

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

Petition(s) for Special Leave to Appeal (Civil) No(s).28116-28123/2010

(From the judgement and order dated 28/09/2010 in WP No.15501/1996,WP No.15502/1996,WP No.5769/1997,WP No.16861/1998,WMP No.8044/1999,WMP No.8045/1999,WMP No.8046/1999,WP No.15503/2006 of The HIGH COURT OF MADRAS)

STERLITE INDUSTRIES (I) LTD. ETC. ETC. Petitioner(s)

VERSUS

UNION OF INDIA AND ORS. ETC. ETC. Respondent(s)

(With appln(s) for modification of Court's Order and prayer for interim relief and office report)

I.A. Nos. 33-40 (Applns. for intervention)

Date: 27/08/2012 These Petitions were called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR
HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s)
Mr. C.A. Sundaram, Sr.Adv.
Mr. S. Raghunathan, Adv.
Ms. Rohini Musa, Adv.
Mr. E.C. Agrawala, Adv.
Mr. Mahesh Agarwal, Adv.
Mr. Rishi Agarwala, Adv.
Ms. Radhika Gautam, Adv.

For Respondent(s)
Respondent-In-Person

Mr. Vijay Panjwani, Adv.

Mr. Shivaji M. Jadhav, Adv.

Mr. M.A. Chinnasamy, Adv.
Mr. S. Muthu Krishnan, Adv.
Mr. K. Krishna Kumar, Adv.

Mr. Subramonium Prasad, Adv.

Mr. Abhay Kumar, Adv.

Mr. S. Beno Bencigar, Adv.
Mr. P.Soma Sundaram, Adv.

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T.N.Pollution Mr. Guru Krishna Kumar, AAG
Contro. Board Mr. M. Yogesh Kanna, Adv.

For the intervenor Mr. Raj Panjwani, Sr.Adv.
Mr. Rahul Chowdhry, Adv.
Ms. Rashmi Nandakumar, Adv.
Ms. Anitha Shenoy, Adv.

For UOI Mr. P.P. Malhotra, ASG
Ms. Vimla Sinha, Adv.
Mr. Yasir Rauf, Adv.
Mr. B.K. Prasad, Adv.

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

Mr. C.A. Sundaram, learned senior counsel states that pursuant to the Order passed by this Court on 9th May, 2012, the petitioner is taking effective steps to ensure strict compliance of the various conditions attached to the consent given by the Tamil Nadu Pollution Control Board. He further submits that the entire procedure for compliance with the conditions for consent will be completed by 31st August, 2012.

Learned counsel appearing for the Tamil Nadu Pollution Control Board submits that, in fact, the Board was ready with an affidavit to be filed in Court today. However, in case the petitioner is able to achieve satisfactorily the required standards in the conditions imposed by the Tamil Nadu Pollution Control Board by 31st August, 2012, the Board shall submit a detailed status report thereafter.

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Learned counsel appearing for the Central Pollution Control Board, in our opinion, has rightly made a submission that the Central Pollution Control Board shall also participate in the inspection to be carried out jointly by the Tamil Nadu Pollution Control Board and Central Pollution Control Board.

Let the inspection be completed by 14th September, 2012. The joint report be submitted to the Court in a sealed cover. The Tamil Nadu Pollution Control Board is permitted to file any additional affidavit if deemed necessary by the said Board. However, advance copy of the same shall be given to the petitioner, learned counsel for the Central Pollution Control Board as well as to the other respondents.

List the matter on 1st October, 2012.

(Sukhbir Paul Kaur)

Court Master

(Indu Bala Kapur)

Court Master