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W.P(C)No. 749 OF 1995

ITEM No.24

Court No. 1

SECTION PIL/XI
A/N MATTER

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

Writ Petition(Civil) No.749/1995@@
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SUPREME COURT MONITORING COMMITTEE

Petitioner (s)

VERSUS

MUSSOORIE DEHRADUN DEV. ATY. & ORS

Respondent (s)

(With Appln(s). for directions)
With

SUO-MOTO CONTEMPT P.(Civil)14-134/1998 in WP(C) 749/95
(for prel. hearing)
(With Office Report)

W.P(C)No.469/1996
(for directions)

I.A. No.2 In & SLP(C).....(CC: 6706-6707/2000) (for prel. hearing)
(for permission to file SLP and with prayer for interim relief)

Date : 15/10/2001 These Petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE DORAISWAMY RAJU
HON'BLE MR. JUSTICE P. VENKATARAMA REDDI

For appearing parties@@
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Mr. Harish N. Salve, S.G.

Mr. Prashant Bhushan, adv.
Mr. Sanjeev Kapoor, adv.
Mr. Vishal Gupta, adv.

Mr. Ajay K. Agrawal, adv.
Mr. Chetan Siddharth, adv.

Mr. Ajay K. Agrawal, adv.
Mr. Rajeev Sharma, adv.

Mr. Ajay K. Agrawal, adv.
Mr. Mahesh Chandra, adv.

Mr. S.K. Gambhir, Sr. adv.
Mr. H.K. Puri, adv.

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Mr. Girdhar G. Upadhyay, adv.
Mr. Syed Ali Ahmad, adv.
Mr. Syed Tanweer Ahmad, adv.
Mr. Vikas Bansal, adv.
Mr. R.D. Upadhyay, adv.

Mr. Vijay Bahuguna, Sr. adv.
Mr. D.K. Garg, adv.
Mr. B.S. Billowria, adv.

Mr. K.N. Rawal, ASG
Mr. A.D.N. Rao, adv.
Ms. Sushma Suri, adv.
Mrs Anil Katiyar,adv.

Mr. Vijay Bahuguna, Sr. adv.
Mr. Prashant Kumar, adv.
Mr. Joseph Pookkatt, adv.

Mr. S.S. Jauhar, adv.

Mr. Ashok K. Srivastava, adv.

Mr. N N Keswani, adv.
Mr. Ram Lal Roy, adv.
Mr. R.N. Keshwani,Adv.

Mr. Debasis Misra, adv.

Mr. P.N. Gupta, adv.

Mr. S.K. Mehta, adv.

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

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Learned counsel appearing for MDDA states, on instructions, that the applications filed by 16 residents have been considered. It is submitted by him that out of 16 applicants, only 8 applications had been filed for permission of renovation/reconstruction of their buildings. With regard to two applicants, namely, Shri Sant Ram and Shri Kabir Agarwal, it is submitted that they had started renovation/reconstruction without seeking permission in violation of the orders of this Court dated 25th ...3/-

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January, 1999. Learned counsel appearing for the applicants, including Shri Sant Ram and Shri Kabir Agarwal, shall respond to the submissions made on behalf of the MDDA and file affidavits of Shri Sant Ram and Shri Kabir Agarwal giving their response to the submissions. The needful shall be done within two weeks.

Mr. Kirit N. Rawal, learned Additional Solicitor General submits that Ministry of Environment and Forests, Government of India has addressed a communication to the Secretary (Forest), Government of U.P., Lucknow for its response to the proposals

seeking ex-post-facto approval of the Central Government for carrying out repair/renovation etc. of buildings constructed in violation of The Forest (Conservation) Act. It is submitted that even reminders have been issued to the State Government and the last reminder was issued on June 29, 1999 but despite that, necessary report from the State Government has not been received and is still awaited. Learned counsel for the State (now State of Uttranchal) submits he shall verify the position and inform the Court within three weeks.

List the matter after three weeks.

The matter be placed before a Bench presided over by Hon'ble Kirpal, J.

(Neena Verma)
Court Master

(Prem Prakash)
Court Master

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