

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

I.A.Nos.2619,2625-2626,2627-2628,
2629-2630,2634,2632-2633,2635-2637,
2638-2640,2642-2645,2646-2648,2649-2650,
2651-2653,2654-2655,2660-2661,2662-2664,
2665-2667,2668,2669, 2670-2672 and 2641
in Writ Petition(s) (Civil) No(s). 4677/1985

M.C.MEHTA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

O R D E R

I.A.Nos.2625-2626,2635-2637,2638-2640,2642-2645,2646-2648,2651-2653,2665-2667,2668,2670-2672 in Writ Petition(s) (C)No(s).4677 of 1985

The applicants in the aforesaid interlocutory applications have approached this Court seeking an extension of time, so as to approach the concerned Tribunal on account of the fact that the concerned Tribunal was not approached within the stipulated 30 days' time depicted in this Court's order dated 30.04.2013, or the extended time permitted vide order dated 31.10.2013.

Having given our thoughtful consideration to the issue in hand, we hereby extend the period to approach the concerned Tribunal by a further period of 30 days' from today.

The aforesaid interlocutory applications are allowed in the aforesaid terms.

I.A.Nos.2619,2627-2628,2632-2633,2649-2650,2654-2655,2660-2661,2662-2664,2669 in Writ Petition(s) (Civil) No(s). 4677/1985

Insofar as the issue in the instant interlocutory applications is concerned, the applicants had approached the concerned Tribunal belatedly, and not within the time stipulated by this Courts's order dated 30.04.2013 and further extended by order dated 31.10.2013. As such, the concerned Tribunal has dismissed the appeals preferred by the applicants on account of having not approached the concerned Tribunal within the stipulated time.

Having given our thoughtful consideration to the issue in hand, we are satisfied, that the orders passed by the concerned Tribunal dismissing the claim of the applicants for reasons of delay deserve to be set aside, and the same are accordingly hereby set aside. The applicants shall be deemed to have approached the concerned Tribunal within the stipulated time, and accordingly, the appeals filed by the applicants are restored to their original number, on the record of the concerned Tribunal. The concerned Tribunal shall now dispose of the controversy raised by the applicants on merits and in accordance with law.

The instant interlocutory applications are disposed of in the aforesaid terms.

I.A.Nos.2629-2630,2634in Writ Petition(s) (C) No(s).4677/1985

The issue in the instant interlocutory applications is,

that the concerned Tribunal having considered the controversy, choose not to interfere with the impugned order for the reason that in view of the status quo order passed by this Court, the premises in question were not sealed.

Having given our thoughtful consideration to the issue at hand, we are satisfied, that despite the interim directions passed by this Court, the impugned orders passed by the concerned competent authority, deserve to be adjudicated upon on merits.

Accordingly, the orders passed by the concerned Tribunal are hereby set aside. The appeals filed by the applicants are restored to their original numbers, on the record of the concerned Tribunal. A direction is issued to the concerned Tribunal, to adjudicate upon the controversy emerging out of the impugned orders, on merits and in accordance with law.

The instant interlocutory applications are disposed of in the above terms.

I.A. No.2641 in in Contempt Petition(C) No.222/2012 in I.A. No.22 in WP(C) No.4677/1985

Issue notice to the non-applicant(s), returnable after four weeks.

.....J.
[JAGDISH SINGH KHEHAR]

NEW DELHI;
JANUARY 16, 2015.

.....J.
[S.A. BOBDE]

ITEM NO.39

COURT NO.5

SECTION PIL

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.Nos.2619,2625-2626,2627-2628,2629-2630,2634,2632-2633,2635-2637,2638-2640,2642-2645,2646-2648,2649-2650,2651-2653,2654-2655,2660-2661,2662-2664,2665-2667,2668,2669, 2670-2672 and 2641 in Writ Petition(s) (Civil) No(s). 4677/1985

M.C.MEHTA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS. Respondent(s)
(for permission to file direction and impleadment and extension of time and clarification of judgment dated 30.04.2013 and restoration of contempt petition (c) no.222/2012)

Date : 16/01/2015 These applications were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE JAGDISH SINGH KHEHAR
HON'BLE MR. JUSTICE S.A. BOBDE

Amicus Curiae	Mr. Ranjit Kumar, S.G.
For Petitioner(s)	Mr. M.C. Mehta, In person(Not present)
For applicant(s)	Ms. Kumud Lata Das, Adv. Mr. Ravi Agrawal, Adv. Ms. Priya Rathore, Adv. Mr. Dinesh K. Garg, Adv. Mr. Abhishek Garg, Adv. Mr. Dhananjay Garg, Adv. Mr. Deepak Mishra, Adv. Ms. Amita Gupta, Adv. Mr. Bharat Singh, Adv. Mr. Ashish Kumar Upadhyay, Adv. for Mr. Amit Pawan, AOR Mr. S. Nanda Kumar, Adv. Mr. Naresh Kumar, Adv. Mr. Swaran Kamal Singh, Adv. Mr. M.S.Saran Kumar, Adv.

Mr. Kiruba Murusammy, Adv.

Ms. Aruna Mehta, Adv.
 Ms. Manjeet Chawla, Adv.
 Ms. Sunanda Roy, Adv.

Mr. Vikram Aggarwal, Adv.
 for Mr. Debasis Mishra, AOR

Mr. Akash Nagar, Adv.
 For Mr. S.K. Pasi, AOR

Mr. Sanchar Anand, Adv.
 Mr. Apoorva Singh, Adv.
 for Mr. Devendra Singh, AOR

Ms. Shobha, Adv.
 Ms. Akanksha Kaushik, Adv.
 Mr. Raghav Pandey, Adv.

For Delhi Admn. Mr. Nitesh Daryanani, Adv.
 for Mr. D.S. Mahra, AOR

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

IAS are allowed/disposed of in terms of the signed order except IA No.2641.

Issue notice to the non-applicant(s) in I.A. No. 2641 in Contempt Petition(C) No.222/2012 in I.A. No.22 in WP(C) No.4677/1985, returnable after four weeks.

(Parveen Kr. Chawla)
 Court Master

(Renuka Sadana)
 Court Master

[signed order is placed on the file]