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SLP(C)No. 18717 OF 2001
ITEM No.34

Court No. 2

SECTION IX
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

Petition(s) for Special Leave to Appeal (Civil) No.18717/2001
(From the judgement and order dated 31/07/2001 in WP 862/01
of The HIGH COURT OF JUDICATURE AT BOMBAY)

RESIDENT ASSOCN.OF CHINCHOLI BUNDER AREA

Petitioner (s)

VERSUS

MUNICIPAL CORPN.OF GRTR.BOMBAY & ORS.

Respondent (s)

(With prayer for interim relief)

(With Appln(s). for permission to submit additional document(s)
and deletion of annexures)

With

SLP(C)No.18718/2001 (Maharashtra Pollution Control Board & Anr. vs.
Municipal Corporation of Gr. Mumbai & Ors.) (with appln.(s) for
exemption from filing c/c of the impugned judgment and impleading
party and with prayer for interim relief)

Date : 08/02/2002 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. KIRPAL
HON'BLE MR. JUSTICE ARIJIT PASAYAT

For Petitioner (s)

in SLP 18717/01 Mr. F S Nariman, Sr. Adv.
Mr. Percy Gandhi, Mr. Kaiwan Kalyanwalla,
Mr. R N Karanjawala, Ms. Avantika Keswani,
Ms. Pooja Gautam and Mrs. Manik
Karanjawala,Advs.

in SLP 18718/01 Mr. K N Raval, ASG
Mr. R C Verma, Mr. Mukesh Verma and
Ms. Neeta Sinha, Advs.

For Respondent (s)

in both SLPs Mr. Bhim Rao Naik, Sr. Adv.
Mr. S H Ujjainwalla, Mr. Rakesh Sinha and
Mrs.Suchitra Atul Chitale,Advs.

in SLP 18717/01 Mr. Ashok H Desai, Sr. Adv.
Mrs. Nandini Gore,Adv.

in SLP 18717/01 Ms. Indira Jaisingh, Sr. Adv.
Ms. Neeru Vaid,Adv.
Mr. Sanjoy Ghosh, Adv.
(also for applicant in impleadment appln.
in SLP 18718/2001)

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

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A proposal has been given by the petitioners which, according to us, merits favourable consideration by the Municipal Corporation and is based on the Burman Committee Report. Mr. Nariman states that if the proposal is accepted, it is the petitioners who will bear the cost of development and maintenance and the Bombay Municipal Corporation will be relieved of the onerous duty of implementing the scheme. The development and maintenance is on the basis that there will be closure of the existing dumping site.

At the request of Mr. Naik, to consider the scheme, adjourned. List on 8th March, 2002.

Copy of the order be given dasti.

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(D.P. WALIA)
Court Master

(S.L. GOYAL)
Court Master