

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

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 NO. 158060/2018 (APPLNS. FOR DIRECTIONS ON B/O BIRD TRAVELS (P) LTD. AND ANR. ALONGWITH REPORT NOS. 137, 138, 146 AND 150 SUBMITTED BY MONITORING COMMITTEE)

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IA NO. 144910 OF 2019 (APPLN. FOR DIRECTIONS ON B/O GNCT OF DELHI IN IA NO. 158060/2018)

(2) REPORT NO. 149 SUBMITTED BY MONITORING COMMITTEE

(3) IA NOS. 47608 AND 75782/2019 (APPLNS. FOR DIRECTIONS AND PERMISSION TO FILE ADDITIONAL DOCUMENTS ON B/O M/S RAMAYA)

(4) IA NOS. 35420 AND 35421/2019 (APPLNS. FOR IMPLEADMENT AND DIRECTIONS ON B/O JAWAHAR NANDRAJOG)

Date : 23-09-2019 This matter was called on for hearing today.

CORAM :

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

Counsel for parties

Mr. Ranjit Kumar, Sr. Advocate (A.C.)
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Mr. Rajat Nair, Adv.
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Mr. S.S. Rebello, Adv.
Mr. Raj Bahadur, Adv.

Ms. Anil Katiyar, Advocate
Ms. Archana Pathad Dave, Adv.
Mr. G.S. Makker, Adv.
Mr. A.K. Kaul, Adv.

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Mr. Sanjiv Sen, Sr. Adv.
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Mrs. Veena bansal, Adv.
Mr. Gaurav Yadava, Adv.
Mr. Sayan Ray, Adv.
Mr. Harsha Peechara, Adv.
Mr. B.C. Santosh Kumar, Adv.

Mr. Shyam Divan, Sr. Adv.
Mr. Anuj B., Adv.
Mr. M. Bhatt, Adv.
Mr. Abhik C., Adv.
Mr. Shardul S. Shroff, Advocate

Petitioner-In-Person

Mr. B.V. Balram Das, Advocate

Ms. Garima Prashad, Advocate
Mr. G.S. Oberoi, Adv.

Mr. D.N. Goburdhun, Advocate

Mr. Arvind Kumar Sharma, Advocate

Mr. Chirag M. Shroff, Advocate

Mr. Naveen Kumar, Advocate

Mr. Ejaz Maqbool, Advocate

Ms. Akriti Chaubey, Advocate

Mr. Sumant De, Adv.
Ms. Prerna Mehta, Advocate

Ms. Misha Rohtagi Mohta, Advocate
Ms. Akirti Dawer, Adv.
Mr. Sourabh Aggarwal, Adv.

Mr. Vijay Panjwani, Adv.

UPON hearing the counsel the Court made the following

O R D E R

IN RE: SEALING ISSUE

(1) IA NO. 158060/2018 (APPLNS. FOR DIRECTIONS ON B/O BIRD TRAVELS (P) LTD. AND ANR. ALONGWITH REPORT NOS. 137, 138, 146 AND 150 SUBMITTED BY MONITORING COMMITTEE)

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IA NO. 144910 OF 2019 (APPLN. FOR DIRECTIONS ON B/O GNCT OF DELHI IN IA NO. 158060/2018)

Let notice with respect to Report No.146 be issued to the National Highway Authority of India (NHAI). They are directed to clarify that on national highway which is of 90 mtrs. having width 45 mtrs. on each side from the center point how much area is required to be left open on both the sides of the road. Whether they are insisting for keeping open 75 mtrs. from the centre of the road i.e. 30 mtrs. beyond 45 mtrs. on both the sides of National Highway and norms of NHAI as to area to be kept open be also stated on oath.

Let a responsible officer of the NHAI file an affidavit with respect to the aforesaid aspect, within a period of ten days from today.

Mr. Ranjit Kumar, learned Amicus Curiae has pointed out some non-compliance. There are certain deficiencies pointed out in the Report i.e. para Nos.5, 6, 7 and 8 of the Report of the SDMC dated 12.02.2019. Let a specific reply, be filed by the M/s. Birds Travel, within ten days.

As to the lawns, permission is sought to use the same.

Let the views of the Monitoring Committee be also placed on record, if any, in this regard before the next date of hearing.

List on 21.10.2019.

(2) REPORT NO. 149 SUBMITTED BY MONITORING COMMITTEE

Mr. Ranjit Kumar, learned Amicus Curiae has prayed for time to submit latest status report.

Three weeks' time is granted for the same.

List after three weeks.

(3) IA NOS. 47608 AND 75782/2019 (APPLNS. FOR DIRECTIONS AND PERMISSION TO FILE ADDITIONAL DOCUMENTS ON B/O M/S RAMAYA)

List on 21.10.2019.

(4) IA NOS. 35420 AND 35421/2019 (APPLNS. FOR IMPLEADMENT AND DIRECTIONS ON B/O JAWAHAR NANDRAJOG)

Let comment be submitted by the Monitoring Committee.

List on 21.10.2019.

REPORT NO.153

This report was mentioned today.

List on 21.10.2019.

**(NARENDRA PRASAD)
COURT MASTER**

**(JAGDISH CHANDER)
COURT MASTER**