

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

I.A.Nos.2, 3, 4, 5 & 6 in WRIT PETITION (CIVIL) NO(s). 47 OF 1998

NAVIN M. RAHEJA

Petitioner(s)

VERSUS

U.O.I. & ORS

Respondent(s)

(For directions/intervention/impleadment and with office report )

Date: 25/11/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE C.K. THAKKER

For Petitioner(s) Petitioner-In-Person

For Applicant in

I.A.No.8: Mr. Ashok Desai, Sr.Adv.

Mr. R.G.Padia, Sr.Adv.

Mr. Abhishek Chaudhary, Adv.

Mr. Jatinder K. Bhatia, Adv.

For Respondent(s) Mr. A.D.N. Rao, Adv.

Mr. Pradeep Misra, Adv.

Mr. Ashok Kumar Yadav, Adv.

Mr. Gaurav Banerjee, Addl.Adv.Genl.

Mrs. D. Bharathi Reddy, Adv.

Mr. Harsha Rao, Adv.

Mr. P. Vinay Kumar, Adv.

Mr. Ajay Siwach, Adv.

Mr. Sandeep Singh, Adv.

Mr. Manjeet Singh, Adv.

Mrs. Vivekta Singh, Adv.

Mr. Hariksh Singh, Adv.

Mr. T.V.George, Adv.

Mr. P. Sridhar, Adv.

Mr. N. Rohit Rao, Adv.

Mr. G.R.K. Prasad, Adv.

Mrs. Pinky Anand, Adv.

Mr. D.N. Goburdhan, Adv.

1

Mr. S.Wasim Qadri, Adv.

Mr. D.S.Mahra, Adv.

Mr. U. Hazarika, Adv.

Mr. Satya Mitra, Adv.

Ms. Sumita Hazarika, Adv.

Mr. S.S. Shinde, Adv.

Mr. V.N. Raghupathy, Adv.

Mr. KH. Nobin Singh, Adv.

Ms. Kamini Jaiswsal, Adv.

Ms. Shomila Bakshi, Adv.

Mr. V.G. Pragasam, Adv.

Mr. Sanjay R. Hegde, Adv.

Mr. Anil K. Mishra, Adv.

Mr. A. Rohen Singh, Adv.

Mr. Anil Shrivastava, Adv.

Mr. Saurabh Srivastava, Adv.

Ms. Smita, Adv.

Mr. Ritwik Dutta, Adv.

Ms. L.M. Bhat, Adv.

Ms. Anitha Shenoy, Adv.

Ms. A. Subhashini, Adv.

Mr. Shailendra Sharma, Adv.

Mrs. Anil Katiyar, Adv.

Mr. A. Mariarputham, Adv.

Ms. Aruna Mathur, Adv.

for M/s. Arputham, Aruna & Co., Adv.

Mr. J.S. Attri, Adv.

Mr. Anil Kumar Jha, Adv.

Mr. R.K. Rathore, Addl.Adv.Genl.

Mr. M.K. Verma, Adv.

Mr. R.S. Suri, Adv.

Mr. R. Ayyam Perumal, Adv.

Mr. S.Vallinayagam, Adv.

Mrs. H. Wahni, Adv.

Mrs. Sadhna Sandhu, Adv.

Mr. Kumar Rajesh Singh, Adv.

Mr. B.B.Singh, Adv.

Mr. Ranjan Mukherjee, Adv.

Mr. Biswanath Agrrawalla, Adv.

Mr. Rajiv Mehta, Adv.

Ms. Vibha Datta Makhija, Adv.

Mr. Arvind Kumar Sharma, Adv.

Mr. Aruneshwar Gupta, Adv.

Mr. Anis Suhrawardy, Adv.

Mr. Pramod Dayal, Adv.

Mr. P. Parmeswaran, Adv.

Mr. T.C. Sharma, Adv.

Mr. Rajeev Sharma, Adv.

Mrs. Kirti Renu Mishra, Adv.

Mr. Shakil Ahmed Syed, Adv.

Mr. B.S. Banthia, Adv.

Mr. Mukesh K. Giri, Adv.

Mr. Ramesh Babu M.R., Adv.

Ms. Kavita Wadia, Adv.

Mr. Rajesh Srivastava, Adv.

Mr. Mohanprasad Meharia, Adv.

UPON hearing counsel the Court made the following

O R D E R

I.A.No.8:

Issue notice.

I.A.Nos.2, 3, 4, 5 & 6:

The matter regarding proposed alignment of Kotdwar-Kalagarh-Ramnagar

Motor Road has been under consideration, as reflected in various orders passed from

time to time. From the affidavit dated 22nd November, 2005 filed by Mr.Rajiv Bhartari,

Director, Corbett Tiger Reserve, Government of Uttarakhand, it seems that the matter

has now been put to rest and settled between the State of Uttaranchal and State of Uttar Pradesh as also the other stake holders. This is evident from the minutes of the meeting dated 13th August, 2005, annexed to the affidavit of Mr.Rajiv Bhartari. The route/alignment in the road aforesaid, as reflected in the minutes of 13th August, 2005, is shown in the map annexed to the affidavit of Mr.Rajiv Bhartari.

Having examined the matter and hearing Mr.Raheja in person and others

through their counsel, none of whom has raised any objection to the approval being

granted to the proposed road, we approve the alignment of the proposed road as shown

in the map in terms of the minutes dated 13th August, 2005, subject to the State of

Uttaranchal and State of Uttar Pradesh

3

fulfilling all the conditions already imposed by the Ministry of Environment and Forest and any other condition which may be required to be imposed by the Ministry in view of the challenge of the alignment.

The Ministry of Environment and Forests is given liberty to file the original

minutes dated 13th August, 2005 along with the affidavit of Dr.Rajesh Gopal, Director, Project Tiger.

The stay granted earlier in regard to the route stands modified accordingly.

The interlocutory applications shall stand disposed of.

(N. Annapurna)

Court Master

(V.P. Tyagi)

Court Master