



WEB COPY



W.P.No.2263 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.02.2022

CORAM :

THE HON'BLE MR.MUNISHWAR NATH BHANDARI, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.2263 of 2022

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.. Petitioner

Vs

- 1.Union of India,  
rep. by its Cabinet Secretary,  
Rashtrapati Bhawan, President's Estate,  
New Delhi, Delhi-110 004.
- 2.Ministry of Agriculture & Farmers' Welfare,  
rep. by its Secretary,  
Krishi Bhawan, Room No.120,  
First floor, Dr.Rajendra Prasad Road,  
New Delhi, Delhi-110 001.
- 3.Ministry of Finance,  
rep. by its Secretary,  
No.15, Safdarjung Road,  
New Delhi.
- 4.State of Tamil Nadu,  
rep. by its Chief Secretary,  
Namakkal Kavignar Maaligai,  
Fort St. George, Chennai,  
Tamil Nadu – 600 009.

.. Respondents



W.P.No.2263 of 2022

**Prayer:** Petition filed under Article 226 of the Constitution of India praying for a writ of mandamus directing the respondents to ensure adequate food security to rural population through subsidies on Diesel, Petrol and Kerosene for farmers engaged in mechanized farming in the State of Tamil Nadu by considering the petitioner's representation dated 02.11.2021 as expeditiously as possible within the time stipulated by this court.

For the Petitioner : Mr.M.Dinesh

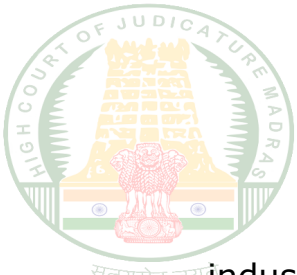
For the Respondents : M/s.P.J.Anitha, CGSC  
for respondent Nos.1 to 3

**ORDER**

(Order of the Court was made by the Hon'ble Chief Justice)

This public interest litigation has been filed to seek a direction on the respondents to ensure adequate food security to rural population through subsidies on Diesel, Petrol and Kerosene for farmers engaged in mechanized farming in the State of Tamil Nadu.

2. A representation dated 02.11.2021 was made by the petitioner before filing the writ petition, wherein he had prayed for reduction of the price of Diesel, Petrol and Kerosene for the use of machinery and vehicles used in the agriculture and agro-based



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industries. Since the representation of the petitioner was not considered, the petitioner has filed the present writ petition.

3. The prayer made in this writ petition does not come under the judicial scrutiny, as the aforesaid prayer comes within the policy decision of the Government and for that a direction in the nature as sought by the petitioner cannot be granted. It is upto the Government to frame a policy for grant of subsidies on Diesel, Petrol and Kerosene.

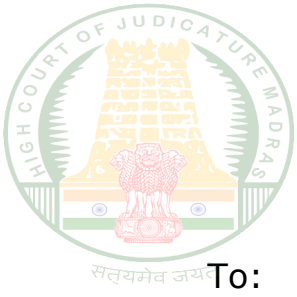
4. In view of the above and finding that this court has no jurisdiction to issue direction on the respondents to take a policy decision to ensure adequate food security to rural population through subsidies on Diesel, Petrol and Kerosene engaged in mechanized farming in the State of Tamil Nadu, the writ petition is dismissed. No costs.

(M.N.B., CJ) (D.B.C., J.)  
14.02.2022

Index : Yes/No  
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To:

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- 1.The Cabinet Secretary,  
Union of India,  
Rashtrapati Bhawan, President's Estate,  
New Delhi, Delhi-110 004.
- 2.The Secretary,  
Ministry of Agriculture & Farmers' Welfare,  
Krishi Bhawan, Room No.120,  
First floor, Dr.Rajendra Prasad Road,  
New Delhi, Delhi-110 001.
- 3.The Secretary,  
Ministry of Finance,  
No.15, Safdarjung Road,  
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THE HON'BLE CHIEF JUSTICE  
AND  
D.BHARATHA CHAKRAVARTHY, J.

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14.02.2022

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