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ITEM NO.58

COURT NO.5

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(s)dated 11-FEB-09 in CM No. 15895/2005 and 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 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

Date: 13/07/2012 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.R.F.Nariman, SG
Mr.P.P.Malhotra, ASG
Mr.Harish Chander, Sr.Adv.
Mr.Farrukh Rasheed, Adv.
Ms.Sadhna Sandhu, Adv.
Mr.Nakul Dewan, Adv.
Ms.Sunita Rani Singh, Adv.

Mr.A.S.Chandiok, ASG
Ms.V.Mohana, Adv.
Mr.Manoj K.Sahu, Adv.

For Respondent(s)

Mr.Sanjay Parikh,Adv.
Mr.Ritwik Datta, Adv.
Mr.A.N.Singh, Adv.

Mr.Raj Panjwani, Sr.Adv.

Ms. Anitha Shenoy, Adv.

Ms. Asha Gopalan Nair, Adv.

For State of M.P.

Mr.Vikrant Singh Bais, Adv.

Mr.Vikas Mehta, A.O.R.

UPON hearing counsel the Court made the following

O R D E R

We have perused additional affidavit dated 09.07.2012 filed by respondent No.1 and additional affidavit filed today by Shri Surjit Singh, Joint Secretary, Ministry of Environment and Forests, New Delhi.

We are extremely unhappy to note that two Judicial Members of the National Green Tribunal - Hon'ble Shri Justice C.V.Ramulu and Hon'ble Shri Justice Amit Talukdar have tendered resignation. Shri Sanjay Parikh, learned counsel for respondent No.1 gave out that the Judicial Members resigned because of the non-availability of functional facility and residential accommodation.

Learned Solicitor General and learned Additional Solicitor General assured that they will immediately take up the matter with the concerned authorities of the Government and make a statement on the date to be fixed by the Court on the issue of making available the housing accommodation to the Judicial Members of the National Green Tribunal.

In view of the statement made by the learned Solicitor General and the Additional Solicitor General, we deem it proper to request Hon'ble Shri Justice C.V.Ramulu and Hon'ble Shri Justice Amit Talukdar not to press

for acceptance of their resignation for a period of one month. The concerned authority in the Central Government shall not accept their resignation till one week after the next date of hearing, which is fixed as 13.08.2012.

(Satish K.Yadav)
Court Master

(Phoolan Wati Arora)
Court Master