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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

-. -

CWP-20161-2022
Date of decision: 07.09.2022

Naveen *Petitioner*

Versus

Union of India and others *Respondents*

Coram: Hon'ble Mr. Justice Rajbir Sehrawat

Present: Ms Neha Gupta, Advocate
for the petitioner

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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/punishment dated 04.08.2022 (Annexure P-4) which was never been provided to the petitioner.

Notice of motion.

Mr. Karan Kumar Jund, Central Government Counsel for UOI, who is present in Court, accepts notice on behalf of respondents No. 1 to 3.

Counsel for the respondents - Union of India has submitted that if the petitioner is aggrieved against the impugned order in the present writ petition, the same can be challenged before the Armed Forces Tribunal.

Still further, there is remedy available to the petitioner to challenge the impugned order even before the higher authorities of the Army establishment. As such, the present writ petition should not be entertained; and the same deserves dismissal on this ground alone.

Having heard counsel for the parties and having perused the paper book, this Court find that the grievance; which the petitioner has raised before this Court; can very much be raised before the Armed Forces Tribunal, and even before the appropriate army authorities, but in accordance with law.

Resultantly, this Court does not find it appropriate to interfere in the present writ petition.

Dismissed.

However, the petitioner will be at liberty to avail alternate remedy, but in accordance with law.

(Rajbir Sehrawat)
Judge

September 07, 2022

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Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No