

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

109

**2023:PHHC:149909
CWP No.5430 of 2016(O&M)
Date of Decision:24.11.2023**

G D Rohtas

....Petitioner

VS.

Union of India and another

....Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. K.S.Jawandah, Advocate for
Mr. Naveen Daryal, Advocate
for the petitioner
Mr. Arun Gosain, Senior Panel Counsel
for the Union of India

JAGMOHAN BANSAL, J. (ORAL)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of order dated 13.01.2014 (Annexure-6) whereby appeal filed by the petitioner has been dismissed and order dated 25.06.2014 (Annexure P-8) whereby revision petition has been dismissed.

2. It is undisputed fact that neither the alleged offence which was foundation of punishment was committed within jurisdiction of this Court nor any authority passed any order within jurisdiction of this Court.

3. The petitioner has invoked writ jurisdiction of this Court on the sole ground that petitioner is a resident of State of Haryana. In the pleadings, the petitioner has pleaded that writ is maintainable before this Court because petitioner is a resident of State of Haryana and during the

course of hearing, learned counsel for the petitioner has attempted to justify invoking of jurisdiction of this Court on the ground that communication of impugned orders took place within jurisdiction of this Court.

4. This Court vide order dated 26.07.2023 in *CWP No. 8829 of 2021, Manoj Kumar vs. Union of India and others* has held that mere communication of impugned order does not create cause for territorial jurisdiction.

5. In the wake of aforesaid facts and submissions of learned counsel for petitioner, this Court finds that the present petition is not maintainable on account of lack of territorial jurisdiction. Accordingly, the present petition is dismissed being not maintainable. The petitioner is free to pursue his remedies in a Court of competent jurisdiction.

(JAGMOHAN BANSAL)
JUDGE

24.11.2023
paramjit

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