

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/WRIT PETITION (PIL) NO. 225 of 2016**

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MANAV GARIMA

Versus

STATE OF GUJARAT & 5 others

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Appearance:

HIRAK P GANGULY(8002) for the Applicant

GOVERNMENT PLEADER(1) for the Opponents No. 1,4

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CORAM: HONOURABLE MR.JUSTICE S.R.BRAHMBHATT

and

HONOURABLE MR.JUSTICE V.P. PATEL

Date : 24/09/2019

ORAL ORDER

(PER : HONOURABLE MR.JUSTICE S.R.BRAHMBHATT)

1. We are at pain to record that the last affidavit placed on record does not reveal any tangible, concrete, reckonable steps taken for radical Manual Scavenging prevalent in this part.
2. We are rather expected by the State more articulated affidavit enlisting the compliance with the provisions of The Prohibition of Employment as Manual Scavenging Act and their Rehabilitation Act, 2013, which could be tested and examined. Instead thereof only broad and propose road map is sought to be passed on as concrete steps. We are requested to adjourn this matter to 09.10.2019.
3. Accordingly, the matter is adjourned to 09.10.2019. We make it clear that by 09.10.2019, in case if the affidavit or report indicating compliance with the Scavenging 2013 statute is placed on record,

the Court shall issue necessary direction for ensuring the compliance. The affidavit shall at least contain the following :

- (i) list of Nodal Officers, so far appointed;
- (ii) the minutes and meeting of the monitoring committee, if held;
- (iii) the actions taken for and explanation for not invoking the provisions of Scavenging Act in the reported cases, where the investigations are carried out on account of death etc.

(S.R.BRAHMBHATT, J)

(V. P. PATEL,J)

P.S. JOSHI