

WP(C) 435/2019

1

ITEM NO.9

COURT NO.1

SECTION PIL-W

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

Writ Petition (Civil) No. 435/2019

MONEYLIFE FOUNDATION & ORS.

Petitioners

VERSUS

LIFE INSURANCE CORPORATION (LIC) & ORS.

Respondents

(FOR ADMISSION)

Date : 15-07-2019 This matter was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE DEEPAK GUPTA

For Petitioners

Mr. Arvind Datar, Sr. Adv.

Mr. Omprakash Ajitsingh Parihar, AOR

Mr. Abhijeet Shah, Adv.

For Respondents

Mr. Tushar Mehta, SG/Sr. Adv.

Mr. Gautam Narayan, Adv.

Ms. Asmita Singh, Adv.

UPON hearing the counsel the Court made the following

O R D E R

The first petitioner in the petition under Article 32 as a Public Interest Litigation (P.I.L.) is a non-governmental organisation. The petitioner no. 2 claims to be an activist, who claims contribution in similar fields. The petitioner nos. 3 and 4 are persons who are directly affected and covered under the policy, which is the foundation of the challenge in the writ petition.

We do not see how persons who are interested in the issue could have been made parties in the P.I.L. filed. We are, therefore, not inclined to entertain

the present petition as a P.I.L., in which event the maintainability of the petition under Article 32 at the instance of the petitioner nos. 3 and 4 will be in serious doubts as they have an alternative remedy under Article 226 of the Constitution or to initiate proceedings before the appropriate forum.

The writ petition is dismissed, leaving the petitioners with the option to avail other remedies in law.

We make it clear that we have not expressed any opinion on the merits of the case.

(Deepak Guglani)
Court Master

(Anand Prakash)
Court Master