

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD****R/WRIT PETITION (PIL) NO. 75 of 2024**

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SUMIT KAPURBHAI PRAJAPATI

Versus

UNION OF INDIA & ORS.

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Appearance:

ALAY A DAVE(8219) for the Applicant(s) No. 1

MR GH VIRK LD. GOVERNMENT PLEADER with MS HETAL PATEL ASSISTANT
GOVERNMENT PLEADER for the Opponent(s) No. 2

MR HARSHEEL D SHUKLA(6158) for the Opponent(s) No. 1

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***CORAM: HONOURABLE THE CHIEF JUSTICE MRS. JUSTICE SUNITA
AGARWAL******and******HONOURABLE MR. JUSTICE PRANAV TRIVEDI*****Date : 03/01/2025****ORAL ORDER*****(PER : HONOURABLE THE CHIEF JUSTICE MRS. JUSTICE SUNITA AGARWAL)***

Heard the learned counsels appearing for the parties.

Having gone through the matter, pertinent is to note that the Public Interest Litigation No. 10 of 2024 impleading the same respondents as that of respondent nos. 3 and 4 herein has already been filed before the High Court of Bombay, raising the same issue as is being raised in the present petition with respect to the mobile games created by the respondent nos. 3 and 4 being the games of chance and not the games of skill.

The prayer made in the writ petition is to restrain the respondent nos. 3 and 4 from continuing with the impugned betting



platform. The High Court of Bombay has issued notice on 28.03.2024 in the Public Interest Litigation raising the issue as has been raised in the aforesaid Public Interest Litigation. In our considered opinion that when one High Court is dealing with the issue which concern PAN India, it would not be proper to entertain the present Public Interest Litigation filed for the same cause of action.

The present Public Interest Litigation is, thus, dismissed giving liberty to the petitioner to approach the High Court of Bombay by filing an intervener application to raise the issues which are being additionally raised herein.

(SUNITA AGARWAL, CJ)

(PRANAV TRIVEDI,J)

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