



CWP-8967-2026

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

**CWP-8967-2026
Date of Decision: 24.03.2026**

Harpinder Pal

.... Petitioner

Versus

State of Punjab and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Gurmej Singh, Advocate for the petitioner.

JASGURPREET SINGH PURI, J. (ORAL)

1. The present writ petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of *mandamus* directing the respondents to consider and decide the case of the petitioner regarding permission to undergo the dope test for the third time which has already been forwarded by the Civil Surgeon, Gurdaspur to the Director, Health and Family Welfare, Punjab vide letter dated 03.03.2025 (Annexure P-7) and also in pursuance of the representation dated 23.02.2026 (Annexure P-8) by passing a reasoned and speaking order within a stipulated time period.

2. Learned counsel for the petitioner submitted that the prayer in the present petition is for issuance of a direction to the respondents to conduct a dope test of the petitioner for the third time. He further submitted that the petitioner had applied for an arms licence and twice underwent dope tests and result of the same came out positive both the times. Thereafter, the petitioner requested to the respondents that his dope test be conducted for the third time, which was declined. He further submitted that there is no justification for declining the third dope test, particularly in view of the

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Standard Operating Procedure (SOP) issued vide Annexure P-1 by the Director, Health and Family Welfare, Punjab. He therefore prayed that a direction be issued to the respondents to get the dope test of the petitioner conducted for the third time.

3. I have heard learned counsel for the petitioner.

4. It is a very strange case wherein the petitioner is invoking the extraordinary writ jurisdiction of this Court under Article 226 of the Constitution of India seeking issuance of a direction to the respondents to conduct a third dope test of the petitioner, notwithstanding the fact that his reports have come out positive in the last two tests conducted. A perusal of Annexure P-6 would show that the Senior Medical Officer In-charge, Civil Hospital, Gurdaspur has certified that the petitioner tested positive on both the aforesaid occasions. Further, the petitioner's own letter (Annexure P-8) confirms that his licence is pending renewal, but his dope tests have returned positive twice and he has requested permission to undergo a third dope test.

5. This Court is of the considered view that filing of the present petition only for the purpose of seeking a direction to get the dope test of the petitioner conducted for the third time by invoking extraordinary jurisdiction of this Court is purely an abuse of process of law and is absolutely vexatious in nature. Even otherwise also, such kind of SOP referred to by learned counsel for the petitioner has no enforceability in law and is only meant for internal arrangements between the parties and the government, if any.

6. In view of the above, the present petition is hereby dismissed.

24.03.2026*Bhumika*

(JASGURPREET SINGH PURI)
JUDGE

1. Whether speaking/reasoned:	Yes/No
2. Whether reportable:	Yes/No