

ITEM NO.6

Court 12 (Video Conferencing)

SECTION X

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 530/2022

(Arising out of impugned final judgment and order dated 23-10-2021 in WPSB No. 407/2020 passed by the High Court Of Uttarakhand At Nainital)

UNION OF INDIA

Petitioner(s)

VERSUS

SANJIV CHATURVEDI & ORS.

Respondent(s)

IA No.5781/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Date : 21-02-2022 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.R. SHAH
HON'BLE MRS. JUSTICE B.V. NAGARATHNA

For Petitioner(s) Mr. Tushar Mehta, SG
Mr. Kanu Agrawal, Adv.
Mr. Anukalp Jain, Adv.
Mr. Adit Khorana, Adv.
Ms. Aakanksha Kaul, Adv.
Mr. Arvind Kumar Sharma, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

Shri Tushar Mehta, learned Solicitor General, has vehemently submitted that as the decision of the Chairman, Principal Bench, Central Administrative Tribunal, New Delhi was under challenge, the Uttarakhand High Court would have no territorial jurisdiction and only the Delhi High Court would have jurisdiction. It is submitted that the aforesaid was one of the grounds raised before the High Court. However, the High Court has not properly dealt with and/or appreciated the same. It is further submitted that even otherwise on merits also, the order passed by the Chairman, Principal Bench

transferring the case from Nainital Bench to the Principal Bench in exercise of powers under Section 25 of the Administrative Tribunals Act, 1985 ought not to have been interfered with by the High Court.

Issue notice, returnable on 04.04.2022.

Dasti, in addition, is permitted.

Counter, if any, to be filed within a period of three weeks from the date of receipt of the present order.

In the meantime, the proceedings before the Nainital Bench are ordered to be stayed.

(R. NATARAJAN)
ASTT. REGISTRAR-cum-PS

(NISHA TRIPATHI)
BRANCH OFFICER