

**Memorandum submitted by the Designated Senior Advocates and Advocates
Practicing before the Madurai Bench of Madras High Court, Tamil Nadu**

From

Designated Senior Advocates
and
Advocates,
Practicing before the Madurai Bench of the Madras High Court,
Melur Road,
Madurai,
Tamil Nadu

To

The Honourable Mr. Om Birla,
Speaker of the Lok Sabha,
Parliament of India,
New Delhi.

Honourable Sir,

Sub: Memorandum of the majority of practicing advocates of the Madurai
Bench of Madras High Court concerning the threat to the independence of the
judiciary and the attempt to move a Motion of Impeachment against Honourable
Mr. Justice G. R. Swaminathan – Reg.

We, the undersigned, Designated Senior Advocates and a section of advocates representing the majority of practicing advocates before the Madurai Bench of Madras High Court, respectfully submit this memorandum for the kind consideration of the Honourable Speaker of the Lok Sabha, Parliament of India, New Delhi.

We refrain from entering into the merits of the averments and allegations levelled by a section of Honourable Members of Parliament in their motion of impeachment dated 09.12.2025, as doing so would amount to crossing the *Lakshman Rekha* drawn between two of the major pillars of democracy, namely, the Legislature and the Judiciary.

We are of the categorical and unanimous opinion and conviction that the allegations leveled against the Honourable Mr. Justice G. R. Swaminathan are totally baseless, false, frivolous, and atrocious. We also refrain from delving into the merits of the dispute that forms the subject matter of the proposed motion of impeachment, as the same is *subjudice* and is presently the subject matter of appeal proceedings before the higher judiciary.

The attempt pursued by the Legislature is nothing short of a brazen breach and misuse of the Constitutional Powers undertaken by a Section of Members of this August House of People without personal knowledge of the facts alleged and the values and virtues held close to his chest by Honourable Justice G.R.Swaminathan.

We find the Motion of Impeachment as a direct attempt to destabilize the Judiciary in India through high-handed application of one of the most extraordinary provisions of the Constitution of India.

We wish to place on record the achievements of the Honourable Mr. Justice G. R. Swaminathan, particularly the number of cases disposed of by him from 28.06.2017 to 30.11.2025, totaling 1,26,426 cases, including 73,505 main cases, within a span of eight years. Such a record of disposal, marked by a high degree of impartiality, honesty, and integrity, is truly impeccable.

We express our deep concern over the baseless and false allegations levelled against the Honourable Mr. Justice G. R. Swaminathan, one of the most straightforward, honest, and intelligent Judges of the Madras High Court, for obvious political reasons that are rooted in political, communal, and religious factors. These allegations are made without even an iota of truth or reason and constitute an attempt to transgress the tenets of the basic structure of the Constitution of India, particularly the Principle of Independence of the Judiciary.

The Notice of Motion of Impeachment is nothing short of an attempt by a Section of Political Parties who have no faith in the Noble Principles of Democracy and the sanctity of the Constitution of India. The said Motion amounts to proof of sheer bigotry and vested interests that are opposed to the National Interest and the esteemed principle of separation of powers.

While condemning the atrocious and maligning attempt on the part of the Honourable Members who have subscribed their signatures to the said motion, we most respectfully request Your Honour not to accept the Motion of Impeachment against the Honourable Mr. Justice G. R. Swaminathan, Judge, Madras High Court, and to reject the same *in limine* by applying the principles of Articles 124(4) and 217 of the Constitution of India read with the Judges (Inquiry) Act, 1968, thereby upholding the Majesty of Law.

Thanking you,

Yours faithfully,

Designated Senior Advocates and Practicing Advocates,
Madurai Bench of Madras High Court
