

Writ Petition(s)(Civil) No(s). 110/2006

PEOPLE'S RIGHTS & SOCIAL RES.CENTRE &ORS

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With appln.(s) for directions and exemption from filing O.T. and impleadment and interim directions and permission to file additional affidavit and permission to file additional documents and office report)

T.C. (C)No.8/2017

CORAM :

HON'BLE MR. JUSTICE PINAKI CHANDRA GHOSE

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

Date : 11/04/2017 These petitions were called on for hearing today.

Learned counsel appearing for the parties:-

Mr. Purushaindra Kaurav, AAG, M.P.

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Mrs. K. Enatoli Sema, Adv.

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Mr. Abhishek Puri, Adv.
Mr. Debojit Borkakati, Adv.
Mr. Vijay Panjwani, Adv.

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Mr. Mahinder Singh, Adv.
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Mr. Sanjay Parikh, Adv.
Ms. Anitha Shenoy, AOR

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Mr. Amit Arora, Adv.
For M/s. Arputham Aruna & Co., Advts.
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Mr. Jesal Wahi, Adv.
Ms. Puja Singh, Adv.
Ms. Mamta Singh, Adv.
Mr. Samir Ali Khan, AOR
Mr. Prashant Bhushan, AOR
Amiy Shukla, Adv.

UPON hearing the counsel the Court made the following

O R D E R

Heard the learned counsel appearing for the parties and perused the Office Report dated 10 th April, 2017.

As per the said Office Report, copies of the Reports received from various Authorities have already been supplied to the learned counsel appearing for the parties in compliance of our Order dated 10-2-2017.

It is further stated in the said Office Report that Dr. T.K. Joshi on 3-4-2017 submitted an Inquiry Report of Silicosis in the State of Rajasthan and Dr. K.S. Baghotia on 5-4-2017 has

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submitted an affidavit and filed Inquiry Report for the States of Delhi and Haryana respectively.

Mr. Sanjay Kr. Visen, learned counsel appearing for the State of Haryana has on 10-4-2017 filed a Status Report on behalf of the Haryana State Pollution Control Board.

The order dated 23-8-2016 which was already passed by this Court, in respect of giving compensation to the persons who are affected by the silicosis and died, should be given effect to by each and every State in the matter as has been directed by this Court in other cases. Further, the situation of Silicosis in the State of Madhya Pradesh, of which a Report has been filed before us by the Investigation Team appointed by this Court, should be dealt with by the State Government by way of filing an affidavit before us. All the States must have a copy of this Report and they will also come forward by filing an affidavit with regard to their suggestions and steps that they propose to make in the matter in question. We grant two weeks' time to the States to file affidavit in the matter.

As prayed by Mr. Rajiv Nanda and the learned counsel appearing for the State of Rajasthan, they are permitted to file additional affidavits in the matter.

As prayed by the learned counsel appearing for the National Human Rights Commission, the said Commission is permitted to file its recommendations in the matter.

The Central Pollution Control Board is also directed to file an affidavit detailing therein whether the recommendations given by it in its Report are being followed by the quartz and other silica dust producing industries.

We direct the Registry to supply the copies of the Reports to the learned Senior counsel/learned counsel appearing for the parties immediately as we have been informed by them that they have not been supplied the copies.

We are informed that some of the States have not so far filed their Reports in the matter.

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We direct those States, who have not so far submitted their Reports in compliance of this Court's Order, to file the same before the next date of hearing without fail.

List the matter after two weeks.

In the meantime, needful be done by all concerned.

(VISHAL ANAND)
COURT MASTER

(SNEH LATA SHARMA)
COURT MASTER