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W.P(C)No. 888 OF 1996

ITEM No.61

Court No. 6

SECTION PIL

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.888/1996

ALMITRA H. PATEL & ANR

Petitioner (s)

VERSUS

U O I & ORS

Respondent (s)

(With appln.(s) for interim relief and intervention and directions)

(With Office Report)

Date : 02/12/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE Y.K. SABHARWAL

HON'BLE MR. JUSTICE D.M. DHARMADHIKARI

For Petitioner (s)Mr. Sanjeev Sen, Adv.

Mr. R.N. Karanjawala, Adv.

Mr. Vivek Sharma, Adv.

Mrs. Manik Karanjawala,Adv.

Mr. Tara Chandra Sharma,Adv.

For Applicant in IA 13:

Mr. Colin Gonsalves, Adv.

Ms. Aparna Bhat, Adv.

Mr. P. Ramesh Kumar, Adv.

For Respondent (s)

ST. of Uttaranchal:Mr. Avatar Singh Rawat, A.A.G.

Mrs. D. Bharati Reddy, Adv.

-Manipur:Mr. KH. Nobin Singh, Adv.

-Maharashtra:Mr. S.S. Shinde, Adv.

Mr. Mukesh K. Giri, Adv.

-Rajasthan:Mr. Ranji Thomas, Adv.

Mrs. Bharati Upadhyaya, Adv.

for Mr. V.N. Raghupathy, Adv.

Mr. H.K. Puri, Adv.

Mr. U. Banerjee, Mr.S.K.Puri, Adv.

-Orissa:Mrs. Kirti Mishra, Adv.

-Tripura:Mr. Anurag Sharma, Adv.

Mr. Navin Prakash, Adv.

Mr. Gopal Singh, Adv.

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-Gujarat & Mizoram:Mrs. H. Wahi, Adv.

Ms. Aruna Gupta, Adv.

-Nagaland:Mr. Upamanyu Hazarika, Adv.
Ms. Madhvi Sharma, Adv.
Ms. Sumita Hazarika, Adv.

-Meghalaya:Mr. Ranjan Mukherjee, Adv.

-UT, Chandigarh:Mr. K.B. Rohatgi, Adv.
Ms. Aparna Rohatgi Jain, Adv.
Mr. Mahesh Kasana, Adv.

-Andhra Pradesh:Mr. T.V. Ratnam, Adv.
Mr. K. Subba Rao, Adv.

-Sikkim:Mr. A. Mariarputham, Adv.
Mrs. Aruna Mathur, Adv.
for M/s. Arputham & Co., Advs.

-Arunachal Pd.:Mr. Anil Shrivastav, Adv.

-Assam:Ms. Krishna Sarma, Adv.
Ms. Asha G. Nair, Adv.
Mr. V.K. Sidharthan, Adv.
for M/s. Corporate Law Group, Advs.

-Haryana:Mr. Satinder S. Gulati, Adv.
Mrs. Kamaldeep Kaur, Adv.
Ms. Kavita Wadia, Adv.

-Ahmedabad Municipal
Corporation:Mr. H.S. Parihar, Adv.
Mr. Kuldeep S. Parihar, Adv.

-BMC:Mr. Pallav Shishodia, Adv.
Mr. D.N. Mishra, Adv.
Mr. Hemant Sharma, Adv.
for M/s. J.B.D. & Co., Advs.

-K.M.C.:Mr. Tapash Ray, Sr.Adv.
Mr. Bijan Ghosh, Adv.

-UTs:Mr. R.K. Rathore, Adv.
Mr. D.S. Mahra, Adv.

-Punjab:Mr. R.K. Rathore, AAG.
for Mr. R.S. Suri, Adv.

-Bihar:Mr. B.B.Singh, Adv.
Mr. Kumar Rajesh Singh, Adv.

-Pondicherry & WBPCB:Mr. R. Mohan, Sr.Adv.
Mr. V.G. Pragasam, Adv.

-Delhi State:Mr. Ashok Bhan, Adv.
Mr. Satbir Pilloria, Adv.
Ms. Shashi Kiran, Adv.
Ms. Anil Katiyar, Adv.

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-Indore Mun.Corpn.:Mr. S.K. Gambhir, Sr.Adv.
Mr. M.P.Jha, Adv.
Mr. Ram Ekbal Roy, Adv.
Mr. Harshvardhan Jha, Adv.
Mr. Anil K. Chopra, Adv.

-BCC:Mr. E.C. Vidya Sagar, Adv.
Mr. S.P. Sharma, Adv.
Mr. B.K. Choudhary, Adv.
Mr.K. Linga Raja, Adv.

-Goa:Ms. A.Subhashini, Adv.

-Shahdol Mun.Com.Mr. R.C. Verma, Adv.
Mr. Mukesh Verma, Adv.
Mr. Manish Shanker, Adv.

-MPPCB & St.of MP:Mr. Satish Agnihotri, Adv.
Mr. Anil K. Pandey, Adv.

For Other Parties:

Mr. M.N. Shroff,Adv.
Mr. R.K. Maheshwari,Adv.
Mr. K.R. Nagaraja,Adv.
Mr. Prem Nath Malhotra,Adv.
Mr. Rakesh Uttamchadra Upadhyay,Adv.
Mr. K.S. Bhati,Adv.
Mr. K.K. Rai,Adv.
Mr. S.C. Patel,Adv.
Mr. Vijay Panjwani,Adv.
Mr. Shiv Sagar Tiwari,Adv.
Mr. Jana Kalyan Das,Adv.
Mr. Pradeep Misra,Adv.
Mr. Anil Shrivastav,Adv.
Mr. Ashok Mathur,Adv.
Mr. M.A.Chinnasamy,Adv.
Mr. K. Ram Kumar,Adv.
Mr. G. Prakash,Adv.
Mrs Urmila Sirur,Adv.
M/s I.M. Nanavati Associates,Adv.
Mr. Ashok K. Srivastava,Adv.
Mr. Shreekant N. Terdal,Adv.
Ms. Indu Malhotra,Adv.
M/s Saharya & Co.,Adv.
Mr. J.S. Attri,Adv.
Mr. P.N. Ramalingam,Adv.
Mr. Bharat Sangal,Adv.
Mr. Mahinder Singh Dahiya,Adv.

UPON hearing counsel the Court made the following

O R D E R

It is pointed out by Mr.Sanjiv Sen, learned counsel for the petitioners, that the State Pollution Control Boards,

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Committees and the Central Pollution Control Board have not complied with the provisions of Rule 8 of the Municipal Solid Wastes (Management and Handling) Rules, 2000. Let an application/affidavit be filed in this regard so that, if necessary, the Pollution Control Boards may be directed to respond. The said application/affidavit be filed within four weeks.

The Union of India is granted liberty to file an affidavit, during the course of the day, in regard to inter-ministerial task force report and plant at Lucknow, after service of the affidavit to the concerned counsel. Parties may respond to the affidavit filed by the UOI within four weeks.

List after eight weeks.

(N. Annapurna)
Court Master

(V.P. Tyagi)
Court Master