

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

I.A. No. 520 in WRIT PETITION (C) No. 13381 of 1984

M.C. MEHTA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(for directions and office report)

I.A.Nos. 519 and 521 (Appln. for impleadment and exem, from filing O.T.)

I.A. Nos. 522-524

(for impleadment and directions/permission and exem. from filing O.T.)

Date: 13/12/2013 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE T.S. THAKUR

HON'BLE MR. JUSTICE VIKRAMAJIT SEN

For Petitioner(s) Mr. P.S.Narasimha, Sr. Adv. (A.C.)

Mr. M.C.Mehta In-person (NP)

For Respondent(s) Mr. D.S.Mahra, Adv.

Mr. S.W.A.Qadri, Adv.

Mr.Zaid Ali, Adv.

Mr. Tamim Qadri, adv.

Mr. M.U.Fauoog, Adv.

Mr. L.R.Singh, Adv.

Mr. Utakrsh Sharma, Adv.

MS. Garima Bajaj, Adv.

Mr. Abhishek Choudhary, Adv.

Mr. A.D.N.Rao, Adv.

Ms. Neelam Jain, Adv.

Ms. Vaishali R., Adv.

MS. Mansha Monga, Adv.

Mr.Sudipto Sircar, Adv.

Mr. A.Venkatesh, Adv.

Mr. S.N.Terdol, Adv.

Mr. Vijay Panjwani, Adv.

MS. Madhur Panjwani, Adv.

Mr. S.Nagarajan, Adv.

Mr. B.K.Prasad, adv.

UPON hearing counsel the Court made the following

O R D E R

I.A. Nos. 519-521

Heard.

For the reasons stated in the application and on the analogy of the order passed by us on 26.08.2013 in I.A. No. 508 in W.P.(C) No.13381 of 1984, we permit the Corporation to remove trees

mentioned in the application subject to the condition that such of the trees as can be relocated shall be relocated at appropriate places in consultation with the Chief of State Social Forestry Department. We further direct that not less than 90 trees shall be planted by the Corporation as a part of compulsory afforestation in consultation with the Forest Department at suitable places to be identified by the latter. We make it clear that the entire costs involved the cutting of the trees in question, their relocation and also in plantation of new trees shall be borne by the applicant-Corporation.

I.A. No. 522-524:

We request the CEC to offer its comments to the prayer made in the application. Mr. A.D.N.Rao, learned counsel for the C.E.C. and Mr. Vijay Panjwani, learned counsel for the Pollution Control Board submit that the petitioner-Corporation must also file a status report as to the steps

taken by it pursuant to our order dated 26.08.2013 in I.A. No. 508 in W.P.(C) No.13384 of 1984 whereby the Corporation was directed to plant as a part of compulsory afforestation a minimum of 270 trees at places to be identified by the Social Forestry Department. They submit that while this Court had directed plantation of new trees, the Corporation has not it appears taken any fruitful steps in that direction. Mr. S.W.A.Qadri, Adv. undertakes to file a status report regarding the action taken pursuant to the said order of this Court.

Post in the week commencing 20.01.2014.

|(Shashi Sareen)
|Court Master

| |(Veena Khara)
| |Court Master

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