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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 17484/2024, CM APPLs. 74409/2024 & 74410/2024**

SRI GURU RAM RAI UNIVERSITY & ANR.Petitioners

Through: Ms.Shyel Trehan, Sr.Adv with
Mr.Manan Verma and Mr.Sagar
Gaur, Advs.

versus

UNION OF INDIA & ORS.Respondents

Through: Mr.Rajnish Kumar Gaind, SPC with
Mr.Hemant Kaushik and
Mr.Himanshu Gupta, Advs for R-1.
Mr.Aayush Agrawal, Adv and
Ms.Mahamaya Chatterjee, G.P. for
UOI.
Mr.T.Singhdev, Mr.Bhanu Gulati,
and Ms.Anum Hussain, Advs for R-2.

CORAM:

HON'BLE MR. JUSTICE PURUSHAINDR KUMAR KAURAV

ORDER

% 18.12.2024

1. This Court has taken a consistent view that merely on the ground that the respondents or even an appellate authority is situated within the territorial jurisdiction of this Court, the same would not be the sole determinative factor to entertain a writ petition.
2. The Court has held that it is the integral, essential, and material cause of action that would determine the jurisdiction of the Court.
3. A bare perusal of the facts of the present case demonstrates that the petitioner-institute is situated in the State of Uttarakhand. The consequential



outcome of the petitioner-institute's request for increase in PG seats would also be realised in the State of Uttarakhand.

4. Taking into consideration the various aspects of the instant petition, the Court is of the opinion that the broad controversy arising herein, is squarely covered by the several orders passed by this Court concerning the dimension of territorial jurisdiction, which are summarised below:-

<u>Date of Order</u>	<u>Cause Title</u>	<u>Place where material Cause of Action arose</u>	<u>Respondent-Authority</u>
02.09.2024	W.P.(C) 12041/2024 <i>Smt. Manjira Devi Ayurveda Medical College And Hospital v. Uttrakhand University of Ayurveda & Ors.</i>	Uttarakhand	Uttrakhand University of Ayurveda
05.09.2024 Division Bench	LPA 894/2024 <i>Smt. Manjira Devi Ayurveda Medical College And Hospital v. Uttrakhand University of Ayurveda & Ors.</i>	Uttarakhand	Uttrakhand University of Ayurveda
18.09.2024	W.P.(C) 12049/2024 <i>Michael Builders and Developers Pvt. Ltd. v. National Medical Commission and Ors</i>	Tamil Nadu	The Indian Nursing Council
07.10.2024	W.P.(C) 14153/2024 <i>Aryans College of Education v. National Council For Teacher Education and Anr</i>	Punjab	National Council For Teacher Education
08.10.2024	W.P.(C) 14233/2024 <i>Shri Siddhi Vinayak Medical College and Hospital Sambhal, U.P. v. Union Of India and Anr</i>	Uttar Pradesh	National Medical Commission
14.10.2024	W.P.(C) 13570/2024 <i>Shinde Institute of Pharmacy and Research v. Pharmacy Council of India</i>	Maharashtra	Pharmacy Council of India
14.10.2024	W.P.(C) 11627/2024 <i>Sun Private Iti v. Directorate General Of Training</i>	Madhya Pradesh	Directorate General Of Training



14.10.2024	W.P.(C) 12424/2024 <i>Sri Guru Nanak Dev Institute Of Pharmacy v. Pharmacy Council Of India</i>	Uttar Pradesh & Haryana	Pharmacy Council Of India
14.10.2024	W.P.(C) 13601/2024 <i>Dr. Yash Jain v. Union Of India & Ors</i>	Bihar	National Medical Commission
14.10.2024	W.P.(C) 13874/2024 <i>Laxmi Private Iti v. Directorate General Of Training</i>	Madhya Pradesh	Directorate General Of Training
15.10.2024	W.P.(C) 9525/2024 <i>St. John College Of Nursing And Paramedical V. Pharmacy Council Of India</i>	Uttar Pradesh	Pharmacy Council Of India
15.10.2024	W.P.(C) 13776/2024 <i>Pkg Medical College & Hospital v. Union Of India</i>	West Bengal	National Medical Commission
21.10.2024	W.P.(C) 9232/2024 <i>Aishwarya College Of IT and Management v. All India Council For Technical Education</i>	Rajasthan	All India Council for Technical Education
21.10.2024	W.P.(C) 12008/2024 <i>Smt. Gomti Smarak Vigyan Mahavidyalaya v. National Council For Teacher Education And Anr</i>	Uttar Pradesh	National Council for Teacher Education

5. In the instant case, the petitioner-University is admittedly situated outside the territorial jurisdiction of this Court.

6. In view of the aforesaid, learned senior counsel appearing on behalf of the University, seeks leave to withdraw the instant petition with liberty in the meantime, to make a representation and approach respondent no.1 for redressal of her grievance and the further liberty to approach the jurisdictional High Court.

7. Leave and liberty, as prayed, is granted.

8. In the meantime, it is also directed that if the petitioner makes a



representation to respondent No. 1, let the same be considered in accordance with the law.

9. In any case, the aforesaid aspect would not be construed to mean that the Court has the territorial jurisdiction to decide the controversy. If the petitioner-University is eventually aggrieved by the said order, the petition would lie before the jurisdictional High Court.

10. Accordingly, the instant petition along with pending applications is disposed of as withdrawn.

11. All rights and contentions are left open.

12. *Dasti.*

PURUSHAINDR KUMAR KAURAV, J

DECEMBER 18, 2024/MJ