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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 1346/2015, CM APPL.35024/2016, 640/2017, 4383/2017,**
4384/2017, 8565/2017 & 18856/2017

COURT ON ITS OWN MOTION (AIR POLLUTION IN DELHI)

..... Petitioner

Through : Mr.Kailash Vasdev, Sr.Advocate with
Mr.Sumer Singh Sandhu & Mr.Umrao Singh Rawat,
Advocate for Amicus Curiae.

versus

UNION OF INDIA & ORS

..... Respondents

Through : Mr.Ajay Digpaul, CGSC with Ms.Mohita
Srivastav & Ms.Madhuri Dhingra, Advocates.

Mr.Rahul Mehra, Sr.Standing Counsel, GNCTD with
Mr.Tushar Sannu, Advocate.

Mr.Sanjay Poddar, Sr.Advocate with Mr.Ajjay Aroraa &
Ms.Diksha Lal, Advocates for SDMC.

Ms.Bhavana Duhoon, Advocate for NHAI.

Mr.Anil Grover, AAG Haryana.

Mr.Sanjay Poddar, Sr.Advocate with Mr.Gaurang Kanth,
Mr.Biji Rajesh & Ms.Eshita Baruah, Advocates with
Mr.Singh, Asst. Comm., EDMC.

Mr.Anil Grover, Standing Counsel with Ms.Kanika
Singh, ASC with Mr.Jitendra K.Tripathi, ASC &
Mr.Mishal Vij, Advocate for NDMC.

Ms.Shaheen, Advocate with Mr.Puneet Taneja, Advocate
for NTPC.

Mr.Pushkar Sood, Advocate with Mr.Virendra Kumar
Tiwari, Advocates for DMRC.

Mr.Sanjay Lao, Advocate with Mr.Siddharth Sindhu,
Advocate for Traffic Police.

Mr.Sanjeev Ralli, Advocate with Mr.Prabhav Ralli &
Mr.Mohit Chugh, Advocate for DPLL.

Mr.Anil Mittal, Advocate with Ms.Komal Aggarwal,
Advocate for State of U.P.

Mr.Anchit Sharma, Advocate with Ms.Satamita Ghosh &
Mr.T.S.Nanda, Advocates for Delhi Cantonment Board.

Ms.Manisha Agrawal Narain, Advocate for CPCB.

ACP K.P.Singh with Insp.Dinesh Kumar, Vivek Vihar
Traffic Circle.

Insp.Akhilesh Mishra, Legal Cell Traffic, SI Ramtirath, Pairvi
Officer Traffic, SI Mousam Ghani, PS Madhu Vihar.

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AND

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CM APPL. 7298/2015 & 10198/2017 in W.P.(C) 2115/2015

SUDHIR MISHRA

..... Petitioner

Through : Mr.Kailash Vasdev, Sr.Advocate with
Mr.Sumer Singh Sandhu & Mr.Umrao Singh Rawat,
Advocate for Amicus Curiae.

versus

MINISTRY OF HEALTH & FAMILY WELFARE & ORS.

..... Respondents

Through : Mr.Vivek Goyal, CGSC with Ms.Namisha
Gupta, Advocate.

Ms.Manisha Agrawal Narain, Advocate for CPCB.

Mr.Pawan Mathur, Standing Counsel DDA.

ACP K.P.Singh with Insp.Dinesh Kumar, Vivek Vihar
Traffic Circle.

Insp.Akhilesh Mishra, Legal Cell Traffic.

SI Ramtirath, Pairvi Officer Traffic.

CORAM:

HON'BLE MR. JUSTICE S. RAVINDRA BHAT

HON'BLE MR. JUSTICE S.P.GARG

ORDER

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04.07.2017

1. Mr. Rajneesh Kumar, Executive Engineer (Construction), Northern Railway is present. He submits that the bridge which was directed to be constructed has been completed. At the same time, the 600 meter approach road is still under construction. It is further stated that the road connecting the highway is to be completed by the PWD. It is further stated that the entire work of completion of the road and operation of the bridge and the approach road would be completed, so as to enable the use of the road and the bridge on or before 1st October, 2017. It is also stated that the PWD would be intimated about this within a few days so that work at their end to complete the 60 meter connecting road, can be taken up so as to complete it before 1st October, 2017.
2. Mr.Rajneesh Kumar shall file a short affidavit, giving the statement in the form and undertaking with respect to completion of the 600 meters road;

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status of the bridge too shall be informed. Both of these shall be completed on or before 1st October, 2017. The necessary co-ordination with the PWD too shall be ensured.

3. Counsel for the Govt. of NCT of Delhi is present. He shall also ensure that the effective co-ordination is made so that the connecting road and further internal road is ready on or before 2nd October, 2017.

4. List on 18th July, 2017 at 02.15 p.m.

5. On that day, the Court proposes to *inter alia* deal with the issue of bio-mass disposal of the end burning, keeping in mind the onset of Winter and the Diwali season, which have seen a spurt in particulate levels, to alarming proportions in the past 3 – 4 years. Apart from the counsel for Govt. of NCT of Delhi and Union of India, counsel for the States of Punjab, Haryana, Uttar Pradesh and Rajasthan and NCR Planning Board shall also be present to assist the Court on the next date of hearing. The concerned States shall file affidavit to show compliance with the previous orders of this Court on the said aspect as well as the steps proposed to be taken to prevent and contain air pollution.

6. Order ‘*dasti*.’

7. Registry shall issue copy of this order independently to counsel for the NCR Planning Board; Counsel for the States of Haryana, Punjab, Uttar Pradesh and Rajasthan.

S. RAVINDRA BHAT, J

S.P.GARG, J

JULY 04, 2017 / tr