

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

I.A. No.2272-2273 in
WRIT PETITION (CIVIL) NO(s). 4677 OF 1985

M.C.MEHTA Petitioner(s)

VERSUS

UNION OF INDIA & ORS. Respondent(s)
(For directions)

WITH
I.A. NO. 2191 In WP(C) NO. 4677 OF 1985
(For impleadment on behalf of Utpala Mukherjee & Ors.)

WITH
I.A. NO. 2001-2001A in WP(C) NO. 4677 OF 1985
(For direction on behalf of CTC Plaza)

WITH
I.A. NO. 2031-2032 & 2065 In WP(C) NO. 4677 OF 1985
(For intervention and direction and early hearing)

WITH
I.A. NO. 2064 in WP(C) NO. 4677 OF 1985
(For impleadment)

WITH
I.A. NO. 2070-2071 In WP(C) NO. 4677 OF 1985
(For directions)

WITH
I.A. NO. 2072-2073 In WP(C) NO. 4677 OF 1985
(For intervention and stay)

WITH
I.A. NO. 2082 In WP(C) NO. 4677 OF 1985
(For direction on behalf of UOI)

WITH
I.A. NOs. 2088-2089 In WP(C) NO. 4677 OF 1985
(For directions and intervention)

WITH
I.A. NOs. 2092-2093 IN WP(C) NO. 4677 OF 1985
(For directions and intervention)

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WITH
I.A. No. 2094-2095 in W.P.(C) No. 4677/1985
(For directions and intervention)

WITH
I.A. NOs. 2096-2097 In WP(C) NO. 4677 OF 1985
(For direction and intervention)

WITH
I.A. No. 2098 in W.P.(C) No. 4677/1985
(For directions and intervention)

WITH

I.A. No. 2099-2100 in W.P.(C) No. 4677/1985)
(for directions and permisio9n to fie appln. for directions)

WITH

I.A. NO. 2111 In WP(C) 4677 OF 1985
(for directions on B/o Mr. Alok Shukla & Ors.)

WITH

I.A. Nos.2112 in W.P.(C) No.4677/1985
(For direction & stay)

WITH

I.A. NO. 2113 In WP(C) NO. 4677 OF 1985
(For directions and stay)

WITH

I.A.No. 2114, 2130 & 2131 in WP (C) 4677 of 1985
(For directions and permission to file addl. affidavit/documents)

WITH

I.A. No. 2115 in WP (C) No.4677/1985
(For Impleadment and directions)

WITH

IA 2125 in WP (C) 4677 of 1985
(For directions)

WITH

IA 2126 in WP (C) 4677 of 1985
(For impleadment and directions)

WITH

I.A. Nos.2127 in W.P.(C) No.4677/1985
(For directions and stay)

WITH

I.A. No.2138 in W.P.(C) No.4677/1985
(For impleadment and directions)

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WITH

I.A. No.2140-2141 in W.P.(C) No.4677/1985
(For directions and impleadment)

WITH

I.A. No.2153-2154 in W.P.(C) No.4677/1985
(For impleadment and directions)

WITH

I.A. No.2156- 2157 in W.P.(C) No.4677/1985
(For impleadment and directions)

WITH

I.A. No.2158 in W.P.(C) No.4677/1985
(For directions)

With

I.A. No.2159-2160 in W.P.(C) No.4677/1985
(For impleadment and directions)

WITH

I.A. No.2161 in W.P.(C) No.4677/1985
(For impleadment and directions)

WITH

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

WITH

I.A. No. 2178-2179 in W.P.(C) No. 4677/1985
(For directions and stay)

WITH

I.A. No. 2181-2182 in W.P.(C) no. 4677/1985
(For directions/impleadment)

WITH

I.A. No. 2185 in W.P.(C) No. 4677/1985
(For directions arising out of Monitoring Committee report No. 43 vide Ct. order dated 08.10.2007 regarding Raj Vidya Kendra)

WITH

I.A. No. 2189-2190 in W.P.(C) No. 4677/1985
(For intervention and directions)

WITH

I.A. No. 2192-2193 in W.P.(C) No. 4677/1985
(for impleadment and direction on behalf of Defence Colony Lala Lajpat Rai Market Welfare Association)

WITH

(Part-Heard)
I.A. No.22 in W.P.(C) No.4677/1985
(For directions)

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WITH

I.A. NO. 2199 In WP(C) NO. 4677 OF 1985
(For impleadment and directions on behalf of Indian Carpet Centre)

WITH

I.A. NO. 2279 In WP(C) NO. 4677 OF 1985
(For direction on behalf of programme for social action,
Malviya Nagar)

WITH

I.A. NO. 2286-2287 In WP(C) NO. 4677 OF 1985
(For intervention and direction on behalf of Vijay Gupta)

WITH

I.A. NO. 2260-2261 In WP(C) NO. 4677 OF 1985
(For impleadment and direction on behalf of M/s. D.S.C. Architects
& Engineers Pvt. Ltd. & Ors.)

WITH

I.A. NO. 2226 & 2265 In WP(C) NO. 4677 OF 1985
(For intervention/directions & extension of time on behalf of
M/s. Trans Asia Industries Exposition (P) Ltd.)

WITH

I.A. NO. 2208-2209 In WP(C) NO. 4677 OF 1985
(For impleadment and direction on behalf of M/s. Sunrydge India
Heritage Pvt. Ltd.)

WITH

I.A. NO. 2180 & 2256 In WP(C) NO. 4677 OF 1985
(For direction on behalf of Delhi Pradesh Citizen Council)

WITH

I.A. NOs. 2212-2213 In WP(C) NO. 4677 OF 1985
(For impleadment & directions on behalf of Ms. Shanno Devi)

WITH

I.A. NOs. 2214-2215 IN WP(C) NO. 4677 OF 1985
(For impleadment/directions on behalf of Ms. Seema Sethi)

WITH
I.A. NOs. 2216-2217 In WP(C) NO. 4677 OF 1985
(For impleadment/direction on behalf of A.K. Raina)

WITH
W.P.(C)No.263/2006
(With Appln. for stay and directions and impleadment and
intervention and impleadment/directions and exemption to file addl. documents
and appln. for permission to file addl. documents and exemption from filing OT and
office report)

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WITH
W.P.(C)No.264/2006
(With appln.(s) for stay and amendment of prayer portion and
office report)

W.P.(C)No.563/2006
(With Office report)

W.P.(C)No.569/2006
(With appln.(s) for directions and office report)

W.P.(C)No.610/2006
(With appln. for interim directions and office report)

W.P.(C)No.464/2006
(With appln.(s) for ex-parte stay and modification of court's order and stay and
office report)

W.P.(C)No.266 OF 2006
(With appln. for intervention and office report)

W.P.(C)No.450 OF 2006
(With appln. for ex-parte stay and permission and amendment of
prayer portion and office report)

W.P.(C)No.470 OF 2006
(With appln. for ex-parte stay and impleadment and office report)

W.P.(C) No.212 OF 2008
(With appln for ex-parte stay and office report)

WITH
I.A. No. 2173 In WP(C) NO. 4677 OF 1985
(For direction on behalf of Residents in Regular Plotted Dev. Area
in Delhi)

WITH
I.A. NO. 2170-2172 In WP(C) 4677 OF 1985
(for intervention/directions and exemption from filing c/c of
annexures on behalf of Indian GYM Federation)

WITH
I.A. Nos.2069 & 2069-A in W.P.(C) No.4677/1985
(Appln. for direction & stay on behalf of Delhi Pradesh Citizen
Council)

WITH
I.A. NO. 2138 In WP(C) NO. 4677 OF 1985
(For impleadment/directions on behalf of small traders Association)

WITH
I.A.No. 2084 in WP (C) 4677 of 1985
(for modification of Court's order dt. 23.11.2006 on behalf of

Commissioner of Police, Delhi)

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WITH

I.A. No. 2083 in WP (C) No.4677/1985
(For Impleadment and directions on behalf of
South Extn-I Market Association)

WITH

IA 2085-2086 in WP (C) No.4677 of 1985
(For direction and intervention on behalf of M/s. Steelco (India)
Pvt. Ltd.)

WITH

IA 2088-2089 in WP (C) No.4677 of 1985
(For directions/intervention)

With

I.A. Nos.2290-2291 in W.P.(C) No.4677/1985
(For intervention/directions on behalf of Jawaharlal Nehru Sports
Trust)

With

I.A. No.2230 in W.P.(C) No.4677/1985
(For impleadment/directions on behalf of Friends of Rajauri Garden
Extension)

With

I.A. No.2221 in W.P.(C) No.4677/1985
(For impleadment/directions on behalf of Trans Yamuna Traders Assn.)

With

I.A. No.1958 in W.P.(C) No.4677/1985
(For directions on behalf of U.O.I.)

With

I.A. No.2051, 2052 & 2060 in W.P.(C) No.4677/1985
(For directions and intervention and permission to file addl. documents)

With

I.A. No.2057-2058 in W.P.(C) No.4677/1985
(For directions and impleadment)

With

I.A. No.2059 in W.P.(C) No.4677/1985
(For directions on behalf of M.C.D.)

With

I.A. No.2061-2062 in W.P.(C) No.4677/1985
(For impleadment/directions on behalf of Mrs. K.V. Bharathi Upadhyay)

Date: 08/07/2008 These petitions were called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE ARIJIT PASAYAT
HON'BLE MR. JUSTICE C.K. THAKKER
HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA

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Mr. Ranjit Kumar, Sr. Adv. (A.C.)
Mr. Kamal Gupta, Adv. (A.C.)

For Petitioner(s) Mr. M.C. Mehta,
In W.P.(C)4677/85 Petitioner-in-Person (N.P.)

Mr. Jasbir Singh Malik,Adv.
Mr. R.K. Tripathi,Adv.
Mr. Rahul Tyagi,Adv.
Mr. K.P. Singh,Adv.
Ms. Praveen Lata,Adv.
Mr. S.K. Sabharwal,Adv.

Petitioner-in-person
(In W.P.(C) No.264/2006)

Mr. A.S. Mittal,
Petitioner-in-person

Mr. R.D. Upadhyay,Adv.
Mr. Prakash Kumar Singh,Adv.

Mr. Prashant Bhushan,Adv.

Mr. Mushtaq Ahmad,Adv.

Mr. Omesh Saigal,
Petitioner-in-person

Mr. Hardeep Singh Anand,Adv.
Mr. Rohan Thawani,Adv.
Ms. Vandana Sehgal,Adv.

For Respondent(s)

Mr. Ashok Bhan,Adv.
Ms. Kiran Bhardwaj,Adv.
Mr. W.A. Qadri,Adv.
Mr. M.P.S. Tomar,Adv.
Mr. D.S. Mahra,Adv.

Mr. G.E. Vahanvati, S.G.
Mr. Tufail A. Khan,Adv.
Mr. Devdatt Kamat,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.

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Mr. V.K. Verma,Adv.

Mr. Ravi Shankar Prasad, Sr.Adv.
Mr. Sanjiv Sen,Adv.
Mr. Praveen Swarup,Adv.

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

Mr. B.V. Balram Das,Adv.

Mr. Tarun Johri,Adv.

Mr. Rakesh K. Sharma,Adv.

Mr. D.N. Goburdhan,Adv.

Ms. Pinky Anand,Adv.
Ms. Geeta Luthra,Adv.

Mr. Rakesh Kumar Khanna, Sr.Adv.
Dr. Rashmi Khanna, Adv.
Mr. Pranav Vyas, Adv.
Mr. Faizy Ahmed Sayed, Adv.
Ms. Swati Rathore, Adv.
Mr. Surya Kant, Adv.

Mr. Chiranjnan Addey, Adv.

Ms. Meenakshi Arora, Adv.

Mr. Sanjay Rastogi, Adv.
Ms. Suruchhii Aggarwal, Adv.

Mr. Rakesh K. Kumar, Adv.

Mr. Nafiz Ahmad Siddiqui, Adv.

Mr. Goodwill Indeevar, Adv.

Mr. Anis Ahmad Khan, Adv.

Mr. R.C. Kaushik, Adv.

Ms. Anu Gupta, Adv.
Mrs. Gouri Karuna Das, Adv.
Mr. Sanjay M. Tirpathi, Adv.

Mr. Rajan Narain, Adv.

Mr. Devender Singh, Adv.

Mr. P.I. Jose, Adv.
Mr. Anupam Mishra, Adv.

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Mr. Ram Lal Roy, Adv.
Mr. Ramesh N. Keswani, Adv.

Mr. Shankar Divate, Adv.

Mr. L.R. Singh, Adv.

Mr. Vinay Garg, Adv.

Mr. T. Anil Kumar, Adv.

Mr. Krishnan Venuogpal, Adv.
Mr. Deepak Prakash, Adv.
Mr. Naijal Kumar, Adv.
Ms. Usha Nandini V., Adv.
Mr. Biju P. Raman, Adv.
Mr. P.V. Dinesh, Adv.

Mr. Vishnu Sharma, Adv.

Mr. Sudhir Nandrajog, Adv.

Mr. Satya Prakash, In-person

Mr. Navin Chawla, Adv.

Mr. Rauf Rahim, Adv.

Mr. Ashish Dholakia, Adv.
Ms. Sumita Hazarika, Adv.

M/s. Suresh A. Shroff & Co.

MS. Ruby Singh Ahuja, Adv.
Mr. Manu Aggarwal, Adv.
Ms. Manik Karanjawala, Adv.

Ms. Abha R. Sharma, Adv.

Mr. R.P. Singh, Adv.

Mr. Shree Pal Singh, Adv.

Ms. Bina Gupta, Adv.

Mr. Anil Aggarwal
Petitioner-in-person

Mr. Pratap Venugopal, Adv.
Ms. Surekha Raman, Adv.
Ms. Diptee, Adv.
for M/s. K.J. John & Co.

Mr. Maninder Singh, Adv.

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Mr. Pradeep Kumar Bakshi, Adv.

Mr. A.S. Bhasme, Adv.

Mr. Sandeep Bhalla, Adv.

Mr. P.K. Manohar, Adv.
Mr. Sanjay Jain, Adv.

Mr. Naveen R. Nath, Adv.
Ms. Lalit Mohini Bhat, Adv.

Mr. Ratnakar Dash, Sr. Adv.
Ms. Kamakshi S. Mehlwal, Adv.

Ms. Prasanthi Prasad, Adv.

Mr. S. Chandra Shekhar, Adv.

Mr. Manu Shanker Mishra, Adv.

Ms. Jyoti Mendiratta, Adv.

Mr. D.K. Sharma, Adv.

Mr. Dhruv Mehta, Adv.
Mr. Harshvardhan Jha, Adv.
Mr. Yashraj Singh Deora, Adv.
Mr. Gulshan Sharma, Adv.
for M/s. K.L. Mehta & Co.

Ms. Binu Tamta, Adv.

Mr. Sanjay R. Hegde, Adv.

Mr. Vijay Thakur, Adv.
Mr. Senthil Jagdeesan, Adv.

Mr. Deepak Kumar Jena, Adv.

Mr. Ajay Veer Singh Jain, Adv.

Mr. B.S. Jain,Adv.
Dr. (Mrs.) Vipin Gupta,Adv.

Mr. Arun K. Sinha,Adv.

Mr. Hardeep Singh Anand,Adv.
Mr. Rohan Thawani,Adv.
Ms. Vandana Sehgal,Adv.

Mr. Jitendra Mohan Sharma,Adv.

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Ms. Madhu Tewatia, AAG., Punjab
Mr. Varun Goswamy,Adv.

Mr. Kuldip Singh,Adv.

Mr. Vijay Panjwani,Adv.

Mrs. Sheel Sethi,Adv.(N.P.)

Mrs. Shobha Dikshit, Sr.Adv.
Mr. Dinesh Kumar Goswami,Adv.
Mr. G.V. Rao,Adv.

Mr. Manjit Singh,Adv.
Mr. T.V. George,Adv.

Ms. K.V. Bharathi Upadhyay,
In-person

Mr. Dhruv Mehta,Adv.
Mr. Harshvardhan Jha,Adv.
Mr. Yashraj Singh Deora,Adv.
Mr. Gulshan Sharma,Adv.
for M/s. K.L. Mehta & Co.

UPON hearing counsel the Court made the following
ORDER

I.A. NO.22

During the course of hearing of these cases, it transpires that apart from the Master Plan 2021, the Regional Plan, 2021 of the National Capital Region Planning Board has considerable importance on the controversies at hand. The problems highlighted essentially relate to the adequacy of infrastructure for basic needs like water, power supply and other amenities as defined in the relevant Statute. It would, therefore, be appropriate for the functionaries of the National Capital Region Planning Board, the Delhi Development Authority, the Municipal Corporation of Delhi, New Delhi

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Municipal Council, Delhi Government and various other agencies to

consider how there can be a harmonious blend of the Regional Plan 2021 and the Master Plan 2021 to tackle the problems highlighted, and the need for solving those problems. It is true that there cannot be any ready-made solution to the various problems, alleged deficiencies and drawbacks highlighted. We requested Mr. G.E. Vahanvati, learned Solicitor General and Mr. Ranjit Kumar, learned Amicus-Curiae to also participate in the deliberations to be held for the purposes noted above.

Learned counsel appearing for various authorities have assured that all possible assistance shall be rendered to clear doubts, if any and to provide material for finding the solutions. Let a report in this regard be submitted by the second week of August, 2008 in a sealed cover.

Dr. Kutty, Joint Secretary, Ministry of Urban Development is to act as a Convener for the purpose of convening the meetings for the deliberations and for preparing the report to be submitted to this Court.

To avoid any difficulty, notice is issued to the National Capital Region Planning Board so that on the next date of hearing, learned counsel can represent them.

List the matters on 25th August, 2008.

(Vijay Aggaarwal)
Court Master

(Neena Verma)
AR-cum-PS