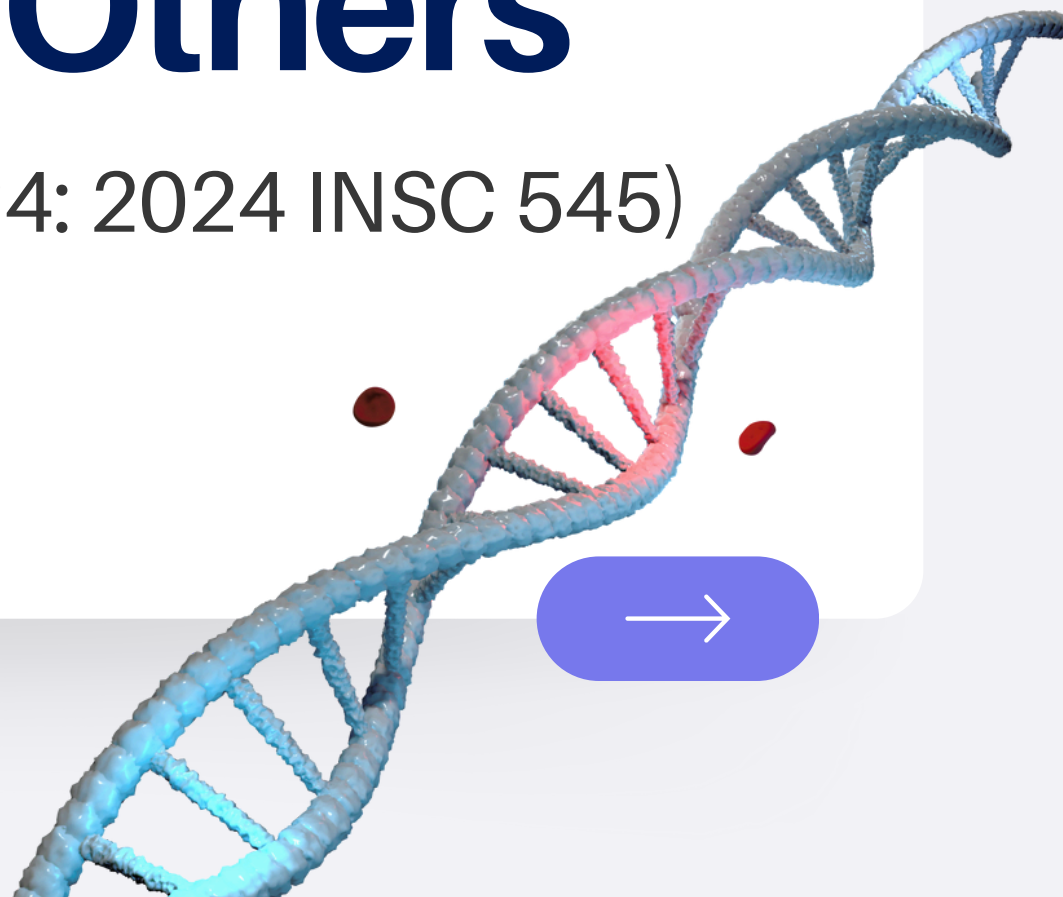




Gene Campaign & Another v. Union of India & Others

(MANU/SC/0743/2024: 2024 INSC 545)

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A series of Public Interest Litigations (PILs) were filed challenging the conditional approval granted for the environmental release of Dhara Mustard Hybrid-11 (DMH-11).

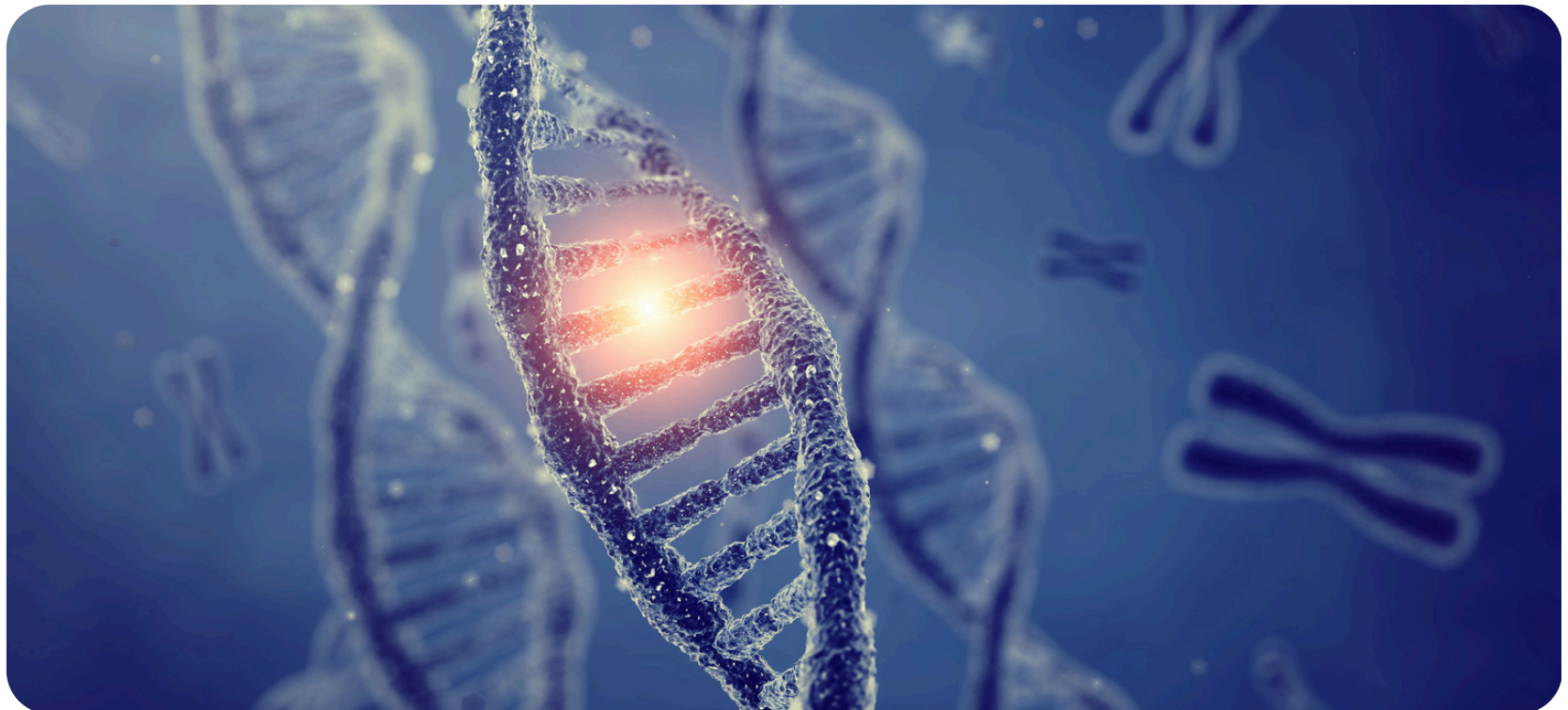
The division bench of the Supreme Court issued a split verdict on the matter

ISSUE	JUSTICE BV NAGARATHNA	JUSTICE SANJAY KAROL
Whether the approval given by the GEAC for commercial release of DMH-11 is in accordance with the law?	No It violates the precautionary principle.	Yes. Decision of the GEAC to grant conditional approval is not vitiated by non-application of mind.

Due to the dissenting of the Division Bench, the matter is now referred before Hon'ble Chief Justice of India for constituting an appropriate Bench to consider the said aspect.



However, the Bench had consensus on few other aspects discussed in the judgment and thereby issued following directions to Union of India:



- To evolve a National Policy regarding Gene Modification or Genetically Modified (GM) crops in the realm of research, cultivation, trade and commerce in the country.
- Ministry of Environment, Forest and Climate Change (MoEF & CC) to conduct a national consultation with the aim of formulating the National Policy on GM crops.
- To ensure that all credentials and past records of any expert who participates in the decision-making process should be verified.
- To comply with the requirements of Section 23 of Food Safety and Standards Act (FSSA), 2006 in cases of import of GM food.