

IT E M 3 0 2 & 3 0 3

COUR T NO.4

S E C T I O N P I L

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 SI.A. No.2 2 9 5 - 2 2 9 6 In I.A.No. 2 2 in
W R I T P E T I T I O N (CIVIL) NO(s). 4 6 7 7 OF 1 9 8 5

M.C.M E H T A

Petitioner(s)

V E R S U S

UNION OF INDI A & ORS.

Respondent(s)

(For impleadment/per mi s s i o n to set up not mix plant and
exemption from filing OT)

With

I.A.Nos. 2 1 6 2 - 2 1 6 3 in W. P .(C)No.4 6 7 7 / 1 9 8 5 , I.A.Nos. 2 2
6 3 -

2 2 6 4 A in W. P .(C)No.4 6 7 7 / 1 9 8 5 ,

I.A.Nos. 2 3 1 1 - 2 3 1 2 in W. P .(C)No.4 6 7 7 / 1 9 8 5 ,

I.A.Nos. 2 3 1 3 - 2 3 1 4 in W. P .(C)No.4 6 7 7 / 1 9 8 5

I.A.Nos. 2 2 9 7 - 2 2 9 8 in I.A.no.2 2 in W. P .(C)No.4 6 7 7 / 1 9 8 5

(for implead ment/direction) and

I.A.No. 2 2 5 9 in I.A.no.2 2 in I.A.No.2 0 2 6 in W. P .(C)No.4 6 7 7 / 1 9 8 5

(for direction)

Date: 2 1 / 0 7 / 2 0 0 8

These petitions were called on for hearing today.

CORA M :

HON' B L E Dr. JUS T I C E ARI J I T PA S A Y A T

HON' B L E MR. JUS T I C E C.K. THA K K E R

HON' B L E Mr. JUS T I C E LO K E S H W A R S I N G H P A N T A

Mr. Ranjit Ku m a r . Sr.Adv. (A.C.)

Mr. Ka m a l Gupta,Adv. (A.C.)

For Applicant

in IA 2 2 9 5 - 9 6

Mr. Dhruv Mehta, Adv.

Mr. Yashr aj Singh Deora, Adv.

Mr. Harshvardh a n, Adv.

M/s. K.L. Mehta & Co.

in IA 2 2 6 3 - 6 4

231 1- 231 2

Dr. Rajiv Dhawan, Sr.Adv.

Mr. Uday U. Lalit, Sr.Adv.

Mr. Joseph Pook k a tt, Adv.

Mr. Anurag Shar m a , Adv.

Mr. Pr a s h a n t Ku m a r , Adv.

M/s. A.P. & J. Chambers

for

2

in IA 2 2 5 9

Mr. Mukul Rohtagi, Sr.Adv.

Mr. Ajay Shar m a , Adv.

...2/-

3

in IA 2 3 1 3 & 2 3 1 4

Mr. Uday U. Lalit, Sr.Adv.

Ms. Pr agya Singh Baghel, Adv.

Mr. Animesh Sinha, Adv.

Mr. Manik K a r a n j a w a l a , Adv.

For Petitioner(s) In person (N.P.)

For Respondent(s) Mr. Ashok Bhan,Adv.
for Delhi Police Ms. Kiran Bhardwaj,Adv.
& Ministry of Mr. W.A. Qadri,Adv.
of Environment Mr. M.P . S . Tomar,Adv.
Mr. D.S. Mahra,Adv.

Mr. B. K . Prasad,Adv.

Mr. Ashok Bhan,Adv.
Mr. M.P . S . Tomar,Adv.
Mr. D.S. Mahra,Adv.

Mr. P. P . Malhotra, A.S.G.
Mr. S. Wasim A. Qadri,Adv.
Mr. D.S. Mahra,Adv.

Mr. V.K. Verma,Adv.
Ms. Anil Katiyar, Adv.

for MCD Mr. Sanjiv Sen,Adv.
Mr. Praveen Swarup,Adv.

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

Mr. B.V. Balram Das,Adv.

for Central Mr. Vijay Panjwani,Adv.
Pollution Control
Board

for Govt.of NCT, Mr. D.N. Goburdhun,Adv.
DPCC Ms. Pinky Anand, Adv.
Ms. Geeta Luthra, Adv.

Mr. Vijay Panjwani,Adv.

in IA 2297 - 2298 Ms. Meera Mathur, Adv.

Mr. Krishnan Venugopal, Adv.
Mr. Deepak Prakash, Adv.
Mr. P.V. Dinesh, Adv.

...3/-

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

I.A.Nos. 2295 - 2296 in I.A.No. 22 in W. P .(C)No.4677 / 1985

Heard the learned counsel for the parties.

Let the information sought for by the Central Pollution Control Board be furnished by the applicants. Whenever a meeting is fixed for the purpose of considering the prayer of the applicants the functionaries of P W D shall also remain present. The Central Pollution Control Board shall furnish its report within two weeks provided the applicants furnished the requisite information to them within a week. Call after two weeks.

I.A.No.2162 - 2163 in W. P .(C)No.4677 / 1985

Let it be listed and heard along with the main matter.

I.A.Nos. 2263 - 2264 A in W. P .(C)No.4677 / 1985

Let the MCD file its response within three weeks. Call thereafter.

I.A.Nos. 2311 - 2312 in W. P .(C)No.4677 / 1985

Issue notice.

Let the Monitoring Committee and MCD file its report

within three weeks. List thereafter.

I.A.Nos. 2 3 1 3 - 2 3 1 4 in W. P .(C)No.4 6 7 7 / 1 9 8 5

Response by the MCD to be filed within three weeks. Call thereafter.

I.A.Nos. 2 2 9 7 - 2 2 9 8 in I.A.No.2 2 in W. P .(C)No. 4 6 7 7 / 1 9 8 5

Let an undertaking be given before this Court by the applicant to the effect that the Ba se ment that is premises in question shall be used only for professional purposes. On that undertaking being filed desecrating shall be done of D- 6 5, (Basement) Anand Niketan, New Delhi -1 1 0 0 2 1 . The Monitoring Committee shall examine the correctness of the underta king after two weeks and give its report.

...4/-

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I.A.No. 2 2 5 9 in I.A.No.2 0 2 6 in I.A.No.2 2 in W. P .(C)No.4 6 7 7 / 1 9 8 5

A copy of Report No.5 8 dated 1st July, 2 0 0 8 so far as it relates to the applicant be supplied to the learned counsel for the applicant within two weeks. Reply, if any, to the report to be filed within 1 0 days. Put up thereafter.

I.A. No.2 2 7 2 - 2 2 7 3 in W R I T P E T I T I O N (CIVIL) NO(s). 4 6 7 7 OF 1 9 8 5 ETC. E T C . (Mentioned by Mr. Ranjit Ku m a r , Sr.Adv.(A.C.)

In partial modification of our order dated 0 8 . 0 7 . 2 0 0 8 , we direct that in case Mr. Ranjit Ku m a r , learned senior counsel (amicus curiae) is not able to attend the meetings, Chairm a n of the Monitoring Committee Mr. Bhure Lal can attend the same in place of Mr. Ranjit Ku m a r , as and when to be convened.

(PA W A N KUMA R)
COURT MAS T E R

(VI J A Y AGGA R W A L)
COURT MAS T E R