

WP(MD) No.10315 of 2013

The Hon`ble The CHIEF JUSTICE  
and  
The Hon`ble Mr Justice T. S. SIVAGNAM

Vs

Learned counsels for both the Bar Council of India and the State Bar Council seek for four (4) weeks time to file affidavits.

2.We have put the learned counsels to notice that in case of persons enrolled after the exam system has come into place in 2010, and there being a requirement of clearing the exams within a period of three (3) years, anyone who has not cleared the exams within that period, licence of that person has to be necessarily revoked and immediate steps must be taken in this behalf. The computerised system would certainly show who all are enrolled and who have cleared the exams. If the second part is not known, specific and general notices can be issued for the advocates to produce proof of their clearance of the exams.

3.We have put to the learned counsel for the Bar Council of India that there has to be a periodic check of Law Schools for their continued recognition and AICTE represents a good module for the same. If Law degrees are obtained through dubious means, the very edifice of the

system is shaken. There is also necessity of doing periodic surprise checks to verify the ground realities and we expect the State Bar Councils to co-operate in the same. Quality legal education is the need of the day. We expect the Bar Council of India to place before us the result of these surprise inspections as well as other inspections, which would identify the defaulting institutions. Their affidavit should also incorporate as to what pattern of check and balance would they follow for the future as a norm for any institution imparting law education to continue to have recognition.

4.As far as the prayer for removal of stickers from vehicles not of advocates is concerned, learned Chairman of the State Bar Council states that he will place before the Court the mechanism for the same to ensure that the sticker is not affixed to vehicles which are not of the advocates. The tendency to use the stickers of advocates arises from a perception as if it is the preventive cure for breaking law, which certainly cannot be the objective. Advocates are officers of the Court and the primary purpose of the stickers is for access of the vehicle to the designated parking. The sticker can hardly be a licence to break law including traffic rules or not wearing helmets or for that matter, breach of any other law, as all are equal before law and so,

police is entitled to proceed as per law.

5.List on 21.08.2015.

[CJ] [T S S J]

03/07/2015

SRA