

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

I.A. No. 2391 in WRIT PETITION (CIVIL) NO(s). 4677 OF 1985

M.C.MEHTA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(for directions on behalf of Vijay Gupta)

and I.A. No. 2409 in I.A. Nos. 2001-2001A

(for directions on behalf of Ocean Structure Pvt. Ltd.)

and I.A. No. 2437 & 2438 in I.A. Nos. 22

(for directions on behalf of Vinod Khurana)

with I.A. No. 2402-2403

(For impleadment & directions on behalf of Mr. Amit Seth)

Date: 08/12/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V.S. SIRPURKAR

HON'BLE MR. JUSTICE P. SATHASIVAM

HON'BLE MR. JUSTICE G.S. SINGHVI

For Petitioner(s) Mr. Ranjit Kumar, Sr. Adv. (AC)

For Respondent(s) Mr. Vinod A.Bobde, Sr. Adv.
MS. Suruchi Aggarwal, Adv.
Mr. Anish Kr, Adv.

Mr. A.S.Chandhok, ASG,
Mr. Ajay Sharma, Adv.
Mr. S.N.Terdol, Adv.

Mr. Neeraj Kishan Kaul, Sr. Adv.
Mr. Rajiv K.Garg, Adv.
Mr. Ashish Garg, Adv.
Mr. Goodwill Indeevar, Adv.

Mr. S.Wasim A.Qadri, Adv.
Mr. M.P.S.Tomar, Adv.
Ms. Kiran Bhardwaj, Adv.
Mr. D.N.Goburdhan, Adv.
Mr. Prabal Bagchi, Adv.
Ms. Anil Katiyar, Adv.
Mr. V.K.verma, Adv.
Mr. P.Parmeswaran, Adv.

Mr. Sanjiv Sen, Adv.
Mr. Praveen Swarup, Adv.
Ms. Anuja Chopra, Adv.

Mr. S.K.Dwivedi, Adv.
Ms. Vandana Mishra, Adv.
Mr. Ashutosh Kr. Sharma, Adv.
Mr. G.V.Rao, Adv.

Ms. Sheil Sethi, Adv.

Mr. Vijay Panjwani, Adv.

Mr. Vishnu B.Saharya, Adv. for
M/s. Saharya & Co., Advs.

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

Report No. 74: Taken on record.

I.A. No. 2391:

List this I.A. after the disposal of the main
matter which is listed in February, 2010.

I.A. No. 2409 in I.A. Nos. 2001-2001A:

This is an application for de-sealing of the property.
We have perused the Monitoring Committee's Report Nos. 71 and
74. After perusing both the reports we are satisfied that the
premises of the petitioner can be de-sealed only after
compliance with the report of the Monitoring Committee. The
petitioner has filed an affidavit wherein he has accepted the
conditions of the Monitoring Committee as set out in Report
dated 24.07.2009 and withdraws the contentions raised in the
affidavit dated 30.09.2009. In that view, the petitioner shall
file an undertaking by tomorrow (i.e. 09.12.2009). After
filing of the usual undertaking, the Monitoring Committee shall
permit the de-sealing of the property and restore the civil
amenities.

I.A. is disposed of accordingly.

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Let a copy of the Report No. 74 dated 8th December 2009
of the Monitoring Committee (so far as relevant extract is
concerned) be given Mr. V.A.Bobde, learned senior counsel for
the applicant.

I.A. Nos. 2437 & 2438:

List these I.As. after the disposal of the main matter
which is listed in February, 2010.

I.A Nos. 2402-2403:

Learned counsel for the petitioners seeks permission
to withdraw these I.As. These I.As are dismissed as
withdrawn with liberty to the applicant to approach the MCD
for regularisation. All the contentions including the plea
of the applicant that there is no need for regularisation
shall remain open.

Let a copy of the Report No. 74 dated 8th December 2009

of the Monitoring Committee (so far as relevant extract is concerned) be given Mr. M.N.Krishnamani, learned senior counsel for the applicant.

In our earlier order dated 05.10.2009, the hearing of the main matter is fixed for 9th February, 2010. request of Mr. Ranjit Kumar, learned senior counsel (A.C.), the main matter is adjourned for 23rd February, 2010.
(Shashi Sareen) (Shashi Bala Vij)
Court Master Court Master

At the