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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-14599-2024
Date of Decision:01.07.2024

VISHAL BHARDWAJ Petitioner

Versus

THE UNION OF INDIA AND OTHERS Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. Satyawan Singh Nain, Advocate
for the petitioner.

Ms. Puneeta Sethi, Senior Panel Counsel
for the respondents-UOI.

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking direction to respondents to decide his representation dated 27.12.2023 (Annexure P-26).
2. This is second round of litigation. The petitioner on the earlier occasion approached this Court by way of Civil Writ Petition No.2457 of 2024 which was withdrawn with liberty to approach Central Administrative Tribunal because he is an employee of BSNL. He preferred O.A No.231 of 2024 before Central Administrative Tribunal which was withdrawn with liberty to approach competent authority in respect of his grievance. The relevant extracts of order dated 13.03.2024 passed by Tribunal are reproduced as below:

“5. The applicant has also requested the authority to provide the safe and healthy work environment. The said



contentions referred in P-26, does not falls under the definition of “service matter” as defined under Section 3 (q) of the Administrative Tribunals Act, 1985. For the ready reference, the same is produced as under:

“Service matters”, in relation to a person, means all matters relating to the conditions of his service in connection with the affairs of the Union or of any State or of any local or other authority within the territory of India or under the control of the Government of India, or, as the case may be, of any corporation (or society) owned or controlled by the Government, as respects-

- i) Remuneration (including allowances), pensions and other retirement benefits.*
- ii) Tenure including confirmation, seniority, promotion, reversion, premature retirement and superannuation;*
- iii) Leave of any kind;*
- iv) Disciplinary matter;*
- v) Any other matter whatsoever;*

6. Confronted with the jurisdiction of this Tribunal, on the issues referred to in legal notice Annexure P-26, learned counsel for the applicant submits that he wants to withdraw this petition with liberty to approach the competent authority in respect of his grievances as detailed in legal notice P-26.

7. In the wake of aforesaid, this OA is thus dismissed as withdrawn with the aforesaid liberty.”

3. The petitioner has again approached this Court by way of present writ petition. He is alleging that respondents are adopting corrupt practices and misusing official position. He is further alleging that authorities are harassing, humiliating and torturing him because he is opposing corrupt practices of respondent authorities.

4. The petitioner has remedy to approach different Government



agencies like CBI, CVC, Lokayukt etc. which are assigned duty to detect and prevent corrupt practices. He without approaching appropriate agencies with cogent material is approaching judicial forums.

5. This Court in the absence of any specific evidence against a particular officer cannot ask any authority to conduct investigation or take action.

6. Dismissed.

(JAGMOHAN BANSAL)
JUDGE

01.07.2024
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Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>