



# GUJARAT HIGH COURT ADVOCATES' ASSOCIATION

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17.11.2022

Resolution of Extra Ordinary General Meeting of GHCAA at 02.00

PM at the Bar Room

The members of the Bar have unanimously decided to strongly oppose and show displeasure on the recommendation of the collegium of the Hon'ble Supreme Court of India the transfer of Hon'ble Mr. Justice Nikhil S. Kariel, Judge, High Court of Gujarat to Patna High Court.

Justice Kariel is one of the finest, honest, upright and unbiased Judge whose integrity and honesty is being vouched by the entire Bar in one voice.

To show solidarity today at 12 o'clock all members of the Bar in unprecedented numbers gathered in the court of Hon'ble the Chief Justice of Gujarat High Court to mourn the death of independence of judiciary and to observe 2 minutes silence. It was conveyed to Hon'ble Chief Justice in open court that entire bar has unanimously expressed anguish on the reports of transfer of Hon'ble Justice Kariel. The Senior members of bar also requested that the feeling of



the Bar be conveyed to Hon'ble the Chief Justice of India and other Hon'ble Judges of the Collegium.

Thereafter at 02:00 PM Extraordinary General Body Meeting of the GHCAA was convened and in that meeting there was unprecedented presence of members who in one voice resolved at follows.

“To abstain from court proceedings instantaneously i.e. from 02:30 PM today and to further have a representation sent to Hon'ble Chief Justice of India and other Judges of the collegium and other Hon'ble Judges of this court who are now presiding as Judges of Supreme Court of India to reconsider the recommendation of transfer of Hon'ble Justice Kariel. It was also resolved to send a delegation of 5 members of Bar with Incharge President and Secretary of Association to meet the Hon'ble Chief Justice of India and to request him to reconsider the transfer.

It is also resolved by the Association to postpone the By-Elections to post of President GHCAA which was to be held on 18.11.2022 to a future date that may be notified and decided by Election Officer.

It is resolved that the General Secretary to inform the Resolution of the Bar to Hon'ble Chief Justice and request to Hon'ble the Chief Justice of Gujarat High Court to convey to other



A handwritten signature in blue ink, appearing to be "J. K. Kariel".

Judges of this Hon'ble Court that no adverse orders may be passed in absence of the learned Advocates.

In such unprecedented situation it has been unanimously decided by the members of the Bar that there shall be protest and strong opposition against such steps and the members of the Bar will protest indefinitely till the issue is resolved by Hon'ble the Chief Justice of India and the Collegium.

It is reiterated that the transfer of such honest and upright Judge for which the entire Bar is vouching in one voice is not in right taste and is being strongly opposed as it strikes at the Rule of Law and Independence of Judiciary which are two prime edifice on which our Constitution rests. It is also resolved that the office bearers of the Bar along with designated Senior Advocates may convey the feeling of the Bar to all concerned including Hon'ble the Chief Justice of India and other Hon'ble Judges of the collegium.

The copy of this resolution be sent to Bar Council of Gujarat in accordance with the law of the land that when unprecedented situation like the present one arises the Bar would be within its rights to protest and abstain from work to preserve the Rule of Law, Independence of Judiciary and very existence of the Constitution of India.



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All members of the Bar will hold a peaceful protest on this issue at Gate No 2 of Gujarat High Court on 18.11.2022 at 10:30 AM.

It is further resolved that next meeting to review the situation and further decision will be taken at 10:30 AM on Monday 21.11.2022 .



Hardik Bhrambhatt

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General Secretary

Gujarat High Court Advocates Association