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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

-. -

CWP-12750-2019
Date of decision: 22.08.2022

Sukhwant Singh

.....*Petitioner*

Versus

Member Secretary, State Legal Services Authority, UT and another

.....*Respondents*

Coram: Hon'ble Mr. Justice Rajbir Sehrawat

Present: Mr. Ashwani Bhardwaj, Advocate
for the petitioner

-. -

Rajbir Sehrawat, J. (Oral)

The present writ petition has been filed under Articles 226/227 of the Constitution of India, praying for issuance of a writ in the nature of certiorari for quashing order dated 21.09.2018 (Annexure P1) passed by the Member Secretary, State Legal Service Authority, Chandigarh, vide which, the complaint filed by the petitioner has been dismissed against respondent No. 2, who was provided as legal aid counsel to the petitioner and did not pursue his case properly.

A perusal of the petition itself shows that the petitioner had, for the first time, raised the grievance qua termination of his

services. However, for redressal of the said grievance, the petitioner had filed the civil suit, which was dismissed vide judgment and decree dated 22.09.2014. The appeal preferred by the petitioner against the dismissal of the civil suit was also dismissed vide judgment and decree dated 30.05.2015. The petitioner had even taken up the matter before the High Court through Regular Second Appeal, which was also dismissed in *limine* vide order dated 17.11.2015. The petitioner had not stopped here. He had even taken up the matter upto the Apex Court through Special Leave Petition. The said SLP was declined vide order dated 22.07.2016. A review petition was also filed by the petitioner against the order of dismissal of the SLP. The said review application was also rejected by the Apex Court vide order dated 31.01.2017. Therefore, there is no doubt that the petitioner had already availed of his legal remedies right upto the Apex Court.

Having failed in the legal remedies right upto the Apex Court, the petitioner has tried to seek indulgence of this Court to initiate action against the Advocate who was representing him before the Appellate Court when the petitioner had filed the appeal against dismissal of the civil suit; by levelling frivolous and bald allegation that the said counsel did not pursue his case properly, due to which he lost the litigation. This grievance of the petitioner cannot be entertained by this Court, for two reasons:

- i) Firstly, the writ jurisdiction is not meant to be

exercised against a private individual; and

- ii) Secondly, this Court does not find any substance in the arguments raised by the petitioner qua levelling allegations against the Advocate to the effect that he did not pursue the case properly; because the petitioner's case has been argued and decided on merits right upto the Supreme Court.

Therefore, the present petition is nothing but an attempt on the part of the petitioner to misuse the process of the Court by making an attempt to multiply the litigation.

In view of the above, finding no merit, the present writ petition is dismissed.

(Rajbir Sehrawat)
Judge

August 22, 2022
mohan bimbura

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