

ITEM NO.301

COURT NO.3

SECTION PIL-W

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(s)(Civil) No(s). 4677/1985

M.C.MEHTA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(IN RE: SEALING ISSUE(1) IA NOS. 196366 AND 196369/2019 (APPLNS. FOR INTERVENTION AND DIRECTIONS ON BEHALF OF GYANENDER SHARMA)(2) REPORT NO. 149, 163 AND 165 SUBMITTED BY MONITORING COMMITTEE (3) I.A. NOS. 61593, 61594 AND 83189/2019 (APPLNS. FOR DIRECTIONS AND EXEMPTION FROM FILING O.T. ON B/O KKH EXIM PVT. LTD. AND ANR.)(4) REPORT NO.157 SUBMITTED BY MONITORING COMMITTEE(5) IA NOS. 140093 AND 140094/2019 (APPLNS. FOR IMPLEADMENT AND DIRECTIONS ON B/O MASOODPUR DAIRY RESIDENTS WELFARE ASSOCIATION)(6) REPORT NO. 156 SUBMITTED BY MONITORING COMMITTEE)

Date : 06-03-2020 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ARUN MISHRA
HON'BLE MR. JUSTICE DEEPAK GUPTA

Counsel for the
parties

MR. RANJIT KUMAR, SR. ADVOCATE (A.C.)

MS. ANITHA SHENOY, SR. ADVOCATE (A.C.)

MR. A.D.N. RAO, ADVOCATE (A.C.)
Ms. Sanjana Thomas Grace, Adv.

Mr. Tushar Mehta, Solicitor General
Mr. A. N. S. Nadkarni, ASG
Mr. D. L. Chidananda, Adv.
Ms. Suhasini Sen, Adv.
Mr. Rajesh K. Singh, Adv.
Mr. Rajat Nair, Adv.
Mr. S. S. Rebello, Adv.
Mr. Rahul Jajoo, Adv.
Ms. Shraddha Deshmukh, Adv.
Mr. G. S. Makker, Adv.
Mr. Raj Bahadur, Adv.
Mrs. Anil Katiyar, Adv.

Mr. Maninder Singh, Sr. Adv.
Mr. Manik Dogra, Adv.
Mr. Nikhil Singhvi, Adv.
Ms. Supriya Juneja, Adv.

Mr. Obhirup Ghosh, Adv.

Ms. Soumya Priyadarshinee, Adv.
Mr. Abhishek Singh, Adv.

Mr. G. Prakash, Adv.
Mr. Jishnu M. L., Adv.
Mrs. Priyanka Prakash, Adv.
Mrs. Beena Prakash, Adv.

Mr. Sanjiv Sen, Sr. Adv.
Mr. Praveen Swarup, Adv.
Mr. Madan Mohan, Adv.
Mr. Rahul Tomar, Adv.
Mr. Chandra Pratap Singh, Adv.
Mr. Vikas Kumar, Adv.

Mr. Sayan Ray, Adv.
Mr. Soumo Palit, Adv.

Mr. Rohan Thawani, Adv.
Ms. Gunjan Ahuja, Adv.
Mr. Iqram Govind Singh, Adv.

PETITIONER-IN-PERSON

MR. B.V. BALRAM DAS, Adv.

MR. PRAVEEN SWARUP, Adv.

MS. GARIMA PRASHAD, Adv.
Mr. G. S. Oberoi, Adv.

MS. ANIL KATIYAR, Adv.

MR. D.N. GOBURDHUN, Adv.
Mr. Alok Gupta, Adv.
Mr. D. K. Singh, Adv.

Ms. Roohina Dua, Adv.
Mr. Cheitanya Madan, Adv.
Mr. NAVEEN KUMAR, ADVOCATE

MR. EJAZ MAQBOOL, ADVOCATE

MS. PRERNA MEHTA, Adv.

MS. AKRITI CHAUBEY, ADVOCATE

MR. ABHISHEK SINGH, ADVOCATE

MR. HARDEEP SINGH ANAND, ADVOCATE

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

(1) IA NOS. 196366 AND 196369/2019 (APPLNS. FOR INTERVENTION AND DIRECTIONS ON BEHALF OF GYANENDER SHARMA)

These applications shall be considered after the decision of the Master Plan matters.

(2) REPORT NO. 149, 163 AND 165 SUBMITTED BY MONITORING COMMITTEE

Let reply to Report Nos. 149, 163 and 165 be filed within three weeks.

List immediately after three weeks.

(3) I.A. NOS. 61593, 61594 AND 83189/2019 (APPLNS. FOR DIRECTIONS AND EXEMPTION FROM FILING O.T. ON B/O KKH EXIM PVT. LTD. AND ANR.)

Let reply to the applications be filed within three weeks.

List immediately after three weeks.

(4) REPORT NO.157 SUBMITTED BY MONITORING COMMITTEE AND IA NOS. 140093 AND 140094/2019 (APPLNS. FOR IMPLEADMENT AND DIRECTIONS ON B/O MASOODPUR DAIRY RESIDENTS WELFARE ASSOCIATION)

Perused the reply affidavit filed by DDA on 24.02.2020. Para 8 of the affidavit is reproduced as under :-

"That as per the available records, the allotment was made to eligible beneficiaries in the Masoodpur Dairy on license fee basis by DDA, Slum and JJ Department. The said slum and JJA Department was transferred to

erstwhile MCD in early 1990's and thereafter was further transferred to GNCTD (Slum and JJ Department) and was renamed as Delhi Urban Shelter Improvement Board (DUSIB)."

In the affidavit dated 22.11.2019, Govt. of NCT of Delhi has stated that even today, the landowner/Agency is DDA and not Delhi Government.

Let the position be clarified by the DDA as well as by the Government of NCT of Delhi that there should not be conflicting affidavits on behalf of the aforesaid. Let both file the correct affidavit with respect to the aforesaid aspect within three weeks from today.

List after three weeks.

REPORT NO. 156 SUBMITTED BY MONITORING COMMITTEE

Let reply to Report No. 156 be filed within three weeks.

List immediately after three weeks.

I.A.Nos. 193310/2019 and 34828/2020

List after three weeks.

Let position about the dues be stated on the next date of hearing.

(JAYANT KUMAR ARORA)
COURT MASTER

(JAGDISH CHANDER)
BRANCH OFFICER