

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

I.A. Nos.22, 40 & 41 in C.A. No.3769/1996

BUFFALO TRADERS WELFARE ASSON.

Appellant (s)

VERSUS

U O I & ORS

Respondent(s)

[For intervention and directions]

Date: 14/01/2009 These Applications were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA
HON'BLE MR. JUSTICE V.S.SIRPURKAR
HON'BLE MR. JUSTICE CYRIAC JOSEPH

For UOI	Ms. Rekha Pandey, Adv. for Mrs. Anil Katiyar, Adv.
For M.C.D.	Mr. Sanjiv Sen, Adv. and Mr. Praveen Swarup, Adv.
	Mr. Vishnu B.Saharya, Adv. for M/s Saharya & Co., Adv.
For CPCB	Mr. Vijay Panjwani, Adv.
Buffalo Traders Assn.	Mr. Ajay Kr. Jha, Adv. Miss Divya Sinha, Adv. for M/s. Parekh & Co., Adv.
For Contractor	Mr. Prashant Kumar, Adv.
For State of UP	Mr. Shail Kumar Dwivedi, Addl.A.G. Mr. Devendra Kumar Arora, Addl.A.G. Ms. Savitri Pandey, Adv. Mr. Vandana Mishra, Adv. for Mr. Anuvrat Sharma, Adv.

UPON hearing counsel the Court made the following
ORDER

Put up on Wednesday, the 28th January 2009.

In the meantime, the Municipal Corporation of Delhi shall take
over the plant and point out the defects, if any, to the Contractor.

I.A.No.22 etc. in C.A.No.3769/96 (contd.)

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The authorities of the Central Pollution Control Board shall, in the
meantime, make an inspection of the entire plant, both inside and outside,
and shall submit a report to this Court by the next date fixed.

We hope and trust that by the next date fixed, the other sections of
the abattoir shall also start functioning in terms of the report of the
Committee.

We also hope and trust that by the next date fixed, the balance
payment shall also be made subject to the compliance of the directions as
contained in the supplementary report.

It is also expected that, in the meantime, the problems in full-
fledged running of the plant shall be settled by the concerned authorities of
the Delhi Municipal Corporation and the Contractor.

Mr. Prashant Kumar, learned counsel appearing for the Contractor states that the warranty period for the plant and machinery being over, the same should be renewed.

Mr. Sen, learned counsel appearing for the Corporation assures us that the a decision in that behalf shall also be taken by the next date fixed.

The Corporation shall also file compliance report in regard to the payment of tax including the cess in terms of order dated 21 st October 2008.

(Subhash Chander)
A.R.-cum-P.S.

(Pushap Lata Bhardwaj)
Court Master