

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGSWRIT PETITION(S)(CIVIL) NO(S). 1144/2021IN RE PAY AND ALLOWANCE OF THE MEMBERS OF THE U.P. STATE CONSUMER
DISPUTES REDRESSAL COMMISSION

(IA No. 86081/2025 - APPLICATION FOR PERMISSION, IA No. 96450/2023 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 20894/2022 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 16470/2023 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 195730/2022 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 151479/2021 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 97827/2022 - CLARIFICATION/DIRECTION, IA No. 113527/2022 - CLARIFICATION/DIRECTION, IA No. 21231/2022 - EXEMPTION FROM FILING O.T., IA No. 89619/2023 - EXEMPTION FROM FILING O.T., IA No. 152148/2021 - EXEMPTION FROM FILING O.T., IA No. 136575/2023 - EXEMPTION FROM FILING O.T., IA No. 97777/2022 - INTERVENTION APPLICATION, IA No. 87900/2025 - INTERVENTION APPLICATION, IA No. 16468/2023 - INTERVENTION APPLICATION, IA No. 30990/2025 - INTERVENTION APPLICATION, IA No. 151478/2021 - INTERVENTION APPLICATION, IA No. 113518/2022 - INTERVENTION APPLICATION, IA No. 132470/2023 - INTERVENTION/IMPLEADMENT, IA No. 20892/2022 - INTERVENTION/IMPLEADMENT, IA No. 85485/2025 - INTERVENTION/IMPLEADMENT AND IA No. 30991/2025 - PERMISSION TO APPEAR AND ARGUE IN PERSON)

WITH

W.P.(C) No. 613/2022 (X)

(IA No. 83076/2024 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 83080/2024 - EXEMPTION FROM FILING O.T., IA No. 66372/2024 - EXEMPTION FROM FILING O.T., IA No. 110864/2022 - EXEMPTION FROM FILING O.T. AND IA No. 110863/2022 - GRANT OF INTERIM RELIEF)

T.C.(C) No. 17/2025 (III)

W.P.(C) No. 229/2025 (X)

(IA No. 72391/2025 - EXEMPTION FROM FILING O.T.)

Date : 28-04-2025 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA
HON'BLE MR. JUSTICE UJJAL BHUYAN

By Courts Motion

Mr. Gopal Sankarnarayanan, Sr. Adv.(A.C.)
Mr. Aditya Narain, Sr. Adv. (A.C.)
Ms. Purna Priyadarshini, AOR
Mrs. Shivani Vij, Adv.

Mr. Syed Faraz Alam, Adv.
Mr. Mishra Raj Shekhar, Adv.
Mr. Atharva Gaur, Adv.
Mr. Aayushman Aggarwal, Adv.

For Petitioner(s): Mr. Rajesh Pathak, Adv.
Mr. Sumit Kumar, AOR
Mr. Shirsh Kumar, Adv.

Mr. Nachiketa Joshi, Sr. Adv.
Ms. Farhat Jahan Rehmani, AOR
Mr. Ritik Arora, Adv.

Ms. Kiran Suri, Sr. Adv.
Mr. R K Pandey, Adv.
Mr. Atul Sharma, AOR

For Respondent(s): Mr. K.M. Nataraj, A.S.G.
Mr. Kanu Agarwal, Adv.
Mr. Varun Chugh, Adv.
Mr. Rajan Kumar Chourasia, Adv.
Mr. Bhuvan Kapoor, Adv.
Mr. Purnendu Bajpai, Adv.
Mr. Chitvan Singhal, Adv.
Ms. Indira Bhakar, Adv.
Mr. Mukesh Kumar Verma, Adv.
Mr. Anuj Srinivas Udupa, Adv.
Mr. Shashwat Parihar, Adv.
Mr. Yogya Rajpurohit, Adv.
Mr. Harish Pandey, Adv.
Mr. Shreekant Neelappa Terdal, AOR
Mr. Mukul Singh, Adv.
Mr. Piyush Beriwal, Adv.

Ms. Kiran Suri, Sr. Adv.
Mr. R K Pandey, Adv.
Mr. Atul Sharma, AOR
Ms. Vidushi Garg, Adv.
Mr. S J Amith, Adv.

Ms. Ankita Sharma, AOR
Mr. Arjun D Singh, Adv.

Mr. Manish Kumar, AOR
Mr. Divyansh Mishra, Adv.

Mr. Samir Ali Khan, AOR

Mr. Nitin Bhardwaj, AOR

Mr. Anubhav Sharma, Adv.
Mr. Ashutosh Anand, Adv.
Mr. Nishant Kumar, AOR

Mr. Kunal Mimani, AOR
Ms. Shraddha Chirania, Adv.

Ms. Suveni Bhagat, AOR
Mr. Ajay Kumar Bahuguna, Adv.

Mr. Aravindh S., AOR
Ms. Jyoti P, Adv.

Mr. D. L. Chidananda, AOR

Ms. Purnima Krishna, AOR
Mr. M.F. Philip, Adv.
Mr. Karamveer Singh Yadav, Adv.
Mr. Togin M. Babichen, Adv.

Mr. Manish Kumar, AOR
Mr. Divyansh Mishra, Adv.

Mr. Nachiketa Joshi, Sr. Adv.
Mr. Pulkit Srivastava, AOR
Ms. Sucheta Joshi, Adv.
Mr. Sai Shashank, Adv.
Mr. Alabhya Dhamija, Adv.
Ms. Sagrika Arya, Adv.
Mr. Shreevardhan Dhoot, Adv.

Mr. Bhakti Vardhan Singh, AOR
Ms. Shweta Yadav, Adv.

Ms. Swati Ghildiyal, AOR
Ms. Deepanwita Priyanka, Adv.
Mr. Rishi Yadav, Adv.

Mr. Lokesh Sinhal, Sr. A.A.G.
Mr. Akshay Amritanshu, AOR
Mr. Nikunj Gupta, Adv.
Ms. Drishti Rawal, Adv.
Ms. Drishti Saraf, Adv.
Ms. Pragya Upadhyay, Adv.
Ms. Aakanksha, Adv.
Ms. Ishika Gupta, Adv.
Mr. Sarthak Arya, Adv.

Mr. Sarthak Raizada, G.A.
Mr. Yashraj Singh Bundela, AOR
Ms. Saloni, Adv.
Mr. Arpit Garg, Adv.

Ms. Astha Sharma, AOR

Mr. Anando Mukherjee, AOR

Mr. Rajeev Kumar Dubey, Adv.
Mr. Kamendra Mishra, AOR

Mr. Debojit Borkakati, AOR

Ms. Baani Khanna, AOR
Mr. Robin Singh, Adv.
Mr. Kapil Balwani, Adv.
Ms. Tejal Nagauri, Adv.

Mr. Surjendu Sankar Das, AOR
Ms. Aarushi Singh, Adv.
Mr. P K Bajaj, Adv.

Ms. Pallavi Langar, AOR
Mr. Vishnu Sharma, Adv.
Mr. Sujeet Kumar Chaubey, Adv.

Ms. Devina Sehgal, AOR
Mr. Dhananjay Yadav, Adv.
Mr. Yatharth Kansal, Adv.

Mr. Avijit Mani Tripathi, AOR
Mr. Upendra Mishra, Adv.
Mr. P.S. Negi, Adv.

Mr. Sameer Abhyankar, AOR
Mr. Krishna Rastogi, Adv.
Ms. Ripul Swati Kumari, Adv.

Mr. Mukesh Kumar Maroria, AOR

Mr. Nishe Rajen Shonker, AOR
Mrs. Anu K Joy, Adv.
Mr. Alim Anvar, Adv.
Mr. Santhosh K, Adv.

Mr. Suwendu Suvasis Dash, AOR

Mr. Avdhesh Singh, A.A.G.
Mrs. Perna Dhall, Adv.
Mr. Shivam Ganeshia, Adv.
Mr. Ambuj Swaroop, Adv.
Ms. Akanksha Singh, Adv.
Mr. Prashant Singh, AOR

Mr. Chinmoy Pradip Sharma, Sr. A.A.G.
Ms. Diksha Rai, AOR
Mr. Piyush Vyas, Adv.
Ms. Purvat Wali, Adv.
Mr. Krishnajyoti Deka, Adv.
Mr. Vijay Deora, Adv.

Mr. Bharat Bagla,, Adv.
Mr. Siddharth Dharmadhikari, Adv.
Mr. Aaditya Aniruddha Pande, AOR

Mr. Saurabh Rajpal, Adv.
Mr. Vinay Kumar Singh, Adv.
Mr. Arpit Bansal, Adv.
Mr. Milind Kumar, AOR

Mr. K. M. Nataraj, A.S.G.
Mr. Kanu Agarwal, Adv.
Mr. Varun Chugh, Adv.
Mr. Rajan Kumar Chourasia, Adv.
Mr. Bhuvan Kapoor, Adv.
Mr. Purnendu Bajpai, Adv.
Mr. Chitvan Singhal, Adv.
Ms. Indira Bhakar, Adv.
Mr. Mukesh Kumar Verma, Adv.
Mr. Anuj Srinivas Udupa, Adv.
Mr. Shashwat Parihar, Adv.
Mr. Yogya Rajpurohit, Adv.
Mr. Harish Pandey, Adv.
Mr. Shreekant Neelappa Terdal, AOR
Mr. Mukul Singh, Adv.
Mr. Piyush Beriwal, Adv.
Mr. Vineet Singh, Adv.

Ms. Prerna Priyadarshini, AOR

Mr. Chirag M. Shroff, AOR

Ms. Pragati Neekhara, AOR

Mr. Aman Varma, AOR
Ms. Riya Wasade, Adv.

Ms. K. Enatoli Sema, AOR
Mr. Amit Kumar Singh, Adv.
Ms. Chubalemla Chang, Adv.
Mr. Prang Newmai, Adv.

Mr. Pukhrambam Ramesh Kumar, AOR
Mr. Karun Sharma, Adv.
Ms. Anupama Ngangom, Adv.
Ms. Rajkumari Divyasana, Adv.

Mr. Sahil Bhalai, AOR
Mr. Tushar Giri, Adv.
Mr. Siddharth Anil Khanna, Adv.
Mr. Ritik Arora, Adv.
Mr. Shivam Mishra, Adv.
Mr. Gowtham Polanki, Adv.

Mr. Sewa Singh, Adv.

Mr. Abhimanyu Tewari, AOR
Ms. Eliza Bar, Adv.

Dr. Joseph Aristotle S., Sr. Adv.
Mr. Somanatha Padhan, AOR
Mr. Akash Kakade, Adv.
Mr. Swetab Kumar, Adv.

Mr. Pradeep Kumar Mathur, AOR
Mr. Chiranjeev Johri, Adv.
Mr. Chandra Nand Jha, Adv.

Mr. Vivek Singh, AOR

Mr. Shuvodeep Roy, AOR
Mr. Saurabh Tripathi, Adv.
Mr. Deepayan Dutta, Adv.

Mr. Rishi Matoliya, AOR
Mr. Nikhil Kumar Singh, Adv.
Mr. Raghuveer Pujari, Adv.
Ms. Sumati Sharma, Adv.

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

1. Our attention is invited to the Consumer Protection (Salary, allowances and conditions of service of President and Members of the State Commission and District Commission) Model Rules, 2020 (for short, "the Model Rules"). In the Model Rules, the salary payable to a member of the District Commission is equal to the pay at the minimum of the scale of pay of a Deputy Secretary of the State Government and other allowances as admissible to such officer. In the case of a member of the State Commission, in view of Rule 4(2) of the Model Rules, he is entitled to receive a pay equivalent to the pay at minimum of the scale of pay of an Additional Secretary of the State Government and other allowances as are admissible to such officer.

2. Unfortunately, the States, while framing their own Rules, have made major departure from the Model Rules. As a result, in some of the States, the members are receiving pay which is bare minimum. Considering the jurisdiction of the District Commission and the State Commission, we cannot allow such situation where some of the members get virtually a nominal pay. Therefore, we propose to exercise our jurisdiction under Article 142 of the Constitution of India by directing that the members of the District Commission and the State Commission shall be paid salary and allowances in terms of the Model Rules. Moreover, we propose to direct that those who are holding public offices at the time of appointment as members must get pay protection of the last pay drawn..

3. Therefore, we had called upon the learned ASG to place on record the pay at the minimum scale of pay of a Deputy Secretary and Additional Secretary in various States. We find that they have different pay scales. We are of the view that to bring about uniformity, the pay scale of the Deputy Secretary and Additional Secretary in the State of Telangana can be taken as the basis. We are putting the States to the notice of our view expressed in this order so that on the next date, we can hear them on this issue.

4. The other suggestion will be to apply the pay scale of District Judge Selection Grade to the members of the State Commission and the pay scale of the District Judge at entry level to the members of the District Forum. Needless to add that the salary fixed in exercise of our jurisdiction under Article 142 of the Constitution of India shall be from the date on which the Model Rules were brought into force i.e., 20th July, 2020.

5. List on 9th May, 2025.

(ASHISH KONDLE)
ASTT. REGISTRAR-cum-PS

(AVGV RAMU)
COURT MASTER (NSH)