

The Hon'ble Supreme Court : Can't substitute for decision- making body



The Hon'ble
Dr Justice **D Y Chandrachud**
BA Eco St Stephen's 1979
LLB CLC 1982
Judge
Supreme Court of India



The Hon'ble
Mr Justice **Sanjiv Khanna**
BA His 1980
LLB CLC
Judge
Supreme Court of India

Constitutional courts cannot expand their judicial review powers to become decision-making authorities, The Supreme Court said on Thursday 07.01.2021, while giving vent to its disenchantment over PILs trying to overstretch its Constitutionally demarcated jurisdiction .

The SC's strong remarks against the trend of PILs exhorting courts to become supervisors of all kinds of policy decisions came on a PIL filed by some citizens seeking the apex court's intervention in getting a stalled housing project, 'Premia Corporate City-2', in Noida restarted or ensure refund of their money with interest .

A Bench of **Justices D Y Chandrachud**, **Indira Banerjee** and **Sanjiv Khanna** rebuffed a determined effort from advocate Shikhil Suri to convince the Court to intervene and said, "Article 32 (using which anyone can directly move the Supreme Court for violation of fundamental rights) is a precious right, but we cannot revive and supervise construction projects, in which we have no expertise.

... it is quite another hypothesis to postulate that the decision –making authority should be taken over by the Court . The latter is impermissible”.

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