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W.P(C)No. 381 OF 1997

ITEM No.28

Court No. 1

SECTION PIL  
A/N MATTER

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

Writ Petition(Civil) No.381 of 1997

HARADHAN ROY

Petitioner (s)

VERSUS

UOI & ORS

Respondent (s)

(With appln(s). for directions)

With  
T.C.(C)No.18 of 2003  
(With office report)

T.C.(C)No.19 of 2003  
(With office report)

T.C.(C)No.5 of 2003  
(With office report)

Date : 06/02/2004 These Petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE S.B. SINHA  
HON'BLE MR. JUSTICE S.H. KAPADIA

For Petitioner (s)  
in WP 381Mr. Tapas Ray, Sr.Adv.  
Mr. Bijan Ghosh, Adv.  
Mr. L.C. Agrawala,Adv.  
Mr. Satish,Adv.

in TC 5Mr. S.K. Verma, Adv.

in TC 18Mr. B.B. Singh, Adv.

For Respondent (s)  
in WP 381, TC 5 & 18  
& petr.in TC 19Mr. Anip Sachthey,Adv.

in WP 381Ms. Radha Rangaswamy,Adv.

in WP 381Mr. Arvind Kumar Sharma,Adv.

in WP 381Mr. B.B. Singh,Adv.

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in WP 381Mr. N.N. Goswami, Sr.Adv.  
Mr. Rajiv Nanda, Adv.  
Mr. Hemant Sharma, Adv.

Mr. D.S. Mehra, Adv.  
Ms. Anil Katiyar, Adv.  
Mr. B.V. Balaram Das, Adv.

in WP 381 Mr. Ashok Mathur, Adv.  
Mr. Rajesh Pathak, Adv.

in TC 5 Mr. C.D. Singh, Adv.  
Mr. Vijay Pratap Singh, Adv.

State of Jharkhand Mr. Gopal Prasad, Adv.  
Mr. S.K. Singh, Adv.

UPON hearing counsel the Court made the following  
O R D E R

The Government of India has submitted an action plan. A response to the same was invited. The State of Jharkhand and also the State of West Bengal have no objection to the said plan. However, learned counsel appearing on behalf of Jharia Coal Fields Bachao Samiti submits that the underground fire in certain areas is controllable and in that view of the matter the large populated towns of Jharia, Kandua, Kirkendal, Katras need not be vacated.

After hearing the learned counsel for the parties, we are of the opinion that the initiative must be taken by all concerned to implement the action plan immediately. We, therefore, direct that the Government of India to take such steps as are necessary for giving effect to the said plan. A report as regards the action taken in the matter may be filed before this Court within two months.

Meanwhile, Jharia Coal Fields Bachao Samiti shall file its objection, a copy whereof may be served upon the learned counsel appearing for the Union of India in advance.

List all the matters after two months.

[ Alka Dudeja ] [ Janki Bhatia ]  
Court Master Court Master