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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 6211/2016**

AMIT SAHNI

..... Petitioner

Through: **Mr. Amit Sahni, Advocate with
Mr. Vaibhav Mishra, Advocate**

Versus

UNION OF INDIA & ANR

..... Respondents

Through: **Mr. Ripudaman Bhardwaj, CGSC
with Mr. Jitendra Kr. Tripathi, CGP
and Mr. T.P. Singh, Advocate for
respondent No. 1/UOI**

CORAM:

HON'BLE THE CHIEF JUSTICE

HON'BLE MS. JUSTICE SANGITA DHINGRA SEHGAL

ORDER

20.07.2016

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1. The instant petition filed as a Public Interest Litigation under Article 226 of the Constitution of India seeking a direction to the respondents to frame guidelines so as to ensure that the private Airlines companies would not charge their customers arbitrarily, exorbitantly or irrationally.
2. We have heard the learned counsel for the petitioner as well as the learned counsel for the respondent No. 1, who appeared on advance notice.
3. Learned counsel for the petitioner submits that there is no cap on charging of airfare by private Airlines companies from its customers and many times these companies charge the customers arbitrarily, irrationally and exorbitantly even in emergency/tragic situations like 'Jaat Agitation' and in flood situation in Chennai last year. The learned counsel further submits that there is an urgent need to regulate the upper limit of airfare so

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that the private Airlines cannot fleece their customers according to their own wishes.

4. Having regard to the nature of the allegations made in the petition, we are of the view that the issue sought to be raised by the petitioner deserves consideration in the first instance by the Ministry of Civil Aviation.

5. The writ petition is accordingly disposed of with a direction to the respondent No.1 to consider the issues raised by the petitioner treating this writ petition as a representation and pass an appropriate order in accordance with law within eight weeks from today. Such order be communicated to the petitioner and in case it is necessary, the petitioner is at liberty to file a fresh writ petition.



CHIEF JUSTICE



SANGITA DHINGRA SEHGAL, J

JULY 20, 2016/radhika