

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26-12-2025

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THE HONOURABLE MR.JUSTICE V. LAKSHMINARAYANAN

WP No. 50417 of 2025

AND

WMP NO. 56431 OF 2025, WMP NO. 56433 OF 2025

1. Y.R.Rajaveni

104, 22 nd street, Ashtalakshmi Nagar,
Alapakkam, Chennai 116

Petitioner(s)

Vs.

1. Director General Of Civil Aviation
Aurobindo Marg, Opp. Safdarjung
Airport, New Delhi 110 003

2. Interglobe Aviation Limited
Rep. by its Managing Director
General Mr. Rahul Bhatia, Upper
Ground Floor, Thapar House, Gate
No.2, Western Wing, 124 Janpath,
New Delhi 110 001

Respondent(s)

WMP No. 56431 of 2025

1. Y.R.Rajaveni

104, 22 nd street, Ashtalakshmi Nagar,
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WP No. 50417 of 2025

PRAYER

This Writ Petition is filed under Section 226 of the Constitution of India, to issue a writ of Certiorari, declaring that the exemption granted by the DGCA dated 5 December 2025 vide File No. DGCA- 22035/ 3/ 2022- FSD- Part(2) as illegal, void and quash the same, unconstitutional

WMP No. 56431 of 2025

PRAYER

to dispense with the production of the original order granting exemption issued by the DGCA dated 5 December 2025 vide File No. DGCA- 22035/ 3/ 2022- FSD- Part(2)

WMP No. 56433 of 2025

PRAYER

to stay the operation of the exemption granted by the DGCA dated 5 December 2025 vide File No. DGCA- 22035/ 3/ 2022- FSD- Part(2) pending disposal of the writ petition

| | |
|----------------|---|
| For Petitioner | : Mr.Sanjay Ghose Senior Counsel for Mr.M.Ramesh |
| For R1 | : Mr.ARL.Sundaresan Addl.Solicitor General Mr.K.B.Arun Central Government Standing Counsel |

ORDER



Heard Mr.Sanjay Ghose, learned Senior Counsel for Mr.M.Ramesh, learned counsel for the petitioner and Mr.ARL.Sundaresan, learned Additional Solicitor General for Mr.K.B.Arun, learned Central Government Standing Counsel for R1.

2. Admit.

3. Issue Rule Nisi

4. Call for records in four weeks.

5. The plea of the petitioner is that the extension to comply with Para Nos.3.11 and 6.14 of the Civil Aviation Requirements (hereinafter referred to as "CAR") has been granted to the second respondent, with respect to a particular Class of Aircrafts. He points out that under Rule 133A (1) of the Aircraft Rules of 1937, any order passed under Rule 133A(4) cannot be inconsistent with the parent Act namely, Aircraft Act, 1934. He further points out that the impugned order dated 05.12.2025, granting the exemption, is contrary to the aforesaid Rule.

6. Mr.ARL.Sundaresan, learned Additional Solicitor General states that the exemption was granted by the Director General of Civil Aviation (hereinafter referred to as "DGCA"), taking into consideration that the second respondent was not in a position to comply with the requirements leading to large scale cancellation of flights. Mr.Sanjay Ghose states that the exemption was granted by the first respondent to the second respondent on account of expansion, without keeping in mind the Civil Aviation Requirements (CAR).

7. The request for grant of interim order can be considered after hearing the second respondent. The statement of Mr.ARL.Sundaresan that the DGCA is



working with the second respondent to ensure compliance with CAR is recorded.

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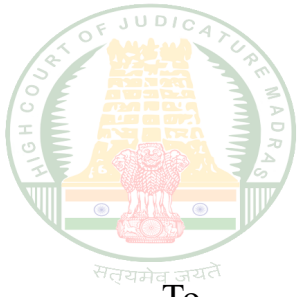
8. Mr.ARL.Sundaresan states that the first respondent shall go on record by way of counter affidavit on 05.01.2025. The counter shall specifically state whether the first respondent intends to extend the exemption granted on 05.12.2025 for a further period.

9. Post on 06.01.2026 immediately after admission. In the meantime, Mr.M.Ramesh, shall complete the service on the second respondent. Private notice is also permitted.

10. In case, there is a standing counsel for the second respondent, the petitioner is also permitted to serve papers on the counsel in addition to the aforesaid modes of service.

26-12-2025

Index: Yes/No
Speaking/Non-speaking order
Internet: Yes
Neutral Citation: Yes/No
kkd/sha



WP No. 50417 of 2025



V.LAKSHMI NARAYANAN, J.

kkd/sha

To

1. Director General Of Civil Aviation
Aurobindo Marg, Opp. Safdarjung Airport,
New Delhi 110 003.

2. The Managing Director General,
Interglobe Aviation Limited,
Upper Ground Floor,
Thapar House, Gate No.2,
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Janpath, New Delhi 110 001.

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