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ITEM NO.3

COURT NO.10

SECTION PIL

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

I.A. NOS.23,40,42, 43,55-57 & 63-67 IN WRIT PETITION [C] NO.657/1995

RESEARCH FOUNDN. FOR SCIENCE TECH. & NAT. RES.POLICY Petitioner(s)

VERSUS

U O I & ANR.

Respondent(s)

(For directions, clarification, impleadment, exemption from
filing O.T. and office report)

With

S.L.P. (C) No.16175 of 1997

(With appln.(s) for ex-parte stay)

[For Final Disposal]

Civil Appeal No.7660 of 1997

(With office report)

[For Final Disposal]

Contempt Petition (C) No.155/2005 in Writ Petition (C) No.657/1995

(With appln.(s) for directions and office report)

[For Final Disposal]

Date: 26/11/2013 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. GOKHALE

HON'BLE MR. JUSTICE J. CHELAMESWAR

For Petitioner(s)

In WP 657/1995: Mr. Sanjay Parikh, Adv.

Ms. Mamta Saxena, Adv.

Mr. A.N. Singh, Adv.

Intervenor

Ms. Karuna Nundy, Adv.

Ms. Aparna Bhat, AOR.

In CA 7660/1997:

Mr. P. Parmeswaran, AOR.

In SLP 16175/1997:

Ms. B. Vijayalakshmi Menon, AOR.

For Respondent(s)

Ms. Hemantika Wahi, AOR.

Mr. Manish Kr. Bishnoi, AOR.

Mr. Pradeep Misra, Adv.

Mr. Daleep Dhyani, Adv.

Mr. Suraj Singh, Adv.

UPPCB

UOI

Mr. Arijit Prasad, Adv.

Mr. Kush Sharma, Adv.

Mr. Manjit Singh, AAG.Har.

Mr. Tarjit Singh, Adv.

Mr. Vinay Kuhar, Adv.

Ms. Nupur Choudhary, Adv.

St of Sikkim

Ms. Aruna Mathur, Adv.

Mr. Yusuf Khan, Adv.

for M/s.Arputham Aruna & Co.Advs.

Ms. Meenakshi Vij,AOR.

Mr. Sudarsh Menon,AOR.

Ms. Anitha Shenoy,AOR.

For Union of India: Mr. Rakesh K. Khanna,ASG.
Ms. Asha G. Nair,Adv.
Ms. Sunita Sharma,Adv.
Ms. Kiran Bhardwaj,Adv.
Mr. A. Deb Kumar,Adv.
Mr. D.S. Mahra,Adv.

Mr. S.P. Singh,Sr.Adv.
Ms. S.K. Bajwa,Adv.
Ms. Kiran Bhardwaj, Adv.
Mr. S.N. Terdal,Adv.

For Deptt.of Customs:Mr. Arijit Prasad,Adv.
Mr. Kush Sharma,Adv.
Mr. B.K. Prasad,AOR.

M/s. J.S. Wad & Co.,Advs.

For Director: Mr. C. Mukund,Adv.
Mr. Ashok Jain,Adv.
Mr. Pankaj Jain,Adv.
Mr. Bijoy Kumar Jain,AOR.

For Odisha PCB: Mr. A.K. Panda,Sr.Adv.
IA23 Mr. Rutwik Panda,AOR.
Mr. Satyabrata Panda,Adv.
Mr. Manoranjan Paikaray,Adv.

Mr. P.S. Sudheer, AOR

Mr. A. Raghunath,AOR.

For Madhya Pradesh: Mr. C.D. Singh, Adv.
Ms. Sakshi Kakkar, Adv.

For CPCB: Mr. Vijay Panjwani,AOR.
Ms. Madhur Panjwani, Adv.

Dr. Manish Singhvi, AAG.Raj.
Mr. Amit Lubhaya, Adv.
Mr. Milind Kumar, Adv.

Mr. A.K. Sharma,AOR.

Mr. Sibho Sankar Mishra, AOR

Mr. K.K. Gupta,AOR.

Mr. Pramod Dayal,AOR.

Mr. M.J. Paul,AOR.

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

Heard Mr. Sanjay Parikh, learned counsel, in support of this application. Mr. S.P. Singh, learned senior counsel, appears for the Environmental Ministry.

With respect to the issue as to whether the 170 containers have been incinerated or not, as mentioned in paragraph 16 of the judgment of this Court in Research Foundation for Science, Technology and Natural Resource Policy Vs. Union of India & Ors., reported in 2012(6)SCALE 253. Mr. Singh wants to take instructions and file an affidavit. The same may be filed within four weeks. It should also be stated in the affidavit if there are any other containers, which are hazardous and which are lying in JNPT in Mumbai.

The matter may be listed after six weeks.

I.A.No.43 of 2007

Mr. C.D. Singh, learned counsel states that a report has already been made in compliance with the earlier directions and according to the report, the water supply for the affected area is being presently done through the pipe lines. Report may be filed after the translation, within two weeks. A copy of the report will be given to Ms. Karuna Nundy, counsel appearing for the applicant within a week. In the event the applicant wants to contradict, they may file their affidavit within four weeks thereafter.

The matters are adjourned by six weeks for the present.

[Sheetal Dhingra]
A.R-cum-P.S.

[Sneh Lata Sharma]
Court Master