

C
ITEM NO.301

COURT NO.3

SECTION XIV

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

Petition(s) for Special Leave to Appeal (Civil) No(s).12065/2009
(From the judgement and order dated 11/02/2009 in CM No.15895/2005,WP
No.17682/2005 of The HIGH COURT OF DELHI AT N. DELHI)

UNION OF INDIA

Petitioner(s)

VERSUS

VIMAL BHAI & ORS.

Respondent(s)

(With appln(s) for modification of Court's Order and directions and
permission to place addl. documents on record and intervention and
impleadment and office report)

WITH

T.C.(C) NO. 132 of 2011

T.C.(C) NO. 133 of 2011

SLP(C) NO. 36343 of 2011

(With prayer for interim relief and office report)

T.C.(C) NO. 35 of 2012

(With appln.(s) for permission to file addl.documents)

Date: 08/04/2013 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI

HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

For Petitioner(s) Mr. Amarjit Singh Chandhiok, ASG
Mr. P.P.Malhotra, ASG
Mr. P.C. Agarwal, Sr. Adv.
Mr. Harish Chandra, Sr.Adv.
Mr. Partap Singh Parmar, Adv.
Ms. Shaheen, Adv.
Ms. Sushma Suri, Adv.
Ms. V. Mohana, Adv.
Mr. Aljo K. Joseph, Adv.
Mr.Gaurav Sharma, Adv.
Mr.Mohan Prasad Gupta, Adv.

Ms.Binu Tamta, Adv.

Mr. Annam D.N. Rao, Adv.

For Respondent No.8 Mr.S.K.Agarwal, Sr.Adv.

Mr. Arun K. Sinha, Adv.

For RR No.1 Mr.Sanjay Parikh, Adv.

Ms. Busura Parveen, Adv.

Ms. Mamta Saxena, Adv.

Mr. Ritiwick Dutta, Adv.

Ms.Anitha Shenoy, Adv.

For Respondent No.2 Ms.Pragya Jha, Adv.

Ms.Meenakshi Arora, Adv.

Mr.Anil Grover, Adv.

Ms.Shubhangi Tuli,AOR

For Noticee No.1 Mr.Manoj V.George, Adv.

Mr.K.Gireesh Kumar, Adv.

Mr. Alex Joseph, Adv.

For Noticee No.3 Mr. Sudhir Kulshreshtha, Adv.

Mr.Sameer Kulshreshtha, Adv.

For Noticee No.4 Mr.Robin Majumdar, Adv.

For Noticee No.5 Mr.Sahil Bhalaik, Adv.
Mr.Uddyam Mukherjee, Adv.

For Noticee No.6 Mr.Arvind Kumar Tewari, Adv.

For Noticee No.7 Mr.Saket Singh, Adv.
Ms.Prema Singh, Adv.
Mr.Kumar Ranjan Mishra, Adv.

For Noticee No.39 Ms.Anita Sharoha, Adv.
Mr.Anil Kumar Gautam, Adv.

For Resp.No.85 Mr.Baldev Atreya, Adv.
Mr.Vikrant Y.S.Narula, Adv.

Mr.Pardep Dahiya, Adv.
Mr.S.Rein, Adv.

For State of W.B. Mr.Bikas Kargupta, Adv.
Mr.Avijit Bhattacharjee, Adv.

For State of T.N. Mr.R.Rakesh Sharma, Adv.
Mr.P.Krishnamoorthy, Adv.
Mr.T.Mouli Mahendran, Adv.

Dr. V.P. Appan, Adv.

Mr.R.K.Handoo, Adv.
Mr. Yoginder Handoo, Adv.
Mr.Aditya Chaudhary, Adv.

Mr.T.V.George, Adv.
Mr.Rakesh Taneja, Adv.
Mr.Maurya Sarkar, Adv.
Mr.Dushyant Kumar, Adv.

Ms.Suparna Srivastava, Adv.
Mr.Ram Swarup Sharma, Adv.

Mr. Nikhil Nayyar, Adv.
Mr.Vikash Verma, Adv.
Mr.S.Ahmed, Adv.

Mr.Rohit, Adv.

Mr.Viresh B.Saharya, Adv.

Lt.Genl.S.S.Dahiya, In-person

Mr. M.T. George, Adv.
Ms.Kavitha K.T., Adv.

Mr. Chander Shekhar Ashri, Adv.

Mr.S.K. Dubey, Sr. Adv.
Ms. Vibha Datta Makhija, Adv.
Mr. Saurabh Mishra, adv.

Mr. Sanjay Kharde, AAG
Ms. Asha Gopalan Nair, Adv.

Mr.Ankur S.Kulkarni, Adv.
Mr.Anand Srivastava, Adv.
Mr. Nirnimesh Dube, Adv.

Mr. Mohit Abraham, Adv.

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

Shri Sanjay Parikh and Ms. Binu Tamta, who were requested to inspect the four flats allotted to the Judicial members of National Green Tribunal (NGT) in Common Wealth Games Village have submitted report dated 6.4.2013, copy of which has been made available to the learned Additional Solicitor General.

After going through the report and the annexed photographs, we impressed upon the learned Additional Solicitor General to ensure that all the flats allotted to the Judicial Members of NGT are properly repaired and made fully habitable before the Members can be asked to occupy the same.

The learned Additional Solicitor General assured the Court that he will personally talk to the concerned authorities and ensure that the deficiencies pointed out in the report of Shri Sanjay Parikh and Ms. Binu Tamta are rectified and the flats are made habitable within a period of four weeks from today.

List the case on 03.05.2013.

To be taken up at 3.00 p.m.

Insofar as occupancy of Bungalow No.11-A, Teen Murti Marg by Shri Buta Singh is concerned, the learned Additional Solicitor General and the learned counsel representing Shri Buta Singh gave out that they would file their written assurance before the Court about vacating the bungalow latest by 30.06.2014.

Learned Additional Solicitor General informed that Bhopal Bench of the National Green Tribunal was inaugurated on 07.04.2013 and it has become functional from today. Learned Additional Solicitor General also informed the Court that the Pune and Calcutta Benches of the National Green Tribunal will become functional latest by 30.04.2013.

On a previous occasion, we had impressed upon the learned Attorney General to attend the inauguration of one of the Benches of the Tribunal. The learned Solicitor General informed the Court that he will communicate to the learned Attorney General that as per the Court's desires he may attend inauguration of the Pune or Calcutta Bench of the National Green Tribunal on an appropriate day which may be fixed in consultation with the Chairman of National Green Tribunal.

For consideration of other issues, the matters be listed on 09.07.2013.

To be taken up at 2.00 p.m.

I.A. No.12 and 13 in S.L.P.(C) No.12065 of 2009

These are the applications by the two Expert Members of the National Green Tribunal for permission to continue to occupy the accommodation already possessed by them, i.e. quarter No.25, New Moti Bagh, New Delhi and House No.C-II/E-2-1, Sector-13, R.K. Puram, New Delhi respectively.

Issue notice.

The learned Additional Solicitor General states that he will ask the concerned authorities of the Ministry of Urban Development to look into the requests made by S/Shri Ranjan Chatterjee and Bikram Singh Sangwan (Expert Members of the National Green Tribunal).

List on 3.5.2013 on which date the learned Additional Solicitor General shall inform the Court about the response of the Ministry of Urban Development.

(Parveen Kr. Chawla)

(Phoolan Wati Arora)

Court Master

Court Master