

**CWP-26924-2016 (O&M) and other
connected cases 1 2023:PHHC:162521-DB**

**105+ 214 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CM-14666-CWP-2023 in/and
CWP-26924-2016 (O&M)
Date of Decision:18.12.2023**

Gurnam Singh and others Petitioners

Versus

Union of India and others Respondents

**CWP-320-2017 (O&M)
Date of Decision: 18.12.2023**

Sushila Devi and another Petitioners

Versus

Union of India and others Respondents

**CWP-23227-2016 (O&M)
Date of Decision: 18.12.2023**

Roop Chand Dalal and others Petitioners

Versus

State of Haryana and others Respondents

**CORAM : HON'BLE MS. JUSTICE RITU BAHRI, ACTING CHIEF JUSTICE
HON'BLE MS. JUSTICE NIDHI GUPTA**

**Present: Mr. Rajeev Godara, Advocate for the petitioners
(in CWP-26924-2016).**

**Mr.Pardeep Solath, Advocate for the petitioners
(in CWP-320-2017).**

**Mr.R.S.Bains, Senior Advocate with
Ms.Aarushi Garg, Advocate for the petitioners
(in CWP-23227-2016).**

**Mr. Arun Gosain and Ms.Swati Arora, Senior Govt. Counsel
for respondents No. 1 and 2.**

Mr.Sandeep Suri, Advocate
for respondents No. 5 and 6-ICICI Bank and Reliance.

Mr.Amit Kumar Goyal, Advocate
for respondent No. 8 (in CWP-26924-2016),
respondent No. 5 (in CWP-320-2017) and
respondent No. 7 (in CWP-23277-2016).

Mr. Vishal Aggarwal, Advocate for
respondent No.7 (in CWP-26924-2016),
respondent No.4 (in CWP-320-2017) and
respondent No.6 (in CWP-23277-2016)

RITU BAHRI, ACTING CHIEF JUSTICE(ORAL)

CM-14666-CWP-2023 in CWP-26924-2016

Application is allowed as prayed for. Additional affidavit filed on behalf of respondents No. 1 and 2 along with Annexure R-1, is taken on record.

Main case(s)

1. This order shall dispose of the aforesaid three writ petitions bearing CWP Nos. 26924 of 2016, 320 of 2017 and 23227 of 2016. Since common questions of law and fact are involved, they are being disposed of by this common order. For ready reference, facts are being taken from CWP No. 26924 of 2016.

2. Petitioners are seeking quashing of Pardhan Mantri Fasal Bima Yojna (Annexure P-1) and Notification dated 17.06.2016 (Annexure P-6) along with Annexure P-7 in respect of sum insured and estimate of average yield Annexures P-8 and P-9. The quashing is being sought on the ground that farmers cannot be bound mandatorily to take Bima/insurance for their crop. During the pendency of this writ petition the respondents have issued

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Revamped Operational Guidelines effective from Kharif 2020 (Annexure R-1) and as per these guidelines, the scheme is no more compulsory for the loanee farmers from Kharif 2020 as loan for the farmers was always made voluntary.

3. Keeping in view the above said Guidelines (Annexure R-1), no further directions are required to be given.

4. Petition(s) stand disposed of.

5. Pending Civil Miscellaneous application(s), if any, shall stand disposed of.

**(RITU BAHRI)
ACTING CHIEF JUSTICE**

**(NIDHI GUPTA)
JUDGE**

**18.12.2023
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Whether Reasoned/Speaking : Yes/No

Whether Reportable : Yes/No