

\$~3.

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

+ W.P.(C) 1346/2015 & C.Ms.No.35024/2016, 640/2017, 4383-84/2017, 8565/2017, 18856/2017, 26231-33/2017, 36912/2017, 40871/2017, 51694/2019.

COURT ON ITS OWN MOTION
(AIR POLLUTION IN DELHI)

..... Petitioner

Through: Mr.K.C.Mittal, Adv. for the
Petitioner.

Mr.Kailash Vasdev, Sr.Adv. (Amicus
Curiae)

Versus

UNION OF INDIA & ORS.

..... Respondents

Through: Ms.Maninder Acharya, ASG
with Mr.Ajay Digpaul, CGSC, Mr.Viplav
Acharya, Adv. for UOI.

Mr.Sanjoy Ghose, ASC for GNCTD, Delhi
High Court & PWD.

Mr.Meet Malhotra, Adv.

Mr.Om Prakash, Adv. for Railways

Mr.Sanjeev Ralli, Adv. for DPCC.

CORAM:

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE C. HARI SHANKAR

ORDER

01.05.2020

C.M.Appl. No.10354/2020

1. Having heard learned amicus curiae and the counsel for the parties and looking to the facts of the case, it appears that the grievance ventilated in this petition is about the usage of Central Air Conditioning in the High Court Complex in light of the present pandemic. It has also been pointed out to this Court that Ultra Violet germicide irradiation devices are required

to be installed and the use of spray should also be made by the High Court so as to reduce the probability of spreading the virus. Moreover, earlier orders passed by this Court have also been pointed out to this Court.

2. Mr.Sanjoy Ghose, the learned ASC appearing for Delhi High Court submitted that to deal with the issues involved in this petition, a Special Committee has been constituted by the Hon'ble the Chief Justice consisting of various Judges of this Court. Multiple meetings of this Committee are being held with various Government Officers including PWD Officers, wherein discussions have taken place at length. The deliberation on the issues involved is still going on. It has now been decided to stop the use of Centrally operated Air Conditioners in the High Court Complex.

3. Learned ASG appearing for Union of India also submitted that a detailed status report in this regard has been filed along with annexures.

4. Having heard the learned counsel for the parties and looking to the facts and circumstances of the case, it appears that there is no mathematical solution of the problems which are pointed out for the use of centrally operated Air Conditioner in the Delhi High Court Complex. So far as installation of Ultra Violet Germicide irradiation devices is concerned, there is still uncertainty about the efficacy of the same. Moreover, these devices are yet to be procured.

5. The aforesaid Special Committee is also monitoring the issues involved in this application and convening the meetings with the Central Government officers and PWD Officers to explore the effective solution.

6. Thus, it appears that this Court is already seized of the matter and is dealing with the same on the administrative side. Moreover, a Special Committee has also been constituted which is looking into the issue raised in

the instant application.

7. In view of these facts, at this stage, this application is hereby disposed of. However, liberty is reserved with the applicant to move a fresh application, if necessity arises.

CHIEF JUSTICE

C. HARI SHANKAR, J

MAY 01, 2020
'anb'