

Advocates Act, 1961

Chapter 04 - CHAPTER 04: RIGHT TO PRACTISE

SECTION 29: ADVOCATES TO BE THE ONLY RECOGNISED CLASS OF PERSONS ENTITLED TO PRACTISE LAWSubject to the provisions of this Act and any rules made thereunder, there shall, as from the appointed day, be only one class of persons entitled to practise the profession of law, namely, advocates.

SECTION 30: RIGHT OF ADVOCATES TO PRACTISESubject to the provisions of this Act, every Advocate whose name is entered in the 103[State roll] shall be entitled as of right to practise throughout the territories to which this Act extends,-(i) in all Courts including the Supreme Court.(ii) before any tribunal or person legally authorised to take evidence; and(iii) before any other authority or person before whom such advocate is by or under any law for the time being in force entitled to practise.

SECTION 31: SPECIAL PROVISION FOR ATTORNEYOmitted by the Advocates (Amendment) Act (107 of 1976), S. 7 (1-1-1977).

SECTION 32: POWER OF COURT TO PERMIT APPEARANCES IN PARTICULAR CASESNotwithstanding anything contained in this Chapter, any Court, authority or person may permit any person, not enrolled as an advocate under this Act to appear before it or him in any particular case.

SECTION 33: ADVOCATES ALONE ENTITLED TO PRACTISEExcept as otherwise provided in this Act or in any other law for the time being in force, no person shall, on or after the appointed day, be entitled to practise in any Court or before any authority or persons unless he is enrolled as an advocate under this Act.

SECTION 34: POWER OF HIGH COURTS TO MAKE RULES(1) The High Court may make rules' laying down the conditions subject to which an advocate shall be permitted to practise in the High Court and the Courts subordinate thereto.105[(1A) The High Court shall make rules for fixing and regulating by taxation or otherwise the fees payable as costs by any party in respect of the fees of his adversary's advocate upon all proceedings in the High Court or in any Court subordinate thereto.]106[(2) Without prejudice to the provisions contained in sub-sec. (1), the High Court at Calcutta may make rules providing for the holding of the Intermediate and the Financial examinations for articulated clerks to be passed by the persons referred to in S. 58AG for the purpose of being admitted as advocates on the State roll and any other matter connected therewith.]107[(3) Omitted.]]