

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

CWP-37930-2018

Decided on: 21.12.2018

Ajit Singh

.... Petitioner

Versus

State of Punjab and others

..... Respondents

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

Present: Mr. P.P.S. Duggall, Advocate
for the petitioner.

AJAY KUMAR MITTAL, J (ORAL)

This writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of Mandamus directing the official respondents (Vigilance Department) to hold an inquiry, regarding mis-appropriation of the loan repayment installment, against receipt of the amount of ₹70,000/-.

2. A perusal of the writ petition shows that there are factual matrix, which requires to be established. Further in ***United Bank of India vs. Satyawati Tondon and ors., 2010(8) SCC 110*** the apex Court had held that the discretion under Articles 226/227 of the Constitution should not ordinarily be exercised where an alternative remedy is available to the petitioner.

3. Accordingly, the writ petition is dismissed by relegating the petitioner to take recourse to alternative remedy as may be, available to him, in accordance with law.

**(AJAY KUMAR MITTAL)
JUDGE**

**(MANJARI NEHRU KAUL)
JUDGE**

21.12.2018

Dinesh

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No