

Court on its own motion vs State of H.P.

**CWPIL No. 108/2017, a/w CWP No. 2456/2016,
CWPILs No. 17/2016, 12/2021, 47/2021 & 25/2022**

12.4.2023

Present: Mr. Sanjeev K. Suri, Advocate, as amicus curiae in CWPIL No. 108/2017, Mr. Abhishek Verma, Mr. Vinod Chauhan, Mr. Ashok K. Verma, Mr. Adarsh K. Vashista, Advocates, for the respective petitioner.

Mr. I. N. Mehta, Sr. Addl.G. with Mr. Ramakant Sharma, Addl. A.G., Ms. Priyanka Chauhan, Dy.A.G. for the respondents-State.

Mr. Balram Sharma, DSGI, for respondent-UOI.

Mr. K. D. Sood, Sr. Advocate with Ms. Ranjana Chauhan, Mr. Sunil Mohan Goel, Mr. Udit Shorya Kaushik, Mr. Naveen K. Bhardwaj, Mr. Maan Singh, Advocates, for the respective respondents.

Short reply has been filed on behalf of respondent No.8 in CWPIL No. 108/2017. It is necessary to refer to para 8 thereof, which reads as under:-

“it is submitted that with respect to grievance related to excessive mining of GarniKhad and drying out of village ponds/water bodies, the State Ground Water Authority may be in a position to describe. It is further submitted that the replying respondent is ready and willing to comply with the directions issued by this Hon’ble Court.”

In the given circumstances, we deem it appropriate to implead the State Ground Water Authority as party, which shall figure as respondent No.14. Ordered accordingly.

Issue notice to the newly added respondent. Mr. Ramakant Sharma, learned Additional Advocate General appears and waives service of notice on behalf of respondent No.14. Counter affidavit to the short affidavit filed on behalf of respondent No.8 be filed by the said

respondent within four weeks. Registry is directed to append the corrected memo of parties.

As regards CWP No. 2454/2016, respondents No. 1 and 2 have failed to file reply for nearly 7 years. Let needful be done within a period of four weeks, failing which responsible officer of the aforesaid respondents shall remain personally present along with relevant record before this Court on the next date of hearing.

List on 17.5.2023.

(Tarlok Singh Chauhan)
Judge

(Virender Singh)
Judge

12.4.2023
(pankaj)

