

>B

1

IT EM NO. 3 0 1

COUR T NO.3

S E C T I O N PIL

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. Nos. 4 6 0 , 4 6 7 & 4 6 8 in W.P. (C) NO. 13 3 8 1 OF 19 8 4

M.C. MEHT A

Petit io n e r (s)

VERSUS

UNIO N OF INDI A & ORS.

Respo n d e n t (s)

(Fo r directio n s, exemp t io n fro m filing O.T. and per m i s s i o n to
file addl. docu m e n t s)

WITH

I.A. Nos. 4 4 4 in W.P. (C) NO. 13 3 8 1 OF 19 8 4

M.C. MEHT A

Petit io n e r (s)

VERSUS

UNIO N OF INDI A & ORS.

Respo n d e n t (s)

(Fo r directio n s)

WITH

I.A. No.4 7 4 in I.A. NO. 4 4 4 in W.P. (C) NO. 13 3 8 1 OF 19 8 4

M.C. MEHT A

Petit io n e r (s)

VERSUS

UNIO N OF INDI A & ORS.

Respo n d e n t (s)

(Fo r per m i s s i o n to ame n d and replace I.A. No. 4 4 4)

WITH

I.A. Nos. 4 8 5 in W.P. (C) NO. 13 3 8 1 OF 19 8 4

M.C. MEHT A

Petit io n e r (s)

VERSUS

UNIO N OF INDI A & ORS.

Respo n d e n t (s)

(Fo r directio n s on behalf of Indian Oil Corp n.)

WITH

I.A. Nos. 4 8 7 in W.P. (C) NO. 13 3 8 1 OF 19 8 4

M.C. MEHT A

Petit io n e r (s)

VERSUS

UNIO N OF INDI A & ORS.

Respo n d e n t (s)

2

(Fo r directio n s on behalf of Taj Weste r n Gate Mar ke t Assoc n. in
W.P. (C) No. 13 3 8 1/ 1 9 8 4)

I.A. Nos. 4 7 0 in W.P. (C) NO. 13 3 8 1 OF 19 8 4

M.C. MEHT A

Petit io n e r (s)

VERSUS

UNIO N OF INDI A & ORS.

Respo n d e n t (s)

(Fo r directio n s)

WITH

I.A. Nos. 4 8 6 in I.A. No. 47 0 in W.P. (C) NO. 13 3 8 1 OF 19 8 4

M.C. MEHTA

Petit ion e r (s)

VERSUS

UNIO N OF INDI A & ORS.

Respo n d e n t (s)

(Fo r per mi s s i o n to file rejoinde r affid a v i t to the Monito ri n g Com m i t t e e)

WITH

I.A. Nos. 4 7 8- 48 1 in W.P. (C) NO. 13 3 8 1 OF 19 8 4

M.C. MEHTA

Petit ion e r (s)

VERSUS

UNIO N OF INDI A & ORS.

Respo n d e n t (s)

(Fo r directio n s)

Date: 20/07/2 0 0 9

This mat t e r w a s called on for heari n g today.

COR AM :

HON'BLE MR. J U S T I C E S.B. SINH A

HON'BLE MR. J U S T I C E S.H. K A P A D I A

HON'BLE MR. J U S T I C E D.K. J A I N

For Petitio n e r (s)

Mr. Kris h a n Mahaj a n , A d v . (A.C.)

Mr. M.C. Mehta, Peti tio n e r- in-perso n.

For Respo n d e n t (s) /

St a t e of U.P.

Mr. Dines h Dw i v e d i, Sr. A d v .

Mr. T.N. Singh , A d v .

Mr. Ka m l e n d r a Mishr a, A d v .

Mr. Rajee v Dube y, A d v .

For CPC B

Mr. Vija y Panj w a n i , A d v .

3

Mr. Anil Kr. J h a, A d v .

For Agr a Develop m e n t Mr. S. Wasi m A. Qadri, A d v .

Au t h o r i t y Mr. Rajiv Dube y, A d v .

Mr. Ka m a l e n d r a Mishr a, A d v .

Mr. A.D. N. Rao, A d v .

For U.O.I.

Mr. Gopal Sub r a m a n i u m , SG

Mr. H.K. Pur i, A d v .

Mr. S. K. Pur i, A d v .

Mr. V.M. Chau h a n , A d v .

Mrs. Priy a Pur i, A d v .

Mr. S. Wasi m A. Qadri, A d v .

Mr. S. N. Terd al, A d v .

Mr. D.S. Mahr a, A d v .

Mr. Vi k r a n t Yad a v , A d v .

Mr. Gau r a v Dhing r a, A d v .

Ms. Kir a n Sh a r m a , A d v .

Mr. M.C. Dhing r a, A d v .

Mr. Ravin d r a Sh r i v a s t a v a , Sr. A d v .

Mr. Su d h i r Kul s h r e s h t h a , A d v .

Mr. Ash o k Kr. Sri v a s t a v a , A d v .

Mr. Pr a d e e p Mishr a , A d v .

Mr. Su r y a k a n t , A d v .

U P O N hear in g coun sel the Cour t made the follo w i n g
O R D E R

I.A. N o s. 4 6 0 :

An affi da v i t affi r m e d by Bish w a j i t K u m a r
Sing h, Assi s t a n t Inspect o r Gene r a l of Fore s t s (F.C. Divisio n)
, Minist r y of En v i r o n m e n t and Fore s t s , Gove r n m e n t of India,
has been placed before us. We are dis m a y e d to see the sta te of affai r s
projected therei n in regar d to the cutti n g of trees.

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Mr. D wi v e di, learn ed senio r counsel appea r i n g on behalf of
the Sta t e see k s t w o wee k s ' time to file respo n se to the said affi da v i t.
List afte r four wee k s .

It is sugges t e d by the lear ne d Solicito r Gene r a l that the Sta t e
of U.P. and/or Agr a Develop m e n t Aut h o r i t y shou
ld prepa r e a site plan sho w i n g blan k spaces as also
occupied spaces. The Fore s t Adv i s o r y Com m i t t e e wo uld ma k e a sur v e y and
veri f y the correc t n e s s or othe r w i s e of the site plan at the spot. It is
urged tha t on the basi s of such a map, all necess a r y
steps both
prev e n t i v e and reme di al, ma y be tak e n for imple m e n t a t i o n of the
order of this Cou r t.

The Fore s t Adv i s o r y Com m i t t e e, upon under t a k i n g all the
meas u r e s , shall file a sta t u s repo r t before this Cou r t wi t h i n four
wee k s .

We, how e v e r , till fur t h e r order s, dire
ct the Agr a Aut h o r i t y to see tha t all other
or fur t h e r
cons t r u c t i o n s by the Public Wor k s Depa r t m e n t are stoppe d along
the road.

It is state d at the Bar that pur s u a n t to ou
r order dated
16.3. 2 0 0 9 , Mr. A.D. N. Rao has deposit ed a cheque for Rs.2 0 , 0 0 0/- in
thi s Cour t. We recall the said order and direct the Regis t r y to refu n d
the said amo u n t to Mr. A.D. N. Rao.

I.A. N o. 48 5:

Let a copy of this applica t i o n be supplied to the Cent r a l
E m p o w e r e d Com m i t t e e whic h may file a stat u s repo r t in rega r d to
the sa m e wi t h i n four wee k s .

I.A. N o. 48 7:

Let Mr. Dhing r a ser ve a copy of this applica t io n upon
Mr.

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Kri s h a n Mahaj a n (the learn ed amicu s curiae), Mr. A.D. N. Rao and
also on Ag r a Develop m e n t Aut h o r i t y , w h o may file their respec ti v e
respo n s e wi t h i n t w o wee k s .

I.A. N o s. 4 7 0 :

List thi s I.A. afte r four wee k s .

(A. S. BISH T)
BHAR D W A J)
COUR T MAS T E R

(PU S H A P LA T A
COUR T MAS T E R