

Case :- PUBLIC INTEREST LITIGATION (PIL) No. - 737 of 2020

Petitioner :- Anniruddha Singh

Respondent :- Union Of India And 8 Others

Counsel for Petitioner :- Ankur Verma, Abhinav Gaur, Anoop Trivedi (Senior Adv.)

Counsel for Respondent :- Ram M. Kaushik, Kuldeep Singh Chauhan, Priyanka Midha

Hon'ble Govind Mathur, Chief Justice

Hon'ble Siddhartha Varma, J.

Learned counsel appearing for the petitioner is not in a position to assist us about the law in which permission is granted to air the web-series "XXX-Season 2".

It also reveals from perusal of the averments contained in the petition for writ that before approaching this Court under Article 226 of the Constitution of India, the petitioner has not made any demand from the Authority competent to take necessary measures as claimed in this petition for writ.

It is a settled principle of law that the person demanding writ in the nature of mandamus is first required to make a demand from the Authority competent. A deviation from such settled principle can be made only in extraordinary circumstances and no such circumstance has been pointed out by the petitioner in this petition for writ.

In view of whatever has been stated above, we are not inclined to interfere in the matter by invoking our extraordinary discretionary powers.

The writ petition, hence, is dismissed. However, the petitioner is at liberty to make demand for redressal of his grievance from the Authority competent by submitting a representation on notice for demand for justice.

Order Date :- 28.9.2020

Shubham

(Siddhartha Varma, J.) (Govind Mathur, C.J.)