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

+ W.P.(C) 1346/2015

COURT ON ITS OWN MOTION (AIR POLLUTION IN DELHI)..... Petitioner
Through: Mr Kailash Vasdev, Sr. Adv. (Amicus) with Ms
Ekta Mehta, Mr Shreyans Singhvi, Adv.
Mr Meet Malhotra (Petitioner in person)

versus

UNION OF INDIA & ORS

..... Respondents

Through: Mr Sanjay Jain, ASG with Mr Ajay Digpaul, for
UOI.

Mr Pawan Mathur, Adv. for DDA.

Mr Raman Duggal, Adv. with Mr Sudhir Kumar, Adv. for
GNCTD.

Mr Saleem Ahmed, Adv.

Insp. Kailash Bisht (Traffic/HQ).

Mr Anil Grover, Adv. for NDMC.

Ms Ayushi Kiran, Adv. for NHAI.

Ms Manisha Agrawal Narain, Adv. for CPCB.

Mr N.K. Singh for DTC.

Mr Sunil Satyarthi, Adv. for Delhi Cantonment Board.

Mr Sanjeev Ralli, Adv. for DPCC.

Mr Shiv Kumar, Adv for DMRC.

Mr D. Rajeshwar Rao, Adv. for PWD.

CORAM:

HON'BLE MR. JUSTICE BADAR DURREZ AHMED

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

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15.05.2015

The learned counsel for the DMRC states that the affidavit has been filed yesterday but it is not on record. We have seen a copy of the affidavit. The affidavit discloses that approximately 46,529 trees have been cut for the 1st, 2nd and 3rd phases. Prior to cutting the trees the DMRC had obtained the permission from the Forest Department under the Delhi Preservation of Trees Act, 1994. The permissions are subject to certain conditions of compensatory plantation security and according to the

DMRC they have deposited approximately a sum of Rs. 68 crores. This is to cater to plantation of approximately 5,18,565 trees. The Forest Department needs to file an affidavit indicating the following:-

- (1) The revenue received from sale of timber of the trees which have been cut by DMRC as indicated above;
- (2) The number of trees actually planted and the location of the plantation of these trees;
- (3) The revenue collected by the Forest Department for granting permission for cutting trees in Delhi in the last ten years.

The affidavit be filed within one week. The DDA, PWD and the Government of NCT of Delhi were supposed to file their affidavits. They have not done so. They may do so as a final opportunity within one week.

Renotify on 27.05.2015.

BADAR DURREZ AHMED, J

SANJEEV SACHDEVA, J

MAY 15, 2015

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