

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP No. 16865 of 2018
Date of decision: 13.7.2018**

Naresh Kadyan

... Petitioner

Versus

State of Haryana and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE KRISHNA MURARI,
CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI, JUDGE**

Present: None for the petitioner.

KRISHNA MURARI, CHIEF JUSTICE (Oral)

Case called out. No one appears on behalf of the petitioner to press this Public Interest Litigation. However, we have gone through the pleadings and the main relief claimed in this petition is, as under:-

“(iv) an appropriate writ, order or direction under Articles 226/227 of the Constitution of India may kindly be issued in the nature of Certiorari for quashing Section 7 and 8 of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015 (Annexure P-1) and Rule 8 and 9 of the Haryana Prohibition of Cow Slaughter Rules 1972 (Annexure P-2) limited to the extent that it permits selling of Beef for the medicinal purpose as the Cow Beef does not have any medicinal value and further selling of Beef being vires to the Articles 25 to 29 of the Constitution of India as the same protect the Freedom of Religion of petitioner and others who are Hindus and Cow is considered to be Holy Animal in the Hindu Religion.”

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The prayer is sought, in the background of the facts, alleging that cow beef does not have any medicinal value and selling of the same is ultra vires to Articles 25 to 29 of the Constitution of India.

Be that as it may, it would be appropriate in case the petitioner approaches the appropriate authority, pointing out that cow beef does have any medicinal value. Even otherwise, no certiorari can be issued for quashing any provision of any enactment, and for this reason also the relief prayed for is not liable to be granted. From the pleadings, we further find that number of representations have been made by the petitioner before the authorities in respect of the grievances being raised in this petition.

The petition is devoid of merit and accordingly stands dismissed. However, dismissal of this writ petition shall not stand in the way of the petitioner in pursuing his representations before the appropriate authority.

(KRISHNA MURARI)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

July 13, 2018
AK Sharma

Whether speaking / reasoned:
Whether Reportable:

YES
NO