



Constitution of India , Article 226 - 'error of jurisdiction' - Discretionary exercise of jurisdiction by the High Courts under Article 226(1) when the contention could be raised and decided by the Tribunal having exclusive jurisdiction

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[SC] Constitution of India , Article 226 - 'error of [jurisdiction](#)' - Discretionary exercise of jurisdiction by the High Courts under Article 226(1) - The expression 'error of jurisdiction' in the broad context would include errors of law committed by the Tribunals/administrative authorities within their jurisdiction - However, this would not be relevant when Article 226 of the Constitution is sought to be invoked for bypassing and overlooking the statutory alternative remedy provided by a special statute - The present case is much worse for the respondent had invoked the [writ](#) jurisdiction even before raising the aforesaid contention and issue before the Tribunal where the [insolvency](#) proceedings are pending - The respondents had acted with impetuosity in approaching the High Court when the contention could be raised and decided by the Tribunal having exclusive jurisdiction - Insolvency and Bankruptcy Code, [2016](#).

[coi art. 226](#) , [ibc](#)

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