

ITEM NO.1

COURT NO.9

SECTION PIL

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGSIA Nos.21,24,26,30,33,37-39, 40, 44, 45, 47-55, 58-61 & 62 in WRIT PETITION
(CIVIL) NO(s). 653 OF 1994

WASIM AHMED SAEED

Petitioner(s)

VERSUS

UNION OF INDIA & ORS

Respondent(s)

(for directions,intervention, to take on record the Joint Report in compliance of
order dt.5.8.2004, modification of order dt.5.8.04 & 2.9.04, permission &
directions, impleadment & exemption from filing O.T. and early hearing and office
report)WITH I.A.Nos.14,15,17 & 18 in Cont.Pet.(C)No.162/2000 in WPC 653/1994
(For recalling court's order dt.12.5.00, restoration of order dt.16.3.1998 &
20.7.1998)

WITH I.A.No.13 in W.P.(C)NO.239/1997

(For directions)

Date: 05/03/2009 These appln.s/Petitions were called on for hearing
today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI

HON'BLE MR. JUSTICE HARJIT SINGH BEDI

Mr. Salman Khurshid, Sr.Adv.(A.C.)

For Petitioner(s)

For Respondent(s)

NHAI M/s. M.V. Kini & Associates.(not present)

U.P. Sunni Wakf Board : Mr. Imtiaz Ahmed, Adv.

I.A. 54,55 M/s. Equity Lex Associates.

I.A. 13 in WPC 239

Mr. Harish Chandra, Sr. Adv.

Mr. B.K. Prasad, Adv.

U.O.I.

Mr. Ashok Bhan, Adv.

Mr. T.A. Khan, Adv.

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Mr. Rajkumar Tanwar, Adv. for

Mr. D.S. Mahra, Adv.

State of U.P.

Mr. Anuvrat Sharma, Adv.

Mr. A.D.N.Rao, Adv.

Dr. Monika Gusain, Adv.(N.P.)

Mr. Anis Suhrawardy, Adv.(N.P.)

Ms. Sushma Suri, Adv. (N.P.)

Mr. Shakil Ahmed Syed ,Adv.(N.P.)

Mr. Prashant Chaudhary ,Adv (N.P.)

Mr. V.K.Verma, Adv. (N.P.)

Mrs. Anil Katiyar, Adv. (N.P.)

Mr. Sudhir Kulshreshtha, Adv. (N.P.)

Mr. Ashok Kumar Singh, Adv. (N.P.)

UPON hearing counsel the Court made the following
ORDER

We have heard Mr. Salman Khurshid, learned Amicus Curiae and other counsel appearing for the parties. There is a general agreement that during the pendency of this matter, a lot of renovation and repair work has been done in the monument.

According to the learned counsel, there are some subsisting problems which need to be taken care of particularly with regard to cleaning of water-tank, repairs of part of monument, water logging in new shopping complex and parking of vehicles.

Mr. Salman Khurshid and other counsel have agreed to visit the monument and the adjoining areas and submit their brief report regarding remaining problems and possible solutions.

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Mr. Salman Khurshid has also invited our attention to the integrated development report which shall be taken up on the next date of hearing.

Learned counsel appearing for the parties are requested to exchange their affidavits during the interregnum period.

List this matter for further directions on 31.3.2009.

I.A. No. 13 in W.P.(C) No. 239 of 1997:

List this I.A. on 31.3.2009.

I.A. Nos. 54-55 in W.P.(C) No. 653 of 1994:

I.A. Nos. 54-55 are dismissed as withdrawn in terms of signed order.

(Pardeep Kumar)
Court Master

(Neeru Bala Vij)
Court Master

[SIGNED ORDER IS PLACED ON THE FILE]

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IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL APPLICATION

I.A. NO. 55 OF 2007

&

I.A. NO. 54 OF 2008

IN

WRIT PETITION (C) NO. 653 OF 1994

WSIM AHMED SAEED

...PETITIONER

VERSUS

UNION OF INDIA & OTHERS
...RESPONDENTS

ORDER

Mr. Imtiaz Ahmed, learned counsel appearing for the applicants in both the I.As. seeks leave of the Court to withdraw the I.As. Leave, as prayed for, is granted. I.A. Nos. 54 and 55 are, accordingly, dismissed as withdrawn.

.....J.
[DALVEER BHANDARI]

.....J.
[HARJIT SINGH BEDI]

NEW DELHI
March 5, 2009.