

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU**

SWP No. 34/2003

Som Nath Tiwari

..... Petitioner (s)

Through: Mrs. Surinder Kour, Sr. Advocate with
Mr. Dalvinder Kumar, Advocate

Vs

Union of India and others

..... Respondent(s)

Through: Mr. Suneel Malholtra, CGSC

Coram: HON'BLE MR. JUSTICE RAHUL BHARTI, JUDGE

ORDER
13.07.2023

Further arguments have been heard.

Mr. Suneel Malhotra, learned CGSC seeks time to address this Court on the legal aspect as to whether the Commandant of the 117 Bn., BSF in which the accused was posted could himself proceed over the Summary Security Force Court in the light of section 70 of the Border Security Force (BSF) Act, 1968 read with relevant rules or that the Commandant of any other unit ought to have been the presiding judge of the Summary Security Force Court for the trial of the petitioner.

List this case on 01.08.2023.

(Rahul Bharti)
Judge

Jammu
13.07.2023
Muneesh