

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. 5769/1997 & WMP No. 8044/1999 & WMP No. 8045/1999 & WMP No. 8046/1999 & WP No. 15501/1996 & WP No. 15502/1996 & WP No. 15503/2006 & WP No. 16861/1998 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 prayer for interim relief and office report)

Date: 24/01/2011 These Petitions were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE MR. JUSTICE A.K. PATNAIK

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

For Respondent(s) Mr. Gopal Subramaniam, SG
Ms. Vimla Sinha, Adv.
Ms. Padma Laxmi Nigam, Adv.
Mr. Balaji, Adv.
Mr. S.N. Terdal, Adv.

Mr. V. Gopalsamy @ Vaiko, Respondent-In-Person

Mr. Shivaji M. Jadhav, Adv.

Mr. M.A.Chinnasamy, Adv.

Mr. Altaf Ahmed, Sr. Adv.
Mr. T. Harish Kumar, Adv.
Mr. P. Prasanth, Adv.
Mr. V. Vasudevan, Adv.

Mr. Vijay Panjwani, Adv.
Mr. D.K. Thakur, Adv.

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

....2.

The Central Pollution Control Board files a counter affidavit in Court broadly suggesting that the pollution control measures are in place, but making certain recommendations.

Learned counsel for the Tamil Nadu Pollution Control Board, however, submits that there are serious lacuna in regard to pollution control measures taken by the petitioner, in particular, in regard to (a) providing storage for raw material; (b) providing satisfactory solid waste disposal procedures; (c) preventing fugitive gaseous emissions; and (d) carrying out green belting

(hardly 25% of which has been carried out).

Mr. C.A. Sundaram, learned senior counsel appearing for the petitioner disputes the same. However, as the Tamil Nadu Pollution Control Board has come out with specific omissions, the petitioner is directed to file an affidavit in regard to these four aspects. The Central Pollution Control Board is also directed to file an additional affidavit dealing with these four aspects.

Mr. Gopal Subramaniam, learned Solicitor General appearing for the Ministry of Environment & Forests seeks three weeks' time to file counter.

All parties are permitted to file their comments/affidavits within three weeks.

List on 25.2.2011. Interim stay to continue till the next date of hearing.
(Ravi P. Verma) (M.S. Negi)
Court Master Court Master