

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).7971/2008

(From the judgement and order dated 21/02/2008 in WP No. 4457/2007 of The HIGH COURT OF M.P AT JABALPUR)

STATE OF MADHYA PRADESH

Petitioner(s)

VERSUS

NARMADA BACHAO ANDOLAN & ANR.

Respondent(s)

(With appln(s) for permission to file lengthy list of dates and prayer for interim relief and office report)

WITH (P.H.)

SLP(C) NO. 8193 of 2008

(With appln(s) for permission to file lengthy list of dates and prayer for interim relief and office report)

SLP(C) NO. 21386-21387 of 2008

(With appln(s) for permission to file lengthy list of dates and exemption from filing O.T. and prayer for interim relief and office report)

Date: 13/10/2008 These Petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE DR. JUSTICE MUKUNDAKAM SHARMA

For Petitioner(s) Mr. Harish N. Salve, Sr. Adv.
M/s. C.D. Singh, Sunny Chowdhary,
Varagya Vardhan Dubey, Aditya Singh
Upasana Nath, Advs.
Mr. Ravi Shankar Prasad, Sr. Adv.
Ms. Suparna Srivastava, Adv.
Mr. Ram Swarup Sharma, Adv.

For Respondent(s) Dr. Rajiv Dhawan, Sr. Adv.
SLP(C)7971 & 21386- M/s. Nikhil Nayyar, T.V.S. Raghavendra Sreyas,
21389/08 Ambuj Agrawal, Advs.

SLP(C)8193/08 Mr. Sanjay Parikh, Adv.
M/s. Nikhil Nayyar, T.V.S. Raghavendra Sreyas,
Ambuj Agrawal, Advs.

UPON hearing counsel the Court made the following
ORDER

SLP(C) NOS. 21386-21387 of 2008

Heard both sides.

The petitioner challenges two interim orders dated 14.7.2008 and 21.7.2008 passed by the Madhya Pradesh High Court in W.P. No.4457/2007.

The dispute is regarding the constitution of G.R.As and the number of benches of GRA. The High Court, by the impugned order, has opined that the members nominated by the State Government are not suitable to be appointed as they had at some point of time associated with NVDA Project.

Learned counsel appearing for the State of M.P. submitted that the State will constitute five benches of GRA, each consisting of two members, that is a retired District Judge and a retired IAS officer/retired officer of State Civil Service. In so far as administrative member, we make it clear that such officer shall not have worked in NVDA in the preceding five years (that is after October, 2003). In so far as judicial member, the State Government may appoint retired district judges or additional district Judges in consultation with the Chief Justice of that High Court. The said five benches of GRA shall be constituted within a period of one month.

Both sides have also referred to the dispute in regard to the adult sons of oustees claiming land. The matter is pending

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consideration in SLP(C) No.7971/2008. Therefore, though the adult sons of oustees would be at liberty to file applications before GRA, such applications may not be considered or disposed of by the GRAs, until the issue is decided by this Court. Orders of the High Court are modified to the above extent.

S.L.P.(C) Nos. 21386-21387/2008 are disposed of accordingly.

SLP(C) Nos.7971/2008 & 8193/2008

List in the second week of November, 2008.

(R.K.DHAWAN)
COURT MASTER

(VEERA VERMA)
COURT MASTER