



WEB COPY



W.P.No.44015 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26.11.2025

C O R A M

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

AND

THE HONOURABLE MR.JUSTICE M.JOTHIRAMAN

W.P.No.44015 of 2025 and
W.M.P.Nos.49129 & 51716 of 2025

S.Devadharshani

... Petitioner

-VS-

1. The Bar Council of Tamil Nadu and Puducherry,
Madras High Court Campus,
Gate No.4, NSC Bose Road,
George Town, Chennai-600 104.

2. Colonel Ganesan Associates
Partner S.Ganesan Advocate (MS/2846/2021),
No.10/17, 1st Main Road, Nandanam Extension,
Nandanam, Chennai - 600 035.

3. S.Ganesan

4. R.Mohan Ranganathan

5. Registrar of Firms,
Chennai South,
No.537, Fanepet,
Nandanam, Chennai - 600 035.

6. Additional Deputy Commissioner,
Tambaram Police Commissionerate,
CCB, Sholinganallur, Tambaram,
Chennai-600 119.

... Respondents



W.P.No.44015 of 2025

Prayer: Writ Petition is filed under Article 226 of the Constitution of India to issue a writ of Certiorari to call for the records in the Bar Council Complaint No.403 of 2025 dated 20.07.2025 on the file of 1st respondent- Bar Council of Tamil Nadu and Puducherry, quash the same as against the petitioner as illegal arbitrary and passed without jurisdiction.

For Petitioner	: Ms.U.Moneesha For Mr.P.Ashwin Kumar
For R1	: Mr.C.K.Chandrasekar Standing Counsel
For R3	: Mr.S.Ganesan, Advocate Party-in-Person
For R4	: Mr.R.Mohan Ranganathan, Advocate, Party-in-Person

ORDER

This writ petition has been filed, challenging the Bar Council Complaint No.403 of 2025 dated 20.07.2025 on the file of first respondent - Bar council of Tamil Nadu and Puducherry, by which Notice dated 28.08.2025 was issued to the petitioner by the first respondent to offer her comments within fifteen days from the date of receipt of the copy of the complaint.

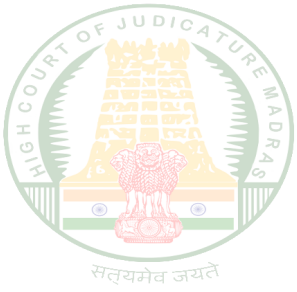
2. According to the petitioner, she was working as a Junior Lawyer with the third respondent from June 2024 to December 2024 on



W.P.No.44015 of 2025

payment of remuneration of Rs.15,000/- per month. She was forced to sign papers on 07.08.2024 so as to engage her as a partner in the firm styled as Colonel Ganesan Associate without even providing a copy of the Deed of Partnership dated 07.08.2024. There was also a suppression of condition that she cannot practise law independently without written prior permission from the 3rd respondent. The petitioner submitted that she had already initiated some complaint against the third respondent for sexual harassment and to wreak vengeance for the same, the third respondent has filed the present complaint alleging that she has misused the personal computer of the 3rd respondent, prepared documents and transmitted to 3rd party.

3. Learned counsel for the petitioner would submit that the entire complaint is nothing but an abuse of process of law, whereas, the first respondent, instead of closing the complaint, issued notice to the petitioner. She would further submit that there is no jural relationship to entertain the complaint filed within the ambit of misconduct, which warrants proceedings under the Advocates Act, 1961.



W.P.No.44015 of 2025

4. Learned Standing Counsel appearing for the first respondent

would contend that in terms of the prevalent procedure, whenever a complaint is filed / received, notice will be issued calling for the comments, upon receipt of which, the same will be produced before the General Council. It is for the General Council to take a call and decide as to whether the complaint has to be closed or to be referred for further action. He would further contend that such stage has not been reached in this case, as only the comments of the petitioner alone were called for and therefore, at this premature stage, notice cannot be quashed.

5. It is also stated that there is another complaint pending against the third respondent on the basis of the complaint dated 09.04.2025 given by the petitioner herein. Subsequently, the petitioner also filed W.P.No.14370 of 2025, in which, this Court, by order dated 05.06.2025, directed the first respondent to conclude the proceedings by following the principles of natural justice.

6. As the complaints have been given by the Advocates practising together against each other and this Court has already directed



W.P.No.44015 of 2025

WEB COPY

one of the complaints to be enquired and completed expeditiously, we are of the view that the first respondent shall enquire this matter after receiving the comments from the petitioner, placed it before the ensuing next General Council Meeting and proceed further. If the General Council is of the view that the complaint against the petitioner is not maintainable, decision can be taken then and there or if the General Council is of the view that it requires further proceedings, the same shall be completed within two months. The petitioner is at liberty to raise all the points and grievances before the first respondent.

With the above directions, this writ petition stands disposed of.

No costs. Consequently, connected Miscellaneous Petitions are closed.

(N.S.K,J.) (M.J.R,J.)
26.11.2025

Index: Yes / No
Internet: Yes / No
ar



WEB COPY



W.P.No.44015 of 2025

N.SATHISH KUMAR, J.
AND
M.JOTHIRAMAN, J.
ar

To:

1. The Chairman,
The Bar Council of Tamil Nadu and Puducherry,
Madras High Court Campus,
Gate No.4, NSC Bose Road,
George Town, Chennai-600 104.
2. The Registrar of Firms,
Chennai South,
No.537, Fanepet,
Nandanam, Chennai - 600 035.
3. The Additional Deputy Commissioner,
Tambaram Police Commissionerate,
CCB, Sholinganallur, Tambaram,
Chennai-600 119.
4. The Public Prosecutor,
High Court, Madras.

W.P.No.44015 of 2025

26.11.2025