

ITEM NO.103

COURT NO.4

SECTION PIL-W

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Writ Petition (Civil) No.109/2008

WILDLIFE FIRST &amp; ORS.

PETITIONER(S)

VERSUS

MINISTRY OF FOREST AND ENVIRONMENT &amp; ORS.

RESPONDENT(S)

([TO GO BEFORE THREE HON'BLE JUDGES])

(IA No.98022/2019-APPROPRIATE ORDERS/DIRECTIONS and IA No.39460/2019-APPROPRIATE ORDERS/DIRECTIONS IA No.88926/2018-CONDONATION OF DELAY IN FILING and IA No.1/2008-EX-PARTE STAY and IA No.6/2014-EXEMPTION FROM FILING O.T. and IA No.99575/2019-EXEMPTION FROM FILING O.T. and IA No.3/2012-EXEMPTION FROM FILING O.T.)

IA No.104857/2019 - EXEMPTION FROM FILING O.T.  
 IA No.104610/2019 - EXEMPTION FROM FILING O.T.  
 IA No.102926/2019 - EXEMPTION FROM FILING O.T.  
 IA No.101658/2019 - EXEMPTION FROM FILING O.T.  
 IA No.99574/2019 - EXTENSION OF TIME  
 IA No.75108/2018 - IA FOR WAIVING OF COST  
 IA No.75127/2018 - IA FOR WAIVING OF COST  
 IA No.104135/2019 - INTERVENTION APPLICATION  
 IA No.100740/2019 - INTERVENTION APPLICATION  
 IA No.90237/2019 - INTERVENTION/IMPLEADMENT  
 IA No.37551/2019 - INTERVENTION/IMPLEADMENT  
 IA No.71446/2019 - INTERVENTION/IMPLEADMENT  
 IA No.71439/2019 - INTERVENTION/IMPLEADMENT  
 IA No.71432/2019 - INTERVENTION/IMPLEADMENT  
 IA No.98003/2019 - INTERVENTION/IMPLEADMENT  
 IA No.95001/2019 - INTERVENTION/IMPLEADMENT  
 IA No.94997/2019 - INTERVENTION/IMPLEADMENT  
 IA No.59870/2019 - INTERVENTION/IMPLEADMENT  
 IA No.92469/2019 - INTERVENTION/IMPLEADMENT  
 IA No.92012/2019 - INTERVENTION/IMPLEADMENT  
 IA No.37944/2019 - MODIFICATION  
 IA No.35782/2019 - MODIFICATION  
 IA No.36432/2019 - MODIFICATION OF COURT ORDER  
 IA No.63893/2019 - PERMISSION TO APPEAR AND ARGUE IN PERSON  
 IA No.63894/2019 - STAY APPLICATION)

WITH

W.P.(C) No.514/2006 (PIL-W)

W.P.(C) No.50/2008 (PIL-W)

(FOR ON IA 1/2008 and FOR EXEMPTION FROM FILING O.T. ON IA 53871/2018 FOR [I/A FOR WAIVER OF COSTS FILED BY THE STATE OF KERALA] ON IA 61560/2018 FOR EXEMPTION FROM FILING O.T. ON IA 68563/2018)

S.L.P.(C)...CC No. 11408-11409/2009 (XII)

(to be listed with W.P(C) 50/2008 in view of Hon'ble ct order dt 21.08.2009)

T.C.(C) No.85/2011 (XVI-A)

T.C.(C) No.87/2011 (XVI-A)

T.C.(C) No.39/2015 (XVI-A)

T.C.(C) No.41/2015 (XVI-A)

T.C.(C) No.59/2015 (XVI-A)

T.C.(C) No.103/2015 (XVI-A)

T.C.(C) No.132/2015 (XVI-A)

T.C.(C) No.3/2016 (XVI-A)

MA 1747/2018 in W.P.(Cr1.) No.1061/1982 (X)

(IA No.93287/2018-APPROPRIATE ORDERS/DIRECTIONS & IA No.93288/2018-EXEMPTION FROM FILING O.T.)

T.C.(C) No.12/2018 (XVI-A)

Date : 12-09-2019 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA

HON'BLE MR. JUSTICE M.R. SHAH

HON'BLE MR. JUSTICE B.R. GAVAI

For Petitioner(s)

Mr.Shyam Divan, Sr.Adv.  
Mr.Vinayak Bhandari, Adv.  
Mr.Shibam Gosh, Adv.  
Mr.P.K.Manohar, Adv.

Mr.Raj Panjwani, Sr.Adv.  
Ms.Purnima Bhat, Adv.

Mr.Pawan Kishore Singh, Adv.  
Ms.Madhusmita Bora, Adv.

Mr.Ashok Kumar Singh, Adv.  
Mr.Shantwanu Singh, Adv.  
Ms.Pragya Singh, Adv.

Mrs.Rachna Gupta, AOR

Mr.Shibashish Misra, AOR

Mr.Balaji Srinivasan, AOR

Mrs.Revathy Raghavan, AOR

Mr.D.Mahesh Babu, AOR

**For Respondent(s)**

Mr.Tushar Mehta, SG  
Mr.Saurabh Mishra, Adv.  
Ms.Aakansha Kaul, Adv.  
Mr.Raj Bahadur, Adv.

(Union of India/  
MoEF)

Mr.A.N.S.Nadkarni, ASG  
Mr.Anmol Chandan, Adv.  
Mr.Adit Khorana, Adv.  
Mr.G.S.Makker, Adv.

(GNCT of Delhi)

Mr.S.Wasim A Qadri, Sr.Adv.  
Ms.Kiran Suri, Sr.Adv.  
Mr.Shailender Saini, Adv.  
Mr.B.V.Balram Das, Adv.

Mr.Shekhar G. Devasa, Adv.  
Mr.Manish Tiwari, Adv.  
Mr.Luv Kumar, Adv.  
M/s Devasa & Co.

Mr.Devdatt Kamat, Sr.Adv.  
Mr.Nishanth Patil, Adv.  
Mr.Chirag Jain, Adv.  
Mr.Aditya Bhat, Adv.  
Mr.Rajesh Inamdar, Adv.

Mr.Mohan V. Katarki, Sr.Adv.  
Dr.Anindita Pujari, Adv.  
Mr.Om Narayan, Adv.  
Mr.Akshat Chaitanya, Adv.

- Ms.Kiran Suri, Sr.Adv.  
Mr.Shailender Saini, Adv.  
Mr.Wasim A Qadri, Adv.  
Mr.B.V.Balaramdas, Adv.
- Mr.Sanjay Parikh, Sr.Adv.  
Mr.Pukhrambam Ramesh Kumar, Adv.  
Mr.Ritwick Parikh, Adv.  
Ms.Sanjana Srikumar Sharma, Adv.
- Dr.Manish Singhvi, Sr.Adv. (AAG)  
Mr.Satyendra Kumar, Adv.  
(State of Rajasthan) Mr.Harsha Vinoy, Adv.  
Mr.Shailja Nanda Mishra, Adv.  
Mr.Arpit Prakash, Adv.  
Mr.Milind Kumar, Adv.
- Mr.Krishnan Venogopal, Sr.Adv.  
(State of Odisha) Ms.Sharmila Upadhyay, Adv.  
Mr.Sarvjit Pratap Singh, Adv.
- Mr.V.Giri, Sr.Adv.  
Mr.G.Prakash, Adv.  
(State of Kerala) Mr.Jishnu M.L., Adv.  
Mrs.Priyanka Prakash, Adv.  
Mrs.Beena Prakash, Adv.
- (State of Gujarat) Ms.Deepanwita Priyanka, Adv.
- Ms.Aishwarya Bhati, Sr.Adv. (AAG)  
(State of U.P.) Mr.Krishnanand Pandey, Adv.  
Mr.Gautam Kumar, Adv.
- Mr.Ranjan Mukherjee, Adv.  
(State of Meghalya) Mr.Upendra Mishra, Adv.  
Mr.K.V.Kharlyngdoh, Adv.  
Mr.T.Nayak, Adv.
- Mr.Leishangthem Roshmani Kh, Adv.  
(State of Manipur) Ms.Anupama Ngangom, Adv.  
Ms.Maibam Babina, Adv.
- Mr.Vikas Mahajan, Adv. (AAG)  
(State of H.P.) Mr.Vinod Sharma, Adv.  
Mr.Anil Kumar, Adv.
- (State of Chhattisgarh) Mr.Sumeer Sodhi, Adv.  
Mr.Ashish Tiwari, Adv.

- (State of J&K) Mr.G.M.Kawoosa, Adv.  
Mr.M.Shoeb Alam, Adv.
- (State of Jharkhand) Mr.Jayesh Gaurav, Adv.  
Mr.Gopal Prasad, Adv.  
Mr.Anil Kumar Jha, Adv.
- (State of Haryana) Mr.Anil Grover, Adv. (AAG)  
Mr.Satish Kumar, Adv.  
Mr.Sanjay Kumar Visen, Adv.
- Mr.Debojit Borkakati, Adv.  
Mr.Vivek Sonkar, Adv.
- Mr.P.Venkat Reddy, Adv.  
Mr.Prashant Tyagi, Adv.  
Mr.P.Srinivas Reddy, Adv.  
M/s Venkat Palwai Law Asso.
- (State of Goa) Ms.Ruchira Gupta, Adv.  
Mr.Anurag Sharma, Adv.  
Mr.Shishir Deshpande, Adv.
- (State of M.P.) Mr.Vivek Tankha, Sr.Adv.  
Mr.Harsh Parashar, Adv.  
Ms.Tanvi Bhatnagar, Adv.
- (State of Punjab) Mr.Karan Barhioke, Adv.  
Mr.Raj Kamal, Adv. (DAG)  
Mr.Aseem Atwal, Adv.  
Ms.Katarya Batra, Adv.
- (State of T.N.) Mr.M.Yogesh Kanna, Adv.  
Ms.Meha Aggarwal, Adv.
- (State of Tripura) Mr.Shuvodeep Roy, Adv.  
Mr.Kabir Shankar Bose, Adv.  
Mr.Sataroop Das, Adv.  
Ms.Varsha Poddar, Adv.
- (State of U.K.) Mr.Jatinder Kumar Sethi, Adv. (DAG)  
Mr.Ashutosh Kumar Sharma, Adv.  
Mr.J.K.Bhatia, Adv.
- (UT of Andaman & Nicobar Admn.) Mr.K.V.Jagdishvaran, Adv.  
Mrs.G.Indira, Adv.
- (UT of Chandigarh) Mr.Ankit Goel, Adv.  
Mr.R.K.Gupta, Adv.

(State of Arunachal Pradesh) Mr. Anil Srivastav, Adv.  
Mr. Rituraj Biswas, Adv.  
Mr. Satyendra Kumar Srivastav, Adv.

(State of Sikkim) Mr. Raghvendra Kumar, Adv.  
Ms. Aruna Mathur, Adv.

(State of Karnataka) Mr. Joseph Aristotle S., Adv.  
Mrs. Priya Aristotle, Adv.  
Mr. Rijuk Sarkar, Adv.

(Govt. of Puducherry) Mr. Venkataramani, Sr. Adv.  
Mr. V. G. Pragasaam, Adv.  
Mr. S. Prabu Ramasubramanian, Adv.  
Mr. S. Manuraj, Adv.  
Mr. Yashraj Singh Bundela, Adv.  
Mr. Praveen Vignesh, Adv.

Mr. P. V. Dinesh, Adv.  
Ms. Sindhu T. P., Adv.  
Mr. Mukund P. Unny, Adv.  
Mr. Bineesh K., Adv.  
Mr. R. S. Lakshman, Adv.  
Mr. Ashwini Kumar Singh, Adv.

Mr. Prashant S. Kenjale, Adv.  
Mr. Nishant R. Katneshwarkar, Adv.

Ms. Vasudha Sharma, Adv.  
Ms. Pritha Srikumar Iyer, Adv.  
Ms. P. Kashyap, Adv.

(For Impleadment) Mr. Nidhesh Gupta, Sr. Adv.  
Mr. Satya Mitra, Adv.

(For Applicant) Ms. Sneha Mukherjee, Adv.  
Mr. Satya Mitra, Adv.

Mr. Colin Gonsalves, Sr. Adv.  
Mr. Siddharth S., Adv.  
Mr. Satya Mitra, Adv.

Mr. Mohit Kumar Chopra, Adv.  
Mr. Hitesh Kumar Sharma, Adv.  
Ms. Meenakshi Talwar, Adv.  
Mr. A. K. Chopra, Adv.

Mr. Mahfooz A Nazki, Adv.  
Mr. Polanki Gowtham, Adv.  
Mr. Avinash Tripathi, Adv.

Mr.Trideep Pais, Adv.  
Ms.Tusharika Mattoo, Adv.  
Ms.Savya Kumar, Adv.  
Ms.Anjana Chandrashekhar, Adv.

Mr.Devashish Bharuka, Adv.  
Mr.Ravi Bharuka, Adv.  
Ms.Sarvshree, Adv.  
Mr.Justine George, Adv.

Mr.Suhaan Mukerji, Adv.  
Ms.Astha Sharma, Adv.  
Ms.Kajal Dalal, Adv.  
Mr.Amit Verma, Adv.  
Mr.Abhishek Manchanda, Adv.  
Mr.Prastut Dalvi, Adv.  
Mr.Naveen Kumar, Adv.  
M/s PLR Chamber & Co.

Mr.Tara Chandra Sharma, AOR

Mr.Annam D. N. Rao, AOR

Mr.S. Ravi Shankar, AOR

Mr.Naresh Kumar, AOR

Mr.Parijat Sinha, AOR

Mr.Radha Shyam Jena, AOR

Mr.B.S. Banthia, AOR

Mr.Neeraj Kumar Sharma, AOR

Mr.Guntur Prabhakar, AOR

Mr.Dharmendra Kumar Sinha, AOR

Mr.Rajat Joseph, AOR

Ms.Hemantika Wahi, AOR

Mr.Jayant Mohan, AOR

Mr.Abhinav Mukerji, AOR

Mr.Nishe Rajen Shonker, AOR

Mr.Ravi Prakash Mehrotra, AOR

Mr.Rana Ranjit Singh, AOR

Mr.P.V.Yogeswaran, AOR

Ms.K. Enatoli Sema, AOR

Mr.Kuldip Singh, AOR

M/s.Arputham Aruna & Co.

Mr.Gopal Singh, AOR

Mr.Kamlendra Mishra, AOR

Mrs.Rachna Gupta, AOR

Mr.Chanchal Kumar Ganguli, AOR

Mrs.Anil Katiyar, AOR

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

The Forest Survey of India as well as the Chief Secretaries of the other States/Union Territories have filed affidavits as per order dated 28<sup>th</sup> February, 2019.

In that regard filing of further affidavits by Chief Secretary, Sikkim is dispensed with in view of fact that no claims have been made.

List the matters for final hearing on 26<sup>th</sup> November, 2019.

Interim order to continue.

I.A.No.59870/2019, 71432/2019, 71446/2019, 71439/2019, 106306/2019,90237/2019, 92012/2019, 92469/2019, 95001/2019, 94997/2019,37551/2019,138971/2019, 138980/2019, 98003/2019, 98022/2019,109746/2019,100740/2019, 71432/2019 107284/2019 (Application for Impleadment/Intervention)

The applications are allowed to the extent of intervention.

**IA No.130309/2019**

The Forest Survey of India is impleaded as respondent.

List the matters after four weeks.

**I.A.No.130315 & I.A.No.130305/2019 (Application for Direction)**

Issue notice.

Let reply be filed by the concerned respondents within four weeks from today.

Let copy of IA No.130305/2019 and 130315/2019 be served upon the concerned respondents.

**M.A.No.1747/2018 in WP (Cr1.) No.1061/1982  
(IA No.93287/2018-APPROPRIATE ORDERS/DIRECTIONS)**

List the matter on a Non-miscellaneous day in the next week.

(Ashok Raj Singh)  
Court Master

(Jagdish Chander)  
Court Master