
(2022) 04 PAT CK 0055

Patna High Court

Case No: Civil Writ Jurisdiction Case No. 2264 Of 2021

Ajay Kumar Rai

APPELLANT

Vs

Special Director General

RESPONDENT

Date of Decision: April 21, 2022

Acts Referred:

- Constitution Of India, 1950 - Article 226(2)

Hon'ble Judges: P. B. Bajanthri, J

Bench: Single Bench

Advocate: Sarva Deo Singh, Sanjay Kumar, Dr. K.N. Singh, Abhay Shankar Jha

Final Decision: Dismissed

Judgement

Heard learned counsel for the parties.

In the instant petition, petitioner has prayed for the following relief/reliefs:

“For issuance of an appropriate writ/order/direction for quashing the communication P7-2/2016 Estb. Dated 09.03.2016 by which the

petitioner has not been considered for promotion and his name has not been included in the list of Grade A G.D. Constable (Male) on the

ground of unsatisfactory record of service. However the cause is irrelevant as per the direction of the Special Director General of C.R.P F

The petitioner further prays for direction to consider the case of the petitioner for promotion as Head-Constable/Surgent and for grant of

promotional benefit for which he may be found entitled on the ground that he joined the service on 08.07.2000 as G.D. Constable in the

CRPF and till today he has not been considered for promotion.

And for any other relief/reliefs for which the petitioner may be found entitled.”

Petitioner's challenge is in respect of decision of the respondent no.7, an office situated in Rohtak, State of Haryana. The petitioner is presently working under the territorial jurisdiction of State of Jharkhand, therefore, he is permitted to file writ petition either in Punjab and Haryana High Court or High Court of Jharkhand. This Court has no territorial jurisdiction to entertain and set aside an order passed by the office-respondent no.7, Rohtak, State of Haryana.

Accordingly, the present petition stands dismissed on the ground of territorial jurisdiction with reference to Article 226 (2) of the Constitution.

The petitioner is at liberty to approach territorial jurisdictional forum.