

ITEM NO.1

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

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

M.C.MEHTA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(Letter dt.12.04.2016 received from Monitoring Committee along with appln. for direction in sealed cover and office report)

WITH

I.A.Nos.2744-2745, 2746-2747, 2748-2749, 2750-2751, 2752-2753, 2754-2755 & 2756-2757 in I.A.No.22 in W.P.(C) No.4677/1985

(For permission and direction, condonation of delay and extension of time and office report)

Date : 07/09/2016 These applications were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE JAGDISH SINGH KHEHAR
HON'BLE MR. JUSTICE ARUN MISHRA

Amicus Curiae (s) Mr.A.D.N.Rao, Adv.

Ms.Anitha Shenoy, Adv.
Ms.Rashmi Nanda Kumar, Adv.
Ms.S.Agnihotri, Adv.
Ms.Surabhi Aggarwal, Adv.

For Petitioner(s) Petitioner-in-person (NP)

For Respondent(s)/ Ms.Jyotika Kalra, Adv.
Applicant(s) Mr.Ajay Sharma, Adv.
(For UOI) Mr.G.S.Makkar, Adv.
Mr.R.K.Rathore, Adv.
Mr.Ajay Kumar Singh-I, Adv.
Mr.Shailender Saini, Adv.

Mr.Rajiv K.Garg, Adv.
Mr.Ashish Garg, Adv.
Mr.T.L.Garg, Adv.

Mr.Manish Chowdhry, Adv.
Mr.Rabin Majumdar, Adv.
Mr.Sandiv Kalia, Adv.
Mr.Joydeep Mukherjee, Adv.

Mr.Avinash Kr.Lakhanpal, Adv.

Mr.Suneel K.Atreya, Adv.
Ms.Amita Singh Kalkal, Adv.

Mr.Neeraj K.Gupta, Adv.
Mr.Prashant K., Adv.

Mr.Sudhir Kumar Ojha, Adv.
Mr.Venkateswara Rao Anumolu, Adv.

Mr.S.K.Pabbi, Adv.
Mr.Shivendu Gaur, Adv.
Ms.Disha Singh, Adv.

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

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

Mr.A.D.N.Rao, learned *amicus curiae*, has invited our attention to the Report of the Monitoring Committee dated 12.04.2016, wherein para 8 reads as under:

"8. Non Payment of Fees to the Advocates Engaged by the Monitoring Committee

The Monitoring Committee submits that the Monitoring Committee selected a panel of four Lawyers for appearing before the Tribunal and the High Court of Delhi with the concurrence of the three Corporations. Out of the four Counsels, three Counsel have stated that they have not been paid any amount, despite repeated reminders and verbal request by the Members of the Monitoring Committee. Only one Counsel has stated that he has received part payment. The three Counsel who have not been paid have lost interest in the cases resulting in non representation of the Monitoring Committee before the Tribunal in a few cases."

It is submitted by Mr.A.D.N.Rao, that the Monitoring Committee has been made ineffective on account of non-payment of fees by the Municipal Corporation of Delhi, the New Delhi Municipal Corporation and the Delhi Development Authority in terms of the directions issued by this Court in M.C.Mehta vs. Union of India and

others, (2013) 6 SCC 336.

Issue notice to the Municipal Corporation of Delhi, the New Delhi Municipal Corporation and the Delhi Development Authority, limited to the observations recorded in para 8 of the Report of the Monitoring Committee, extracted hereinabove.

Service on the three Corporations, referred to hereinabove, be effected through the learned counsel nominated by these Corporations to appear before this Court.

Post for hearing on 14.09.2016.

I.A.Nos.2744-2745, 2746-2747, 2748-2749, 2750-2751, 2752-2753, 2754-2755 & 2756-2757 in I.A.No.22 in W.P.(C) No.4677/1985

Post after one month.

(SATISH KUMAR YADAV)
AR-CUM-PS

(SHARDA KAPOOR)
COURT MASTER