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W.P(C)No. 337 OF 1995

ITEM No.4

Court No. 1

SECTION PIL

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

IA Nos. 8 & 13, 15-25 in Writ Petition(Civil) No.337/1995

CENTRE FOR ENVIR. LAW, WWF-I

Petitioner (s)

VERSUS

U O I & ORS

Respondent (s)

(for recalling the order dated 17.7.1998 and modification of order dated 22.8.1997 and directions and modification of court's order dated 13.11.2000 and impleadment/directions and exemption from filing O.T.)

Date : 16/09/2002 These Petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE K.G. BALAKRISHNAN
HON'BLE MR. JUSTICE ARIJIT PASAYAT

For Petitioner (s) Mr. Raj Panjwani, Adv.
Mr. Iqbal Shamsi, Adv.
Mr. Vijay Panjwani, Adv.

For Respondent (s) Mr. K N Raval, ASG
Mr. A D N Rao, Adv.
Mr. R N Poddar, Adv.
Mr. B V Balram Das, Adv.

State of Assam Ms. Krishna Sarma, Adv.
Ms. Asha G Nair, Adv.
Mr. V K Sidharthan, Adv. for
M/s. Corporate Law Group, Adv.

State of Arunachal Pradesh Mr. Anil Shrivastav, Adv.
Mr. Jyoti Dutt, Adv.

State of A.P. Mr. T.V. Ratnam, Adv.
Mr. K Subba Rao, Adv.

State of Bihar Mr. B B Singh, Adv.
Ms. Sunita R Singh, Adv.

U.T. of Chandigarh Ms. Kamini Jaiswal, Adv.
Ms. Aishwarya Rao, Adv.
Ms. Shomila Bakshi, Adv.

State of Chhatisgarh Mr. Prakash Shrivastava, Adv.

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State of Goa	Ms. A.Subhashini, Adv.
State of Gujarat	Ms. Hemantika Wahi, Adv. Ms. Sumita Hazarika, Adv.
State of Haryana	Mr. Jai Prakash Dhanda, Adv. Ms. Raj Rani Dhanda, Adv.
State of H.P.	Mr. Naresh K. Sharma, Adv.
State of Jharkhand	Mr. Ashok Mathur, Adv. Mr. Arup Banerjee, Adv.
State of J & K	Mr. Anis Suhrawardy, Adv.
State of Kerala & ONGC	Mr. K R Sasiprabhu, Adv.
State of Karnataka	Mr. Sanjay R. Hegde, Adv.
State of Mizoram	Ms. Hemantika Wahi, Adv. Ms. Sumita Hazarika, Adv.
State of Maharashtra	Mr. S.M. Jadhav, Adv. Mr. S S Shinde, Adv. Mr. V.N. Raghupathy, Adv.
State of Meghalaya	Mr. Ranjan Mukherjee, Adv.
State of Manipur	Mr. Khwairakpam Nobin Singh, Adv.
State of M.P.	Mr. Satish K. Agnihotri, Adv.
State of Nagaland	Mr. Sanjay K Shandilya, Adv. Ms. V.D. Khanna, Adv.
State of Orissa	Mr. Radha Shyam Jena, Adv.
Govt. of Pondicherry	Mr. V.G. Pragasam, Adv.
State of Punjab	Mr. Harvinder Kaur, Dy.Adv.Genl., Pb. Mr. Manish Khandelwal, Adv. Mr. R S Suri, Adv.
State of Rajasthan	Mr. Ranji Thomas, Adv. Ms. K V Bharati Upadhyaya, Adv. Mr. J M Rao, Adv.
State of Sikkim	Mr. A Mariarputham, Adv. Ms. Aruna Mathur and Mr. Anurag D Mathur, Advs. for M/s. Arputham, Aruna & Co., Advs.
State of Tripura	Ms. Mohna Lal, Adv. Mr. Rajiv Mehta, Adv.
State of Tamilnadu	Mr. V Balaji and Mr. P N Ramalingam, Advs.

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State of U.P.	Mr. R.C. Verma, Adv. Mr. Mukesh Verma, Adv.
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State of Uttranchal Mr. Rachana Srivastava, Adv.
for NCT of Delhi Mr. S. Wasim A. Qadri, Adv.
 Mr. D S Mahra, Adv.

 Mr. Aruneshwar Gupta, Adv.(NP)

 Mr. G. Prakash, Adv.(NP)

 Mr. Ajit Pudussery, Adv.

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

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I.A. No. 25 is allowed subject to the restrictions contained in the affidavit dated 24th August, 2002 of Shri Aseem Srivastav, DIG (Wild Life), Ministry of Environment and Forest, the two restrictions being that (i) there will be no transfer of land for the next 50 years except by way of succession and (ii) there will be no change in the land use pattern. It is quite obvious that by reason of the second condition, land in question cannot be permitted to be converted into a resort.

Rest of the IAs are adjourned. List after four weeks to await the report of the Standing Committee.

It is made clear that the Standing Committee which has been constituted to give a report is entitled to proceed in the absence of the party concerned. However, it may give notice of hearing if so thought proper by it.

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(D.P. WALIA)
Court Master

(V.P. TYAGI)
Court Master