

à1

ITEM NO.61

COURT NO.2

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

IA No. 22 in Writ Petition(s)(Civil) No(s).4677/1985

M.C.MEHTA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(with letter dated 12/4/2016 received from monitoring committee along with application for direction in sealed cover and office report)

with IA No. 2768/2016 (for directions)

WITH

IA Nos. 2766-2767 in IA No.22 in W.P.(C) No. 4677/1985

(for permission and extension of time and office report)

Date : 21/11/2016 These applications were called on for hearing today.

CORAM :

HON&#39;BLE MR. JUSTICE JAGDISH SINGH KHEHAR

HON&#39;BLE MR. JUSTICE ARUN MISHRA

Amicus Curiae Mr. A.D.N. Rao, Adv.

Ms. Anitha Shenoy, Adv.

Ms. Surabhi Aggarwal, adv.

Ms. Srishti Agnihotri, Adv.

Ms. Dharani Subramanian, Adv.

For Applicant(s) Mr. Ajay K. Tyagi, Adv.

In IA 2766-2767 Mr. Abhishek Sharma, Adv.

For Respondent(s) Ms. Jyotika Kalra, Adv.

(UOI) Mr. Ajay Sharma, Adv.

for Mr. M.K. Maroria, AOR

for NCT of Delhi Mr. R.K. Rathore, Adv.

Mr. Sailender Saini, Adv.

Mr. Ajay Kumar Singh, Adv.

For DDA Mr. Vishnu B. Saharya, Adv.

for M/s. Saharya & Co.

for NDMC Mr. Surya Kant, Adv.

Ms. Vandita Nain, Adv.

2

For NDMC,SDMC & Mr. Praveen Swarup, Adv.

EDMC

UPON hearing the counsel the Court made the following

O R D E R

IA Nos. 2766-2767/2016 in IA No.22 in WP(C) No.4677/1985

The instant interlocutory applications are disposed of in terms of our order dated 24.10.2016 passed in IA Nos. 2744-2745 in IA No.22 in WP(C) No. 4677 of 1985.

Accordingly, the applicant is permitted to file an appeal before the concerned Tribunal within two weeks from today, subject to payment of cost of Rs.25,000/-, which shall be deposited with the Supreme Court Advocates-on-Record Welfare Trust, within two weeks from today.

IA No. 2768 of 2016 in WP(C) No. 4677/1985

Issue notice.

On our asking, Mr. Praveen Swarup, Advocate accepts notice on behalf of North Delhi Municipal Corporation; South Delhi Municipal Corporation; and East Delhi Municipal Corporation.

The concerned authorities are directed to peruse the application, so as to determine the unauthorised construction made in violation of this Court's orders passed in 2012 and 2013 in Writ Petition(C) No. 4677 of 1985, and to submit to this Court, particulars of officers, who by virtue of the duties and responsibilities, were required to restrain such unauthorised construction. Details be furnished within three weeks from today.

In continuation of motion Bench order dated 07.09.2016, on our asking, Mr. Surya Kant, Advocate accepts notice on behalf of

3

the New Delhi Municipal Council, Mr. Vishnu B. Saharya, Advocate accepts notice on behalf of the Delhi Development Authority; and Mr. Praveen Swarup, Advocate accepts notice on behalf of North Delhi Municipal Corporation; South Delhi Municipal Corporation; and East Delhi Municipal Corporation.

Learned counsel are directed to obtain instructions, and submit the particulars of the balance of payments to be made, on the next date of hearing, i.e., 15.12.2016.

List for further consideration on 15.12.2016.

(Renuka Sadana) (Parveen Kumar)

Assistant Registrar

AR-cum-PS