

IN THE HIGH COURT OF JUDICATURE FOR  
RAJASTHAN BENCH AT JAIPUR.

O R D E R

S.B. CIVIL WRIT PETITION No.4083/2014.

Shailesh Saini

Vs.

Bharat Sanchar Nigam Ltd. & Anr.

Date of Order :

April 30, 2014.

**HON'BLE MR.JUSTICE MOHAMMAD RAFIQ**

Shri Rajendra Kumar Saini for the petitioner.

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**BY THE COURT:-**

This writ petition has been filed by the petitioner seeking relief against Bharat Sanchar Nigam Ltd., which is an instrumentality of the Government of India.

I am afraid, this petition is not maintainable before this court in view of the judgment of the Apex Court in **L.Chandra Kumar Vs. Union of India & Ors. : AIR 1997 SC 1125** wherein, Hon'ble Apex Court has observed that the writ petition is not maintainable directly before the High Court. Jurisdiction of High Court vested in it under Articles 226 & 227 of the Constitution of India can be invoked only by way of filing writ petition before the Division Bench only after rejection of the Original Application by the Central Administrative Tribunal and not otherwise.

Petitioner shall have to first approach the Central Administrative Tribunal.

In view of the observations made above, the writ petition is dismissed being not maintainable.

**(MOHAMMAD RAFIQ), J.**

Anil/84

All corrections made in the judgment/order have been incorporated in the judgment/order being e-mailed  
Anil Kumar Goyal  
Sr.P.A. Cum JW