

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS  
CIVIL APPEAL NO(s). 1336 OF 2006

INDIAN RAILWAY CATERING&TOURISM CORPN.LT  
VERSUS

Appellant (s)

INDIAN RAILWAY M.&M.CATERERS ASSN. &ORS.

Respondent(s)

(With prayer for interim relief and office report )

WITH

C.A.NO.1362/2006 (With appln.(s) for permission to place addl. documents on record and with prayer for interim relief and office report)

C.A.NO.1813/2006 (With prayer for interim relief and office report)

Date: 26/03/2008 This Appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE H.K. SEMA  
HON'BLE MR. JUSTICE MARKANDEY KATJU

For Appellant(s) Mr. Saurav Agrawal, Adv.  
Mr. D. Kumar, Adv.  
Mr. A. Krishnan, Adv.  
Mr. T.M. Singh, Adv.  
Ms. Ruby Singh Ahuja, Adv.

For Respondent(s) Mr. Aarohi Bhalla, Adv.  
Mr. Ashim Chandra, Adv.  
Mr. Anurag Singh, Adv.  
Mr. Sunil Kumar Singh, Adv.  
Ms. Sujata Kurdukar, Adv.

M/Railways Mr. S. Wasim A. Qadri, Adv.  
Mr. Satyakam, Adv.  
Ms. Amrita Narayan, Adv.  
Ms. Anil Katiyar, Adv.  
Mr. B.Krishna Prasad, Adv.  
Mr. D.S. Mahra, Adv.  
  
Mr. Shakil Ahmad Syed, Adv.

UPON hearing counsel the Court made the following  
ORDER

Civil Appeal Nos. 1336/2006 & 1362/2006 are allowed and  
Civil Appeal No.1813/2006 is dismissed in terms of the signed order.  
( Ravi P. Verma ) ( Anand Singh )  
Court Master Court Master  
[Signed order is placed on the file]  
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 1336 OF 2006

INDIAN RAILWAY CATERING  
TOURISM CORPN. LTD.

&

.....APPELLANT(S)

Versus

INDIAN RAILWAY MAJOR & MINOR  
CATERERS ASSOCIATION & ORS.

.....RESPONDENT(S)

WITH

C.A.NO.1362/2006; C.A. NO.1813/2006

ORDER

C.A.NO.1336/2006; C.A. NO.1362/2006

These appeals are directed against the judgment and order dated 24/1/2006 passed by the Division Bench of Orissa High Court. By the impugned order, the High Court has interfered with the Catering Policy of 2005 in respect of reservations. By now it is a well settled principle of law that policy decisions of the Government should not be interfered in a routine manner unless the policy is contrary to the provisions of statutory rules or of the Constitution. Nothing has been brought to our notice that the Policy is contrary to the provisions of the statutory rules or the Constitution.

For this simple reason, we set aside the order of the High Court impugned herein. The appeals are allowed.

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.....2.

C.A. NO.1813/2006

In view of the order passed in C.A.NO.1336/2006 and C.A. NO.1362/2006, this appeal is dismissed. No costs.

.....J.  
( H.K. SEMA )

New Delhi; .....J.  
March 26, 2008. ( MARKANDEY KATJU )