

**CWP No.3123 of 2021 with CWP No.
1398 of 2018.**

09.08.2021 Present:- Ms. Vandana Misra, petitioner, in person, in CWP No. 3123 of 2021.

Mr. Anup Rattan, Advocate, for the petitioner, in CWP No. 1398 of 2018.

Mr. Ashok Sharma, Advocate General with Mr. Rajinder Dogra, Senior Additional Advocate General, Mr. Hemanshu Misra, Mr. Shiv Pal Manchans, Additional Advocate Generals and Mr. Bhupinder Thakur, Deputy Advocate General, for respondent No.1.

Mr. Balram Sharma, ASGI, for respondent No.4.

Mr. Rajiv Jiwan, Senior Advocate with Mr. Vijay Arora, Advocate, for respondent No.6-BSNL.

Mr. Abhishek Banta, Advocate, for respondent No. 7-Airtel.

Mr. B.C.Negi, Senior Advocate with Mr. Suneet Goel, Advocate, for respondent No.8-Reliance Jio Infocomm Ltd.

Ms. Seema Guleria, Advocate, for respondent No.9.

Mr. Tara Singh Chauhan, Advocate, for respondent No.10-HPSEBL.

Mr. Nimish Gupta, Advocate, for respondent No.11.

Mr. Mukesh Thakur, Advocate, for respondent No.12.

Ms. Bhavana Datta, Advocate, for respondent No.13.

CWP No. 3123 of 2021.

The Registry is directed to requisition the records of the following cases forthwith:-

S.No	Case title	Case Number	Name of the Court where case is pending and stay order issued	Site ID
1.	Balbir Singh vs Sarwan Kumar & Ors	Civil Suit No. 145 of 2021.	Ld. Sr. Civil Judge, Nadaun, Distt. Hamirpur, H.P.	BADA20
2.	Harjinder Singh Vs	Not Available	Sub-Divisional Magistrate,	SRAH18

	Khem Raj		Dharamshala, H.P.	
3.	Omkar Singh & Ors Vs Leela Devi & Ors	Not Available	Sub-Divisional Magistrate, Dharamshala, H.P.	RASN20
4.	Reeta Devi Vs Bharti Airtel Co.	Civil Misc. Application No. 58 of 2021.	Ld. Sr. Civil Judge Chamba, HP	KATH20
5.	Jai Prakash Vs Kulbir Singh	Civil Suit No. 76 of 2020	Ld. Civil Judge (Sr. Division), Shimla, HP	SHM214
6.	Bharti Infratel Ltd. Vs. Bhag Singh & Anr.	CMPMO/526/2018	Hon'ble High Court, Shimla, HP.	GAAR17

It appears that the NDCP in its report submitted in the year 2018 had mooted certain suggestions. However, how far these suggestions have been implemented, is not forthcoming. Let Union of India file a comprehensive affidavit with respect to the report as also its implementation within a period of two weeks.

In the interim, we direct that no Courts/Executive Magistrates in the State shall pass any injunction order with regard to issue in question i.e. erecting of mobile towers in the State.

CWP No. 1398 of 2018.

Let fresh status report be filed by all the stakeholders in this case before the next date of hearing. List on **23.08.2021**.

(Tarlok Singh Chauhan)
Judge

(Satyen Vaidya)
Judge

9th August, 2021.
(krt)