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W.P(C)No. 13381 OF 1984
ITEM No.1

Court No. 4

SECTION PIL
A/N MATTER

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Writ Petition(Civil) No.13381/1984

M.C. MEHTA

Petitioner (s)

VERSUS

UNION OF INDIA & ORS.

Respondent (s)

(AGRA HERITAGE MATTER)

WITH

I.A. NO. 376 IN W.P.(C) NO. 13381 OF 1984
(FOR DIRECTIONS)

Date : 09/04/2003 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.B. SHAH
HON'BLE MR. JUSTICE ARUN KUMAR

For Petitioner (s) In Person (N.P.)

For Respondent (s) Mr. Krishan Mahajan, Adv.(A.C.)

Mr. Pradeep Mishra, Adv.

For C.P.C.B. Mr. Vijay Panjwani, Adv.

For State of U.P.,
U.P. Jal Nigam Mr. Ajay Kumar Aggarwal, Adv.
Ms. Alka Aggarwal, Adv.

FOR U.O.I. Mr. A.D.N. Rao, Adv.

Mr. Hemant Sharma, Adv.
Mr. P. Parmeswaran, Adv.
Ms. Anil Katiyar, Adv.
Ms. Sushma Suri, Adv.
Mr. B.V. Balaram Das, Adv.

Ms. Suchitra A. Chitale, Adv.(NP)

Mr. Ashok K. Srivastava, Adv. (NP)

M/s Manoj Swarup & Co., Advs.(NP)

Mr. Arvind Kumar, Adv.
Ms. Poonam Prasad, Adv.
Ms. Jaya Sinha, Adv.
Ms. Laxmi Arvind, Adv.

Mr. Goodwill Indeevar, Adv. (NP)

For Agra Nagar Nigam Dr. Sumant Bhardwaj, Adv.
Mr. Sarad Singhanian, Adv.
Ms. Mridula Ray Bhardwaj, Adv.

For N.P.C.C. Mr. Raju Ramachandran, A.S.G.
Mr. Shiraz C. Patodia, Adv.
Mr. Neeraj Sharma, Adv.

Mr. Sagri Dhanda, Adv.

Mr. Sudhir Kulshrestha, Adv.(NP)

Mr. Manoj Swarup, Adv. (NP)

Mr. P.K. Manohar, Adv. (NP)

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

AGRA HERITAGE MATTER

At the request of the learned counsel for Union of India, for studying the detailed Project Report and filing necessary affidavit the matter is adjourned for three weeks.

I.A. NO. 376

List on 17th April, 2003.

Kalyani. (JANKI BHATIA)
COURT MASTER

ITEM No.3

Court No. 3

SECTION PIL
A/N MATTER

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

Writ Petition(Civil) No.13381/1984

M.C. MEHTA

Petitioner (s)

VERSUS

UNION OF INDIA & ORS.

Respondent (s)

(NON CONVENTIONAL ENERGY AND AGRA HERITAGE MATTER)
WITH

IA NOS. 118-119 in WP © 13381/1984

(FOR DIRECTIONS AND IMPEADMENT ON BEHALF OF ALL INDIA JAMIAT-UL-QURESH, AGRA (U.P.))

IA NOS. 129-131, 331 & 336 IN WP(C) 13381/1984

(FOR DIRECTIONS AND EXEMPTION FROM FILING OT AND IMPEADMENT ON BEHALF OF HIND AGRAO INDUSTRIES LTD.)

IA NO. 125 IN WP © NO. 13381/1984

(FOR DIRECTIONS)(BAH INT UTPADHAK SANGH)

IA NOS. 132-133 IN WP(C) 13381/1984

(FOR DIRECTIONS AND IMPEADMENT ON BEHALF OF MANOJ TARKAN)

IA NO. 364 IN WP © 13381/1984

(FOR DIRECTIONS ON BEHALF OF M/S GEHLOT BRICK FIELD)

IA NO. 345 IN WP (C) 13381/1984

(FOR DIRECTIONS)

IA NO. 353 & 354 IN IA 345 IN WP (C) NO.13381/1984

(FOR IMPEADMENT ON BEHALF OF HARISHANKER AND ANR.)

IA NOS.; 355 & 356 IN WP © 13381/1984

(FOR IMPEADMENT/STAY ON BEHALF OF SREEDHAR DAS CHELA AND MADAN CHAND DEVNATH)

I.A. NO. 365 IN WP (C) NO. 13381/1984

(FOR IMPEADMENT AND DIRECTIONS ON BEHALF OF GOPI NATH JOSHI)

IA. NO.376 IN WP © 13381/1984

(FOR DIRECTIONS)

IA NOS. 360 AND 361 IN WP © 13381/1984

(FOR DIRECTIONS AND EXEMPTION FROM FILING OT ON BEHALF OF M/S KUMAR AND BROS.)

IA NOS. 366-369 IN WP @ 13381/1984

(FOR IMPLEADMENT, direction AND EXEMPTION FROM FILING OT ON BEHALF OF BAJRANG BRICK FIELD & OR S.)

Date : 08/04/2003 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.B. SHAH
HON'BLE MR. JUSTICE ARUN KUMAR

For Petitioner (s) In Person

For Applicant (s)
in Ias 118-119 Mr. Anis Suhrawardy, Adv.

In Ias 129-131,
331 & 336 Mr. P.K. Manohar, Adv.

In IA 125 Mr. Naresh Kaushik, Adv.
Ms. Shilpa Chohan, Adv.
Ms. Laitha Kaushik, Adv.

In IA 132-133 Ms. Rachna Srivastava, Adv.

IN 364 Mr. Sudhir Kulshreshtha, Adv.

IN 345 Mr. M.C. Mehta, Adv.

IN IA 353 & 354 Mr. A. Sharan, Sr. Adv.
Mr. Zaki Ahmed Khan, Adv,
Mr. Javed A. Warsi, Adv.
Mr. Irshad Ahmed, Adv.

IN IA 355 & 356 Mr. Arvind Kumar, Adv.
Ms. Poonam Prasad, Adv.
Ms. Jaya Sinha, Adv.
Ms. Laxmi Arvind, Adv.

IN IA 365 Ms. Nanita Sharma, Adv.

IN IA 376 Mr. Krishan Mahajan, Adv.

IN IA 360 & 361 Mr. Sudhir Kulshreshtha, Adv.

IN Ias 366-369 Pt. Parmanand Katara, Adv.
Dr. Kailash Chand, Adv.

For Respondent (s) Mr. Krishan Mahajan, Adv.

Mr. Pradeep Mishra, Adv.

For C.P.C.B. Mr. Vijay Panjwani, Adv.

For State of U.P.,
U.P. Jal Nigam & Agra Mr. Ajay Kumar Aggarwal, Adv.
Nagar Nigam Ms. Alka Aggarwal, Adv.

For U.O.I. Mr. P.P. Malhotra, Sr. Adv.
Mr. A.D.N. Rao, Adv.
Mr. Hemant Sharma, Adv.
Mr. P. Parmeswaran, Adv.
Mr. B.V. Balaram Das, Adv.

For R.P.C.C.B. Mr. Rajendra Singhvi, Adv.
Mr. Ashok Kumar Singh, Adv.

For M/o Surface Tpt. Ms. Niranjana Singh, Adv.

Mr. S. Wasim A. Qadri, Adv.
Ms. Anil Katiyar, Adv.

Ms. Sushma Suri, Adv.

Mr. Goodwill Indeevar, Adv.

Dr. Sumant Bhardwaj, Adv.
Mr. Sarad Singhania, Adv.
Ms. Mridula Ray Bahrdwaj, Adv.

Ms. Suchitra A. Chitale, Adv.

Mr. P.K. Manohar, Adv.

Mr. K.K. Venugopal, Sr. Adv.
Mr. M.A.khan, Adv.
Ms. Archana Jain, Adv.
Mr. Pravir Kumar Jain, Adv.

Ms. Sandhya Goswami, Adv.

Mr. Ashok K. Srivastava, Adv.

UPON hearing counsel the Court made the following

O R D E R

NON-CONVENTIONAL ENERGY MATTER

Learned counsel appearing on behalf of the Central Pollution Control Board submitted that C. P.C.B. has proposed to install SODAR (Sound Detection and Ranging System) at Central Laboratory besides purchase of Fine Particulate Matter Sampler (necessary for Characterization of RS PM and FPM) for which proposal has been submitted to the Mission Management Board (M.M.B.). It is pointed out that a sum of Rs. 71.13 lakhs is received but considering this additional item further Rs. 10.00 lakhs is required to be spent and for this purpose appropriate direction is sought.

Learned counsel appearing on behalf of the Union of India submits that as far as possible the Union of India would grant the said amount within a period of 15 days from today unless there is some valid objection.

Learned counsel for the C.P.C.B. further submitted that at present there is a direction to Ambience Air Quality Monitoring Station to monitor the same for 365 days at Taj Mahal and other areas. It is his submission that monitoring activity be restricted for 208 days (in which all week days and weekends shall be covered so as to have proper maintenance of equipment as well as timely servicing, callibration etc.) at 3 locations viz. Itimad-ud Llah, Rambag and Nunhai. This prayer is also granted.

AGRA HERITAGE MATTER

List on 9th April, 2003 at 2.00 P.M.

I.A. Nos. 366-369

Learned counsel for the applicant seeks and is granted two weeks' time to file the reply. In the meantime, it would be open to the applicants to comply with the report of the Joint Inspection Committee.

I.A. Nos. 360-361

List next week.

I.A. No. 345

List on 17th April, 2003. Additional documents filed by the applicant be taken on record.

I.A. No. 376

List on 9th April, 2003 at 2.00 P.M.

Rest of the I.As.

Stand over for three weeks.

KALYANI (JANKI BHATIA)

COURT MASTER