

S U P R E M E C O U R T O F I N D I A  
 RECORD OF PROCEEDINGS  
 I.A. NOS. 460, 467 & 468

IN  
 WRIT PETITION (CIVIL) NO(s). 13381 OF 1984

M.C. MEHTA Petitioner(s)

VERSUS

UNION OF INDIA & ORS. Respondent(s)

(FOR DIRECTION ON BEHALF OF STATE OF U.P., EXEMPTION FROM FILING  
 O/T AND PERMISSION TO FILE ADDITIONAL DOCUMENTS)

I.A. NOS. 490-492 IN WRIT PETITION (CIVIL) NO. 13381 OF 1984  
 (FOR IMPLEADMENT, DIRECTION AND EXEMPTION FROM FILING O/T)

WITH  
 S.L.P.(C)...CC NO. 12071 of 2005  
 (With appln (s) for c/delay in filing SLP and office report)  
 AND  
 SLP (C) NO. 18974/2005  
 (With appln(s) for exemption from filing O.T. and with prayer for  
 interim relief)

WITH  
 I.A. NOS.493-494 IN I.A. NOS. 490-492 IN W.P.(C)NO.13381/1984  
 (FOR PERMISSION TO CONSTRUCTION OF YAMUNA EXPRESSWAY PROJECT AND  
 EXEMPTION FROM FILING O.T.)

WITH  
 I.A.NOS. 495 IN I.A. NOS. 490-492 IN W.P.(C)NO.13381/1984  
 (FOR IMPLEADMENT/DIRECTION ON BEHALF OF MR. AJAY KUMAR AGRAWAL,  
 APPLICANT-IN-PERSON)

Date: 27/08/2010 This Petition was called on for hearing today.

CORAM :  
 HON'BLE MR. JUSTICE D.K. JAIN  
 HON'BLE MR. JUSTICE H.L. DATTU

For Petitioner(s)  
 Mr. Krishan Mahajan, Adv (AC)  
 Petitioner-In-Person

I.A. 495 Applicant In Person

SLP CC 12071/05 Ms. Shilpa Chohan, Adv.  
 Ms. Rajesh Singh, Adv.

...2/-

:2:

SLP 18974/05 Mr. Annam D.N. Rao, Adv.  
 rr in I.A.460,467&  
 468 in WP 13381/84

For Respondent(s)

Mr. Manjit Singh, Adv.

Mr. Kamal Mohan Gupta, Adv.

I.A. 460, 467 & 468  
(applicants) Mr. P.N. Mishra, Sr. Adv.  
Mr. T.N. Singh, Adv.  
Mr. Rajeev Dubey, Adv.  
Mr. Kamalendra Misra, Adv.

Mr. Vijay Panjwani, Adv.

Mr. Pradeep Mishra, Adv.  
Mr. Suraj Singh, Adv.

Mr. Mohan Parasaran, ASG  
Mrs. Kiran Bhardwaj, Adv.  
Mr. S.N. Terdal, Adv.  
Mr. Duli Chand, Adv.

Mr. S.W.A. Qadri, Adv.  
Mr. M.P.S. Tomar, Adv.  
Mrs. Anil Katiyar, Adv.  
Mr. D.S. Mahra, Adv.

I.A. 490-492  
(applicants) Mr. Ashok Desai, Sr. Adv.  
& I.A.493-94 Mr. S.B. Upadhyay, Sr. Adv.  
Mr. Pawan Upadhyay, Adv.  
Mr. R.L. Batta, Adv.  
Mr. Puneet Paribat, Adv.  
Mr. Param Mishra, Adv.  
Mr. Neetu Bansal, Adv.  
Ms. Sharmila Upadyaya, Adv.

I.A. 490-92  
(Rr) Mr. Mukul Rohatgi, Sr. Adv.  
Mr. Ravindra Kuamr, Adv.

Mr. D.S. Mahra, Adv.

SLP 18974/2005  
R-1 & 2 Mr. Goodwill Indeevar, Adv.  
Mr. B. Datta, Sr. Adv.  
Mr. Anis Suharwardy, Adv.  
Mr. S. Mehdi Imam, Adv.  
Mr. Mohd. Parvez Dabas, Adv.

...3/-

:3:

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

SLP (C) NO. 18974/2005

List the petition for preliminary hearing  
on 8th November, 2010.

I.A. NOS. 493-494 IN I.A. NOS. 490-492 IN W.P. (C)  
NO. 13381/1984

Mr. Ashok Desai, learned Senior Counsel  
appearing for the applicants, submits that although  
these applications, seeking permission/approval of

this Court for construction of Yamuna Express, through the TTZ area, have been filed, but according to him, as such no permission is required to be obtained. In the light of the stand of learned counsel for the applicants, these applications are dismissed.

I.A. NO. 495 IN I.A. NOS. 490-492 IN W.P. (C) NO.

13381/1984

In view of the order passed in I.A. NOS.

493-494 IN I.A. NOS. 490-492 IN W.P. (C) NO.

13381/1984, no orders are called for in this application. The same stands disposed of accordingly.

...4/-

:4:

I.A. NO. 490-492 IN W.P. (C) NO. 13381 OF 1984

Mr. Ashok Desai, learned Senior Counsel appearing for the applicant submits that although these applications, seeking permission to remove/cut 5025 trees along side the alignment of Yamuna Express falling in TTZ area have been filed, but according to him, no order has been passed by this Court in Writ Petition (C) No. 13381 of 1984, which mandates the applicant to seek such permission.

Mr. Krishan Mahajan, learned amicus curiae prays for some time to examine the stand of the applicant in the light of the earlier orders passed

by this Court and assist us on the issue.

It is

however, agreed that in the meantime all the trees

in question shall be identified and numbered.

As

soon as the exercise is completed, an intimation to

that effect will be given to the learned amicus  
curiae. Thereafter, the learned amicus curiae

along with the members of the Centrally Empowered

Committee shall inspect each of these marked trees

and submit report before the next date. List the

applications on 24th September, 2010.

....5/-

:5:

I.A. NOS. 460, 467 & 468 IN W.P. (C) NO. 13381/1984

List on 24th September, 2010.

(VINOD LAKHINA)  
Court Master

(KUSUM GULATI)  
Court Master