

IN THE SUPREME COURT OF INDIA
CIVIL / ORIGINAL/ JURISDICTION
CONTEMPT PETITION. NO. _____ OF 2017
IN
TRANSFERRED CASE (Civil) No.110 of 2015

IN THE MATTER OF:

A P Ranganatha
S/o Mr. Padmanabha
Residing At Agara,
Thataguni Post
Bangalore South Taluk
Bangalore

...Petitioner

Versus

Karnataka State Bar
Council
Old KGID Building
Dr Ambedkar Veedhi
Bangalore-560001
Karnataka

Alleged Contemnor

IN THE MATTER OF:

TRANSFERRED CASE (Civil) No.110 of 2015

A P Ranganatha
S/o Mr. Padmanabha
Residing At Agara,
Thataguni Post
Bangalore South Taluk
Bangalore

...Petitioner

Versus

1. Bar Council of India

2. Karnataka State Bar Council
Old KGID Building
Dr Ambedkar Veedhi
Bangalore-560001
Karnataka ...Respondents

CONTEMPT PETITION BY PETITIONER AGAISNT
THE CONTEMNOR FOR VIOLATION OF ORDER
DATED 23.08.2017

To

Hon'ble the Chief Justice and his
Hon'ble Companion Justices of the
Hon'ble Supreme Court of India

The humble application of the
Respondent/Applicant above-
named :

MOST RESPECTFULLY SHEWETH:

1. The Name, Description and place of Residence of both the Petitioner and that of the Respondent are as shown above in the cause title.
2. Petitioner states that no previous contempt petition has been filed by him on the same cause of action.
3. Transferred Case (Civil) No.110/2015 is pending before this Hon'ble Court. It is respectfully submitted that the Karnataka State Bar Council (Hereinafter referred to as "Respondent") has violated the order dated 23.08.2017 passed by this Hon'ble Court in

Transferred Case (Civil) 126/2015 along with Transferred Case(Civil) 110/2015. For the ready reference Para 7 of the order dated 23.08.2017 is extracted below:

“ 7) We have been informed by learned senior counsel for the Bar Council of India as well as the respective State Bar Councils that the process of verification is not completed yet. In view of that, to do complete justice to the parties, it would be proper for us to provide a last opportunity for the same as mentioned below:-

(1) 15 (fifteen) days' time be given to cure the defective applications by the concerned Advocates and to all such advocates to submit their complete application forms for necessary verification of their degrees if they have not submitted the same earlier, from the date of publication of advertisement in two leading newspapers, one in English language and the other in regional language having wide circulation in the respective State/Union Territories, for which advertisement shall be published within 7 days from the passing of this order.

(2) XXXXXX".

A true copy of the order dated 23.08.2017 passed by this Hon'ble Court in Transferred Case (Civil) No.126 of 2015 has been annexed as **ANNEXURE P1** (Page No.....to)

4. On the same day after this Hon'ble Court has passed the aforesaid order/ direction Respondent No.2 has issued a notice/ direction by extending the time limit to submit the application of obtaining the Certificate of Practice for 15 days (i.e. till 06.09.2017). A true copy of the letter/ notice issued by Respondent No.2 to the President , Advocates Association along with the translation has been annexed as **ANNEXURE P2** (Page No.....to).

5. However on 24.08.2017, in violation of this Hon'ble Courts order Respondent issued another letter to the President, Advocates Association requesting to ignore its earlier letter dated 23.08.2017 by giving an interpretation to the order of this Hon'ble Court dated 23.08.2017 that the 15 days time has been given only to cure the defects in the applications which are already submitted and not for collecting/ submitting new applications from the advocates who have not

submitted the application for verification earlier. A true copy of the letter dated 24.08.2017 issued by the Respondent to the President, Advocates Association has been annexed along with the typed copy as **ANNEXURE P3** (Page No.....to.....)

6. The understanding of the Petitioner is that this Hon'ble Court along with giving time to cure the defects in already submitted applications has also given an opportunity to all the advocates to submit their application forms for necessary verification of their degrees if they have not submitted the same earlier within 15 days of publication of the advertisement in two leading news papers (publication has to be done within 7 days from the passing of the order dated 23.08.2017).

7. It is also pertinent to note that Bar Council of Maharashtra & Goa by following the direction given by this Hon'ble Court in order dated 23.08.2017 in Transferred Case (Civil) 126/2015 and has published notice in Daily News papers giving last chance to advocates who have not submitted their verification form along with requisite documents on or before 13.09.2017. A true copy of Important Notice issued by

Bar Council of Maharashtra & Goa downloaded from their official website has been annexed as **ANNEXURE P4** (Page No.....to.....).

8. However Respondent, much less than making paper publication in two leading news papers inviting applications for verification from advocates who have not submitted the same earlier, it is not accepting the fresh application to be in tune with the letter issued by it on 24.08.2017 in violation of this Hon'ble Courts order/ direction. Hence Respondent has committed the contempt of this Hon'ble Court.

9. Subsequently Petitioner has filed an application seeking clarification of the order dated 23.08.2017 passed by this Hon'ble Court in Transferred Case (C)No. 126/2017. However this Hon'ble Court after hearing the I.A. No.86498/2017 observed that order dated 23.08.2017 is very clear and it does not require any modification except the date of elections. A true copy of the order dated 11.09.2017 passed by this Hon'ble Court in T.C. No.126/2015 has been annexed as **ANNEXURE P5** (Page No.....to.....).

P R A Y E R

It is, therefore, most respectfully prayed that this Hon'ble Court may be pleased to:

- a) Initiate contempt proceedings and punish the Karnataka State Bar Council for violating the order of this Hon'ble Court dated 23.08.2017 in Transferred Case (C) No. 126/2015 along with Transferred Case (C) 110/2015;
- b) Pass such other and further orders as this Hon'ble Court may deem fit to grant under the facts and circumstances of the case in the interest of justice and equity.

Place: New Delhi
Date:

Drawn & Filed by:

K.V. Muthu Kumar
Advocate for the
Applicant/Petitioner

Settled By:
Sri H.N. Nagamohan Das
Senior Advocate

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2. That, the contents of Para 1 to [Page No.....to] of the accompanying Contempt Petition has been drawn by my advocate under my instructions. I have read and understood the contents of the above and I say that the same are true and correct to my knowledge and I believe the same are to be true.

3. The annexures.....are true copies of their respective originals.

DEPONENT

VERIFICATION

I, the above named deponent, do hereby verify that the contents of the para 1 to 3 of the above affidavit are true and correct to the best of my knowledge, belief and nothing material has been concealed therefrom.

Solemnly affirmed on the 11th day of September at New Delhi

DEPONENT

