

Ms. Nisha Priya Bhatia Vs Union of India (UOI) and Others

Court: Supreme Court of India

Date of Decision: Jan. 15, 2010

Acts Referred: Constitution of India, 1950 Article 32

Citation: (2010) 126 FLR 556 : (2010) 1 JT 388 : (2010) 1 SCALE 463 : (2010) 4 SCC 159 : (2010) 1 SLR 642

Hon'ble Judges: J. M. Panchal, J; H. S. Bedi, J

Bench: Division Bench

Advocate: Party-in-Per, for the Appellant;

Final Decision: Allowed

Judgement

Harjit Singh Bedi, J.

We had heard the petitioner-in-person at length. Although this is a miscellaneous matter and at the stage of fresh

hearing, we had reserved judgment for the reason that the petitioner was surcharged and appeared to be emotionally disturbed and prudence

dictated that we should not make any order adverse to her in her presence.

2. During the course of arguments, the petitioner repeatedly referred to the fact that she had been sexually intimidated by her senior colleagues in

office and that they had misused their positions and amassed huge fortunes. She also emphasized that it was on account of her attempts to highlight

the misconduct of these officers that she had been harassed & hounded time and again and had even been denied her service dues.

3. We have gone through the petition as also the documents filed and find that the allegations made by the petitioner have been enquired into by

several independent bodies including a Committee headed by Dr. Renuka Vishwanathan and supervised by the Cabinet Secretary and that no

merit had been found in the allegations levelled by her.

4. The record further shows that the allegations made by the petitioner have at one time or the other been examined by the National Human Rights

Commission and the National Commission for Women and they too had not granted her any relief.

5. We also see from paragraph No. 18 of the petition that some over-lapping matters are pending before the Delhi High Court. For all these

reasons, we are unable to grant any relief to the petitioner under Article 32 of the Constitution of India. She may however pursue her remedies

before the Delhi High Court or elsewhere.

6. The Writ Petition is dismissed for the above reasons.