

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LODGING) NO.1152 OF 2016

N. Srinivasan Petitioner
V/s.

The Institute of Actuaries of India, Mumbai & Ors. Respondents

Mr. Vishwajeet Sawant, a/w. Mr. Rahul Hakani and
Ms. Niyati Hakani, for the Petitioner.

Mr. R.S. Apte, Senior Counsel, i/by Mr. Sushil M.
Shukla, for the Respondents.

CORAM : S.C. DHARMADHIKARI &
DR. SHALINI PHANSALKAR-JOSHI, J.J.

DATE : 16TH JUNE, 2016.

P.C. :

1. Having heard Mr. Sawant, learned advocate appearing for the Petitioner, and perusing Chapter IV of the Actuaries Act, 2006, particularly Sections 26 to 31 thereof, we are of the view that in writ jurisdiction, we should not interfere, when the inquiry against the Petitioner is in progress.

2. In the event the Petitioner participates in the inquiry, it shall be taken as without prejudice to his rights and contentions, including on the procedural compliances to be made by the Institute. The participation shall also be without prejudice to his rights and contentions in relation to an order passed by this Court on 25th June 2015 in Writ Petition No.468 of 2014.

3. Keeping open all such options and contentions of the Petitioner and clarifying that the inquiry against him is in progress, this is not a fit case to entertain in this writ jurisdiction. The Petition is dismissed.

[DR. SHALINI PHANSALKAR-JOSHI, J.] [S.C. DHARMADHIKARI, J.]