dated. 04.09.2025

and upon hearing the arguments of Party in person SRI BOYA RAMACHANDRAIAH, as a Petitioner, SRI AADESH VARMA Advocate for the Respondent No.1, SRI ASHOK ANAND KUMAR, Senior Counsel for respondent Nos. 2 and 3, the Court made the following.

ORDER

Party-in-Person/Petitioner is present.

Mr.Aadesh Varma, learned Standing Counsel for respondent No.1 submits that the petitioner has not explained the reason as to why the All India Bar Examinations conducted subsequent to his enrollment has not been undertaken by him. He would further submit that there is no bar imposed on the petitioner to appear for the said Examinations which were conducted five (5) occasions later to his enrollment; that there was no restriction imposed as well on the aspect of the number of occasions an Advocate can appear for such Examinations.

He states that the petitioner has to clear the said Examination within two (2) years from the date of enrollment as an Advocate, which is mandatory in nature; that in the absence of which, the enrollment to the Petitioner stands suspended until he clears the All India Bar Examination.

He seeks time to file a detailed counter on the aspect as to why the benefit of the Circular vide BCI:D:7343:2022(Cir.13/Council) dated 30.12.2022 is not extended to the Advocates who are enrolled in 2022 and not to the previously enrolled batch.

This matter requires detailed examination.

As submitted by learned Standing Counsel for respondent No.1, there is no bar for the petitioner to undertake the ensuing All India Bar Examination. As such the petitioner may apply and appear for the ensuing All India Bar Examination.

List on 06.11.2025.

SD/- U. SUDHA
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Secretary, Bar Council of India, 21, Rouse Avenue Institutional Area, Near Bal Bhawan, New Delhi - 110 002.
2. The Secretary, Bar Council of Telangana, High Court Building Premises, Ghansi Bazaar, Hyderabad, Telangana 500066.
3. The Secretary, State of Telangana, Law and Legislative affairs, Department, Saifabad, Secretariat Hyd. (RR 1 to 3 by RPAD)
4. One CC to SRI BOYA RAMACHANDRAIAH, PARTY-IN-PERSON [OPUC]
5. One spare copy

HIGH COURT

EVVJ

DATED:09.10.2025

LIST ON 06.11.2025

ORDER

WP.No.10938 of 2025

DIRECTION

