

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-PIL No. 61 of 2020 (O&M)
Date of decision:- 02.06.2020

Nitin Bhasin	Versus	Petitioner
Union of India and others		...Respondents

CORAM: **HON'BLE MR. JUSTICE RAVI SHANKER JHA, CHIEF JUSTICE**
 HON'BLE MR. JUSTICE ARUN PALLI, JUDGE.

Present:- Mr. Nitin Bhasin, Advocate-petitioner in person.
 Mr. S.P.Jain, Addl. Solicitor General of India with
 Mr. Sudhir Nar, Advocate, for Union of India.

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RAVI SHANKER JHA, C.J. (ORAL)

With the consent of the petitioner and the learned Additional Solicitor General of India for the respondents, the matter is being taken up and heard via video conferencing (Webex App software).

This petition has been filed praying for the following reliefs:-

- i) Issue of writ, order or direction in the nature of mandamus directing the respondents to direct, the alcohol based hand “Sanitizer” should be under Schedule “K” of Drugs and Cosmetics Act, 1940.
- ii) Issue of writ, order or direction in the nature of mandamus permitting every distribute/stock/retail/trade to sell alcohol based hand sanitizers and increasing the supply chain.
- iii) Issue of writ, order or direction in the nature of mandamus directing to Department of Revenue for rate of GST should equal for similar product i.e. “Sanitizer”.

It is settled law that this Court cannot direct the legislature to frame a law in a particular manner and no mandamus in this regard can be issued.

Learned Additional Solicitor General appearing for the Union of India submits that in case the petitioner files any representation expressing his concerns, the same shall be forwarded to the authorities for

Consideration in accordance with law.

In the circumstances the petition filed by the petitioner is dismissed granting liberty to file a representation, if so advised, before the respondent-authorities, which may be considered in accordance with law.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

02.06.2020
ravinder sharma

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No