

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P. No.D-8277 of 2018

Date

Order with signature of Judge

Present

Mr. Justice Muhammad Ali Mazhar

Mr. Justice Agha Faisal

Ishrat Zahid Alavi & others.....Petitioners

V E R S U S

The Sindh Bar Council.....Respondent

04.11.2019

Petitioner No.1 Ishrat Zahid Alavi present.
Mr. Abdul Haleem Siddiqui, Advocate for
Sindh Bar Council a/w Mr. M. Naeem,
Secretary Sindh Bar Council.
Mr. M. Jawwad Dero, Addl. A.G. Sindh.

Muhammad Ali Mazhar, J: The petitioner No.1 present in person, who is also an advocate of this court. The petitioners have raised the following issues for directions:

“A Writ of Mandamus directing the Respondent (and its Enrolment Committee) to ensure the strictest compliance of the Legal Practitioners and Bar Councils Act of 1973 (and related rules) when admitting persons to its rolls;

A Writ of Prohibition restraining the Respondent (and its Enrolment Committee) from causing admission of any person to its roll otherwise than as intended under the Legal Practitioners and Bar Councils Act of 1973 (and related rules)”

2. The petitioners have further prayed that no person can be admitted to the roll of advocates maintained by the Sindh Bar Council in violation of the procedures as set out by and under the Legal Practitioners and Bar Councils Act, 1973. Mr. Abdul Haleem Siddiqui, learned counsel for the Sindh Bar Council is present with Mr. Muhammad Naeem, Secretary Sindh Bar Council. He argued that they are already following and

observing the Legal Practitioners and Bar Councils Act, 1973 as well as Sindh Legal Practitioners and Bar Council Rules, 2017 for the purposes of enrolment of the advocates and he further assures that all enrolments are made in accordance with the aforesaid Act and Rules without any relaxation. He further argued that earlier the NTS was in vogue but now the Higher Education Commission has introduced LAT and before enrolment, all candidates have to appear in the Law Aptitude Test and after that process they may apply for the enrolment under the Legal Practitioners and Bar Councils Act, 1973 as well as Sindh Legal Practitioners and Bar Councils Rules, 2017. The petitioner No.1 is satisfied with this statement, whereas the petitioner Nos.2 and 3 both are called absent without any intimation. In view of the statement given by the learned counsel for Sindh Bar Council, the petition is disposed of accordingly alongwith pending application.

Judge

Judge

Asif