

ITEM NO.16

COURT NO.2

SECTION II-C

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Transfer Petition(s)(Criminal) No(s).690-692/2025

FEDERATION OF BAR ASSOCIATIONS OF TAMIL NADU
AND PUDUCHERRY

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

FOR ADMISSION

Date : 29-08-2025 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SURYA KANT
HON'BLE MR. JUSTICE JOYMALYA BAGCHI
HON'BLE MR. JUSTICE VIPUL M. PANCHOLI

For Petitioner(s) Mr.P. Wilson, Sr. Adv.
Mr.S. Prabakaran, Sr. Adv.
Mrs. Usha Prabakaran, Adv.
Mr. Maheswaran Prabakaran, Adv.
Dr. Ram Sankar, Adv.
Mrs. Harini Ramsankar, Adv.
For M/S. Ram Sankar & Co, AOR

For Respondent(s) :

UPON hearing the counsel the Court made the following
O R D E R

1. The petitioner is a Federation of Bar Associations of Tamil Nadu and Puducherry. They have filed Writ Petition Nos.27423/2024, 27426/2024 and 27880/2024 before the Madras High Court challenging constitutionality of the new criminal laws, Namely, the Bharatiya Nyaya Sanhita (BNS), Bharatiya Nagarik Suraksha Sanhita (BNSS) and Bharatiya Sakshya Adhiniyam (BSA), which replaced the Indian Penal Code, the Criminal Procedure Code and the Evidence Act from 01.07.2024.

2. We are informed by S/Shri S. Prabakaran and P. Wilson, learned Senior Counsels, that the notices in these petitions were issued on 25.09.2024. Thereafter, the Writ Petitions were listed

on 23.07.2025. However, no date for the hearing has been fixed so far.

3. It is in this backdrop that the instant petitions seeking transfer of those cases have been filed, primarily on the ground that some Writ Petitions challenging the validity of the above-mentioned three statutes are already pending before this Court.

4. During the course of the hearing, we have impressed upon learned Senior Counsel for the petitioner to assist the High Court at the earliest in the pending Writ Petitions so that we may also have the advantage of the erudite opinion of the High Court with respect to the validity of the three Central Acts.

5. We are informed that some other related Writ Petitions are also pending before the High Court.

6. Having regard to the importance of the issue, and the fact that the Writ Petitions are awaiting effective hearing, we request the Hon'ble Chief Justice of the High Court to place all the matters before a Division Bench of the High Court with a further request for an early/out-of-turn hearing in the matters.

7. Learned Senior Counsels for the petitioner assure full cooperation and timely assistance to the High Court in this regard. We would also impress upon the contesting respondents in the case to cooperate with the High Court for an early disposal of the Writ Petitions. Ordered accordingly.

8. The Transfer Petitions stand disposed of in the above terms.

(SATISH KUMAR YADAV)
ADDITIONAL REGISTRAR

(PREETHI T.C.)
ASSISTANT REGISTRAR