

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS  
SUO MOTO WRIT PETITION (CIVIL) NO(s). 284 OF 2012

COURT ON ITS OWN MOTION

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With appln(s) for impleadment and office report)

Date: 17/09/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE B.S. CHAUHAN  
HON'BLE MR. JUSTICE SWATANTER KUMAR

For Petitioner(s)

By Courts Motion

For Respondent(s)

Mr. Rohinton F.Nariman,S.G.  
Mr. Siddhartha Luthra,ASG  
Ms. Ranjana Narayan,Adv.  
Mr. T.A. Khan,Adv.  
Mr. B. Krishna Prasad ,Adv

Mr. M.I. Qadri,A.G., J & K  
Mr. Gaurav Pachnanda,Sr.AAG  
Mr. Sunil Fernandes ,Adv  
Ms. Vernika Tomar,Addv.  
Ms. Astha Sharma,Adv.  
Mr. Shashank K.Lal,Adv.

Mr. Upinder K. Jalali,Sr.Adv.  
Mr. Mishra Saurabh ,Adv

For Applicant  
(Shiv Sewa Samiti)

Mr. M.N. Krishnamani,Sr.Adv.  
Ms. Rani Chhabra,Addv.  
Mr. D.Bharat Kumar,Adv.  
Mr. Anish Kr.Gupta,Adv.  
Mr. Rajeev Kr.Singh,Adv.  
Mr. V. Pattabhiram,Adv.

For Applicant  
(Piramal Healthcare)

Ms. Rekha Palli, Adv.  
Mr. A.V. Palli, Adv.  
Mr. Anupam Raina, Adv.

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

The report of the High Powered Committee has been filed.  
Mr. Rohinton F. Nariman, learned Solicitor General has placed on  
record summary of the report as well.

The copy of the report is available with all the parties. Let comments, if any, be filed by the parties within two weeks from today as prayed by all. We make it clear that no further time would be allowed for this purpose.

We have also impressed upon the learned counsel appearing for the parties to apply their minds in regard to various aspects of this case, with greater emphasis on infrastructure and medical facilities to be provided to the yatris. It is also required to be considered whether upon passing of the principal directions in the present case the environmental and ecological angle should be left to specialized tribunal or the petition should continue in this Court.

Let the comments, if any, be filed within the time granted. The learned counsel appearing for the applicant- M/s. Piramal Healthcare Pvt.Ltd (in I.A.No.4/2012) submits that they are willing to advance money as they have stated in their application. However, how that fund would be utilised is the matter that needs to be considered. We shall consider that aspect after hearing the State and the Shrine Board.

Mr. M.N. Krishnamani, learned senior counsel states that he appears for the Intervenors- Shiv Sewa Samiti(in I.A.No.3/2012) which were petitioners in the writ petition before the Jammu & Kashmir High Court that had been filed some time back. However, that writ petition has been disposed of by the High Court in view of the pendency of the present petition. Let a copy of the report be also furnished to him and intervenors may also file their comments to the report within two weeks.

List the matter on 5th October, 2012 at 2.00 p.m.

(O.P. Sharma)  
Court Master

(M.S. Negi)  
Court Master