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SLP(C)No. 580 OF 2001
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IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

Civil Appeal No. of 2002@@
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(Arising out of SLP((C) No. 580/2001)

Union of India & Ors. ...Appellant (s)

Versus

S.P. Anand ...Respondent(s)

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Leave granted.

The Union of India is in appeal against the impugned direction of the Madhya Pradesh High Court passed in a writ petition no. 1029/96. A perusal of the impugned order indicates that the High Court though dismissed the writ petition, but issued certain directions with regard to the fixation of price of wheat on zonal basis. This, in our view, tantamounts to interfere with a policy decision which, we are afraid, the Court does not possess under Article 226 of the Constitution of India. That apart, we do not find any material on the basis of which the High Court could have come to the aforesaid conclusion. We are of the considered opinion that the High Court has disposed of the matter in a cavalier fashion without any materials for coming to the conclusions in question. We therefore have no other alternative than to quash the same. Accordingly we set aside the impugned judgment of the High Court and allow this appeal.

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(G.B. PATTANAİK)@@
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New Delhi;

January 25, 2002

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(P. VENKATARAMA REDDI)@@
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.PA
ITEM No.27

Court No. 3

SECTION IVA
A/N MATTER

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No.580/2001

(From the judgement and order dated 31/03/2000 in WP 1029/96 of The HIGH COURT OF M.P AT INDORE)

UNION OF INDIA & ORS.

Petitioner (s)

VERSUS

S.P. ANAND

Respondent (s)

(With prayer for interim relief)

Date : 25/01/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.B. PATTANAİK
HON'BLE MR. JUSTICE P. VENKATARAMA REDDI

For Petitioner (s)

Mr. B.V. Balaram Das,Adv.

For Respondent (s)

Mr. Shiv Sagar Tiwari,Adv.

UPON hearing counsel the Court made the following
O R D E R