

ITEM NO.22

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
RECORD OF PROCEEDINGS

WRIT PETITION (CIVIL) NO.4677/1985

M.C.MEHTA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

[TO BE TAKEN UP AS FIRST ITEM ON THE BOARD.] -----
1)REPORT NOS. 192 AND 197 OF THE MONITORING COMMITTEE AND
2) IA NOS. 140093 AND 140094/2019 (APPLNS. FOR IMPLEADMENT
AND DIRECTIONS ON B/O MASOODPUR DAIRY RESIDENTS WELFARE
ASSOCIATION) 3) I.A. NOS. 13205, 13123 AND 26366/2025
(APPLNS. FOR INTERVENTION AND DIRECTIONS ON BEHALF OF
NARELA POWER GRID TRANSMISSION LTD.) IN W.P. (C) NO.
4677/1985 "ONLY" ARE LISTED NAMES OF FOLLOWING ADVOCATES
MAY BE TREATED TO HAVE BEEN SHOWN IN THE LIST : MR. S GURU
KRISHNA KUMAR, SR. ADVOCATE (A.C.) MS. ANITHA SHENOY, SR.
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CHIRAG M. SHROFF, MS. MALVIKA KAPILA MS. PRIYA
PURI,ADVOCATES MR. CHANCHAL K. GANGULI, MR. AJAY VIKRAM
SINGH, MR. KAUSHAL YADAV, MR. MAYANK AGGARWAL, ADVOCATES

Date : 21-05-2025 This petition was called on for hearing
today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA
HON'BLE MR. JUSTICE UJJAL BHUYAN

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

I.A. No.140093 and 140094 of 2019

1. Learned senior counsel appearing for the applicant submits that the claim of the applicant is based only on the Resolution dated 27th September, 2024 passed by the Legislative Assembly of National Capital Territory of Delhi. The Resolution recommends change of land use. It

recommends that land use of these dairy areas should be a mixed land use.

2. We direct the Government of Delhi to file an affidavit dealing with the Resolution dated 27th September, 2024. The Delhi Government will state whether any steps have been taken to implement the said Resolution. The Delhi Government must also state on oath whether there is any existing frame work of law within which the Resolution can be implemented.

3. We direct the Delhi Government to file an affidavit on these aspects within a period of two months from today, which shall be considered on 28th July, 2025 when these applications are fixed.

4. It will be open for the Delhi Development Authority (DDA) also to respond on this subject.

5. We direct the DDA to file an affidavit to bring on record the status of the present land use.

I.A. Nos.13205, 13123 and 26366 of 2025

6. Central Empowered Committee (CEC) has reported that compliance will be the conditions imposed by it under the earlier report. Therefore, in view of the observations made by the CEC, we permit the applicant to fell 35 trees and translocate/lopping 7 trees as per Report No.10 of 2025.

7. As regards to I.A. No.26366 of 2025, we permit the felling of 51 trees and translocation/lopping of 13 trees as mentioned in Report No.11 of 2025.

8. Applications are disposed of.

9. We make it clear that this permission is granted subject to compliance with conditions imposed in Report Nos. 10, 11 and 25.

10. Attention of the Court is invited to order dated 30th September, 2022. We direct the Delhi Government, DDA, Land and Development Office and Delhi Cantonment Board to file an affidavit reporting compliance with the said order. While reporting compliance, the authorities will state whether a standard operating procedure has been framed as suggested by the note submitted by learned Amicus Curiae. A copy of this note be forwarded to the aforesaid agencies. We direct the aforesaid entities to file compliance affidavits within a period of two months from today.

11. We record our appreciation for the services rendered by the learned Amicus Curiae and learned counsel representing various authorities before this Court.

(KAVITA PAHUJA)
ASTT. REGISTRAR-cum-PS

(AVGV RAMU)
COURT MASTER (NSH)