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ITEM NO.102

COURT NO.1

SECTION PIL(W)

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

RECORD OF PROCEEDINGS

Writ Petition(s)(Civil) No(s). 492/2007

INDIAN COUNCIL OF ENVIRO-LEGAL ACTN.&ANR

Petitioner(s)

VERSUS

UNION OF INDIA & ANR.

Respondent(s)

Date : 08/03/2017 This petition was called on for hearing today.

CORAM :

HON&#39;BLE THE CHIEF JUSTICE

HON&#39;BLE DR. JUSTICE D.Y. CHANDRACHUD

HON&#39;BLE MR. JUSTICE SANJAY KISHAN KAUL

For Petitioner(s) Mr. Sanjay Parikh, Adv.

Ms. Anitha Shenoy, Adv.

Ms. Ninni Susan Thomas, Adv.

Ms. Surbhi Agarwal, Adv.

Ms. Srishti Agnihotri, Adv.

Ms. Dharni Subramaniam, Adv.

For Respondent(s) Mr. Ajit Kr. Sinha, Sr. Adv.

(Ministry of Mr. R.K. Rathore, Adv.

Agriculture) for Mr. M.K. Maroria, AOR

For Ministry of Mr. A.K. Panda, Sr. Adv.

Environment Mr. S.Wasim A Qadri, Adv.

Ms. Asha G. Nair, Adv.

Mr. Deepak Goel, Adv.

for Mr. Raj Bahadur Yadav, AOR

UPON hearing the counsel the Court made the following

O R D E R

At the oral request of Mr. Sanjay Parikh, learned counsel for the petitioner, we direct that the Union of India (through the Ministry of Agriculture), be impleaded as added party respondent no.3. The Registry is directed to effect necessary corrections in the memo of parties. Mr. Ajit Kr. Sinha, learned senior counsel, assisted by Mr. R.K.Rathore, Advocate, accepts notice on behalf of

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the Ministry of Agriculture.

2. The working of the Coastal Aquaculture Authority Act, 2005 (hereinafter referred to as the &#39;2005 Act&#39;), has been in place since the last 12 years. The instant petition has been pending before this Court, for over a decade. There has been no restraint order, ever since this writ petition was entertained.

3. We would like to examine, whether or not, there has been an environmental degradation, as alleged in this petition, during the above period. In this view of the matter, we direct the petitioners to place such material, as the petitioners consider appropriate, on the record of this case, to substantiate his plea of environmental pollution, consequent upon the enforcement of the 2005 Act, within six weeks from today, as prayed for.

4. Post for hearing after six weeks.

5. Liberty to file additional pleadings, in the meantime.

(Renuka Sadana) (Parveen Kumar)

Assistant Registrar

AR-cum-PS