

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

IA 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)

(With appln(s) for directions on behalf of State of U.P. and exem. from filing
O.T. and permission to file Addl. Documents)

WITH

IA Nos.470-471 - for directions

IA No.474 in IA No.444 -for directions on behalf of Indian Oil Corpn. Ltd.)

IA No.475, 477, 478, 479, 480 and 481 - for directions

Date: 15/09/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE S.H. KAPADIA

HON'BLE MR. JUSTICE D.K. JAIN

For Petitioner(s)

Petitioner-In-Person,Adv.

Mr. Krishan Mahajan,Adv.(A.C.)

for applicant: Mr. Ranjit Kumar,Sr.Adv.
Mr. Rajiv K.Garg,Adv.
Mr. N.K.Mani Tripathi,Adv.
Mr. Goodwill Indeevar,Adv.

For Respondent(s) Mr. Dinesh Dwivedi,Sr.Adv.
Mr. SWA Qadri,Adv.
Mr. Rajeev Dubey,Adv.
Mr. Kamlendra Mishra,Adv.

Mr. Anil Kr. Jha,Adv.

for CPCB Mr. Vijay Panjwani,Adv.

Mr. Annam D.N. Rao,Adv.

Mr. Pradeep Mishra,Adv.

Mr. Ashok Kr. Srivastava,Adv.

-2-

Mr. T.S.Doabia,Sr,Adv.

Mr. SWA Qadri,Adv.

Mr. D.S.Mehra,Adv.

UPON hearing counsel the Court made the following
ORDER

In IA No. 460,467&468

Mr. Dinesh Dwivedi, learned senior counsel
appearing on behalf of the State of Uttar Pradesh, has filed a
certificate granted by the State Level Environment Impact
Assessment Authority, U.P. dated 11.9.2008; in terms
whereof, permission has been granted to cut 2382 trees for

strengthening and widening road to 6 lane from Kheria Airport via Idgah Crossing, Pratappura, Mall Road, Shastri Crossing and Trident Trifurcation to 10th km of Fatehabad road via JP Hotel, Eastern Gate of Taj Mahal. The State shall affirm an affidavit annexing a copy of the said certificate wherewith a copy of the application filed by the State of U.P. as also the Project Report shall also be enclosed. Such an affidavit may be filed within two weeks. Any response thereto, by the learned amicus curiae or by the petitioner, may be filed within one week thereafter.

IA No.470-471

An Inspection Report to assess illegal construction for Zone II and VI of Agra Master Plan 2021 has been filed and placed before us. As number of illegal constructions by a large number of persons have been pointed out wherefor sanctions have allegedly been granted by the Agra Development Authority, we direct their response thereto be filed within two weeks. Rejoinder thereto, if any, may be filed within one week thereafter.

-3-

IA No.478,479,480 and 481

Issue notice.

Mr. Kamlendra Mishra, learned counsel accepts notice.

Counter affidavit to be filed within two weeks. Rejoinder, if any, may be filed within one week thereafter.

IA No. 477

Mr. Ranjit Kumar, learned senior counsel seeks permission to withdraw the application stating that an appropriate application at an appropriate stage, if any occasion arises therefrom, will be filed before the appropriate court. Permission granted.

Accordingly IA No.477 is dismissed as withdrawn.

IA No. 475

Mr. Vijay Panjwani, learned counsel appearing for the Central Pollution Control Board states that an affidavit shall be filed stating as to whether Hathras, Etah and some other districts are situated within Taj Trapezium Zone within two weeks. Rejoinder, if any, may be filed within one week thereafter.

IA No.474

Mr. Krishan Mahajan, the learned amicus curiae, states that response to the I.A. will be filed within two weeks. Rejoinder, if any, may be filed within one week thereafter.

-4-

The parties are directed to serve copies of Reports, applications etc. also on Mr. A.D.N.Rao, learned counsel appearing on behalf of the ASI.

List all the above IAs after three weeks at 1.30 p.m. in court.

[SUMAN WADHWA]
BHARDWAJ]
COURT MASTER

[PUSHAP LATA
COURT MASTER