

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(s).18388/2011

(From the judgement & order dated 24/05/2011 in CMWP No.45792/2009  
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

RADHA SOAMI SATSANG SABHA

Petitioner(s)

VERSUS

STATE OF U.P.& ORS.

Respondent(s)

(With appln(s) for exemption from filing O.T. and prayer for  
interim relief)

Date: 23/08/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE K.S. RADHAKRISHNAN

HON'BLE MR. JUSTICE SWATANTER KUMAR

For Petitioner(s)

Mr. Soli J. Sorabjee, Sr. Adv.

Mr. Shaunak Kashyap, Adv.

Mr. Vinay Arora, Adv.

Mr. Sudarshan Singh Rawat, Adv.

For Respondent(s)

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

By the impugned order, the High Court has dismissed the writ petition on the ground that the petitioner has alternative statutory remedy under Clause 6.5 of Uttar Pradesh Supply Code, 2005. Leave has been granted to the petitioner to file appropriate objection before the Competent Authority. We see no reason to interfere with the impugned order. However, by way of clarification, we make it clear that, in the present case, it would be open to the petitioner to submit before the Competent Authority that the change of tariff from a retrospective date without notice and opportunity of hearing was bad in law.

Subject to above, the special leave  
petition is dismissed.

[ T.I. Rajput ]  
A.R.-cum-P.S.

[ Renuka Sadana ]  
Court Master