

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.2 2 in  
W R I T P E T I T I O N (CIVI L) NO(s). 46 7 7 OF 19 8 5

M.C.M E H T A Petitioner(s)

VE R S U S

UNION OF INDI A & ORS. Respondent(s)

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

WITH  
I.A. Nos.2 0 3 1 - 20 3 2 & 20 6 5 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For intervention and direction and early hearing on behalf of  
Mishr a Charitable Trust)

WITH  
I.A. Nos.2 0 5 1 , 20 5 2 & 20 6 0 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For intervention, directions and permission to file additional documents  
on behalf of Delhi Society for the Welfare of Special Children)

WITH  
I.A. Nos.2 0 5 7 & 20 5 8 in W P(C) No.4 6 7 7 / 1 9 8 5  
(For directions and impleadment on behalf of Mr. V.N. Raghupathy,Adv.)

WITH  
I.A. No.2 0 6 4 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For intervention on behalf of All India Human Rights Society)

WITH  
I.A. Nos.2 0 6 9 & 20 6 9- A in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For stay and direction arising out of W. P .(C) D. No.4 1 9 6 / 2 0 0 7 in pursuance of Court  
Order dated 12. 0 2 . 2 0 0 7 )

WITH  
I.A. Nos.2 0 7 2 & 20 7 3 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For intervention/directions & stay on behalf of D.D.A. Market Joint  
Action Committee, Vika s Pu ri, Delhi)

Contd...2/-

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WITH  
I.A. No.2 0 5 9 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For directions on behalf of M.C.D.)

WITH  
IA 20 8 0- 20 8 1 in W P(C) No.4 6 7 7 of 19 8 5  
(For directions and impleadment on behalf of M/s. Carm a Art and Craft(P)  
Ltd.)

WITH  
IA 20 8 3 in IA 22 in W P © No.4 6 7 7 / 1 9 8 5  
(For Impleadment and directions on behalf of  
South Extn- I Market Association)

IA 20 8 4 in IA No.2 2 in W P © 46 7 7 of 19 8 5  
(for modification of order dt. 23. 1 1 . 2 0 0 6 on behalf of  
Commissioner of Police, Delhi)

IA 20 8 5- 20 8 6 in IA No.2 2 in W P @ 46 7 7 of 19 8 5  
(For direction and intervention on behalf of M/s. Steelco (India)  
Pvt. Ltd.)

IA 20 8 7 in W P @ 46 7 7 of 19 8 5  
(For directions on behalf of Retail Coal and Firewood Trader' Welfare Association)

IA 20 8 8- 20 8 9 in W P @ 46 7 7 of 19 8 5  
(For directions and intervention on behalf of M/s. Home Decovel)

IA 20 9 1 in W P @ 46 7 7 of 19 8 5  
(For intervention and direction on behalf of M/s. Rahul Gas Agency)

IA 20 9 2- 20 9 3 in W P @ 46 7 7 of 19 8 5  
(For direction and intervention on behalf of EM P I Students Foru m)

IA 20 9 4- 20 9 5 in W P @ 46 7 7 of 19 8 5  
(For directions and intervention on behalf of Faculty and Staff Foru m  
(EM P I Businees School)

IA 20 9 6- 20 9 7 in W P (C) 46 7 7 of 19 8 5  
(For intervention/direction and exemption from filing OT on behalf  
of All India personality enhancement and cultural Centre for scholars  
society)

IA 20 9 9 & 21 0 0 in W P @ 46 7 7 of 19 8 5  
(For directions and permission to file application on behalf of  
Dolphin Internation al Ltd.)

IA 20 6 6 in W P(C) No.4 6 7 7 of 19 8 5  
(For directions on behalf of M/s. Delhi Loha Vyapar Association)

WITH

IA 20 8 7 in W P @ 46 7 7 of 19 8 5  
(For directions on behalf of Retail Coal and Firewood Traders' Welfare  
Association)

Contd....3/-

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WITH  
IA 20 7 0 & 20 7 1 in W P @ 46 7 7 of 19 8 5  
(For directions on behalf of Federation of Delhi Traders Association)

WITH  
IA 20 4 9 & 20 5 0 in W P @ 46 7 7 of 19 8 5  
(For directions and impleadment on behalf of M/s. Precise Automobile)

WITH  
IA 21 0 7 in W P @ 46 7 7 of 19 8 5  
(Application for directions on behalf of Mahendr a P a r k Vyapar Mandal)

WITH  
IA 21 1 2 in W P @ 46 7 7 of 19 8 5  
(Application for directions/stay on behalf of Mr. Ajay Kr. Vali, arising  
out of W P(C) No.3 2 5 / 2 0 0 7 vide Court's order dated 18. 0 6 . 2 0 0 7 )

WITH  
IA 21 1 3 in W P @ 46 7 7 of 19 8 5  
(Application for directions/stay on behalf of Ka m lendr a Mishr a & Anr.  
arising out of W P(C) No.3 2 6 / 2 0 0 7 vide Court's order dated 18. 0 6 . 2 0 0 7 )

WITH  
IA 21 1 4 in W P @ 46 7 7 of 19 8 5  
(Application for directions/stay on behalf of Supreme Court Bard  
Association arising out of W P(C) No.3 2 7 / 2 0 0 7 vide Court's order  
dated 18. 0 6 . 2 0 0 7 )

WITH  
IA 21 1 5 in W P(C) 56 7 7 of 19 8 5  
(Application for impleadment/directions on behalf of Dinesh Kr. Mittal)

W P(C) No.2 6 3 / 2 0 0 6  
(With application for stay/direction/impleadment/intervention/application for recalling the Court's order dated 10. 0 8 . 2 0 0 6 and application for placing additional facts and grounds)

WITH  
W P(C) No.2 6 4 / 2 0 0 6  
(Application for stay/a mend ment of prayer)

WITH  
W P(C) No.5 6 9 / 2 0 0 6  
(Application for directions)

WITH  
W P(C) No.5 6 3 / 2 0 0 6  
(Application for directions)

WITH  
W P(C) No.6 1 0 / 2 0 0 6  
(Application for directions)

Contd....4/-

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WITH  
W P(C) No.2 6 6 / 2 0 0 6  
(Application for intervention)

WITH  
W P(C) No.4 5 0 / 2 0 0 6  
(Application for stay/permi s sion to file additional documents seeking permission to file additional documents)

WITH  
W P(C) No.4 6 4 / 2 0 0 6  
(Application for stay/modification of Court's order dated 29. 0 9 . 2 0 0 6 )

WITH  
W P(C) No.4 7 0 / 2 0 0 6  
(Application for stay/implead ment)

WITH  
IA 21 0 9 & 21 1 0 in W P(C) No.4 6 7 7 of 19 8 5  
(For impleadment and directions on behalf of M/s. Jindal (India) Ltd. and Jindal Poly Films Ltd.)

WITH  
IA 21 1 1 in W P(C) No.4 6 7 7 of 19 8 5  
(For directions on behalf of Mr. Alok Shukl a and Ors.)

WITH  
IA 20 6 1 & 20 6 2 in W P(C) No.4 6 7 7 of 19 8 5  
(For directions and impleadment)

WITH  
IA 20 7 6 & 20 7 7 in W P(C) No.4 6 7 7 of 19 8 5  
(For directions and intervention on behalf of Presidu m School and application for permission to withdraw the I.A Nos.2 0 7 6 & 20 7 7)

WITH  
IA 20 8 5 & 20 8 6 in W P(C) No.4 6 7 7 of 19 8 5  
(For directions and intervention on behalf of M/s. Steelco (India) Pvt. Ltd.)

WITH  
IA 20 8 2 in W P(C) No.4 6 7 7 of 19 8 5  
(For directions on behalf of Society for Innovative Education

Development (EM P) Business School)  
IA 20 9 8 in W P(C) No.4 6 7 7 of 19 8 5  
(For directions and intervention on behalf of Kshipr a Overseas  
Pvt. Ltd.)

WITH  
IA 21 2 7 in W P(C) No.4 6 7 7 of 19 8 5  
(For directions/stay on behalf of Delhi Union of Journalists &  
Ors. arising out of W P(C) No.3 5 5 / 2 0 0 7 vide Court's order dated  
17/ 0 7 / 2 0 0 7 )

Contd...5/-

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WITH  
IA 21 2 3 in W P(C) No.4 6 7 7 of 19 8 5  
(For directions on behalf of New Variety Decorators Pvt. Ltd.)

WITH  
IA 21 2 4 in W P(C) No.4 6 7 7 of 19 8 5  
(For directions on behalf of New Variety Decorators Pvt. Ltd.)

WITH  
IA 21 2 5 in W P(C) No.4 6 7 7 of 19 8 5  
(For directions on behalf of Vikas Marg Vyapar Mandal)

WITH  
IA 21 2 6 in W P(C) No.4 6 7 7 of 19 8 5  
(For directions on behalf of Defence Colony Welfare Assn.)

WITH  
IA 21 2 1 in W P(C) No.4 6 7 7 of 19 8 5  
(For directions on behalf of M/s. Great Getsby Club of India)

WITH  
W P(C) No.2 4 1 of 20 0 7  
(With application for directions)

WITH  
IA 21 3 9 in W P(C) 46 7 7 of 19 8 5  
(For directions)

WITH  
IA 21 2 8- 21 2 9 in IA 22 in W P(C) 46 7 7 of 19 8 5  
(For directions and impleadment on behalf of A.K. Rain a)

WITH  
IA 21 3 0- 21 3 1 in IA 21 4 4 in W P(C) 46 7 7 of 19 8 5  
(For seeking permission to file additional documents on behalf  
of Supreme Court Bar Association)

WITH  
IA 21 3 2 & 21 3 3 in W P(C) 46 7 7 of 19 8 5  
(For impleadment and clarification of Court's order dated 07. 0 5 . 2 0 0 7  
on behalf of Santosh Choudhary)

WITH  
IA 21 3 4- 21 3 5 in W P(C) 46 7 7 of 19 8 5  
(For modification of Court's order and impleadment dated 07. 0 5 . 2 0 0 7  
of behalf of Ankush Saluja)

WITH  
IA 21 3 6- 21 3 7 in W P(C) 46 7 7 of 19 8 5  
(For modification of Court's order dated 07. 0 5 . 2 0 0 7 on behalf  
of Kavita Gupta)

WITH  
IA 21 3 8 in W P(C) 46 7 7 of 19 8 5  
(For impleadment/directions on behalf of Small Traders' Association)

Contd...6/-

W. P .(C) No.3 3 9 of 20 0 7  
(With application for ex-parte stay and amendment in plaint and  
office report)

Date: 23/ 0 7 / 2 0 0 7 These petitions were called on for hearing today.

CORAM :

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 SING H PA N T A

Mr. Ranjit Ku m a r , Sr. Adv. (A.C.)  
Ms. Vibha Datta Makhij a, Adv. (A.C.)

For Petitioner(s) Mr. M.C. Mehta,  
Petitioner in person(N. P .)

For Respondent(s)/ Mr. G.E. Vahanvati, Solicitor General  
Union of India Mr. Amarendr a Shar a n, A.S.G.  
Mr. Devadatt Ka m a t, Adv.  
Mr. T.A. Kh an, Adv.  
Mr. V.K. Verm a, Adv.

For Delhi Police Mr. A. Shar a n, ASG  
Mr. Ashok Bhan, Adv.  
Ms. Kira n Bhardw aj, Adv.  
Mr. M. P. S. Tomar, Adv.  
Mr. D.S. Mahr a, Adv.

M.C.D. Mr. Sanjiv Sen, Adv.  
Mr. Pr aveen Swarup, Adv.  
Mr. Subhas h Bans al, Adv.

D.D.A Mr. A. Shar a n, A.S.G.  
Mr. Vishnu B. Saha rya, Adv.  
for M/s. Sah arya & Co.

MoE F Mr. T.S. Doabia, Sr. Adv.  
Mrs. Varun a Bhanda ri Gugnani, Adv.  
Mr. D.S.M ah r a, Adv.

Mr. T.S. Doabia, Sr. Adv.  
Ms. Kira n Bhardw aj, Adv.  
Mr. MP S Tomar, Adv.  
Mr. D.S. Mahr a, Adv.

MoUB/ D P C C / D S I D C Mr. D.N. Goburdhun, Adv.  
NCT of Delhi & Ms. Pin ky Anand, Adv.  
DSIDC Ms. Geeta Luthr a, Adv.

Contd...7/-

Mr. Mukul Rohtagi, Sr. Adv.  
Mr. Dhruv Mehta, Adv.  
Mr. Harshvardh a n Jha, Adv.  
Mr. Yashr aj Singh Deora, Adv.  
for M/s. K. L. Mehta & Co.

NDMC Mr. Rakes h K. Kha nn a, Sr. Adv.  
Mrs. Rash m i Kh an n a, Adv.  
Ms. Jha nvi Wora h a, Adv.  
Ms. Shelja Sinha, Adv.

Mr. Surya Ka nt,Adv.

Dr. Rajeev Dhawan, Sr.Adv.  
Mr. R. K. Gupta,Adv.  
Mr. Rajeev Dubey,Adv.  
Mr. Ra mes h N. Keshw a ni,Adv.

NCR P B :

Ms. Sheil Sethi,Adv.

Mr. Somvir Singh Deswal,Adv.  
Mr. Shree P al Singh,Adv.

Mr. M.L. Verm a, Sr.Adv.  
Mr. Ran a Mukherjee,Adv.  
Mr. Siddharth Gauta m,Adv.  
Mr. Goodwill Indeevar,Adv.  
Mr. Mahendr a Ran a,Adv.

Mr. L.N. Rao, Sr.Adv.  
Mr. Senthil J agadees a n,Adv.

Mr. Mukul Rohtagi, Sr.Adv.  
Mr. Manish Ku m a r ,Adv.  
Mr. Rakes h K. Shar m a, Adv.

Mr. Mahendr a Ran a,Adv.

Mr. Siddharth Gauta m,Adv.  
Mr. Goodwill Indeevar,Adv.

Mr. J asbi r Singh Malik,Adv.  
Mr. D.K. Shar m a, Adv.  
Mr. S.K. Sabh arw al,Adv.

Mr. Vijay Hansa ri a, Sr.Adv.  
Ms. Binu Tamt a,Adv.

Ms. Anami k a Ghai,Adv.  
Mr. Santosh Ku m a r, Adv.  
Mr. Mushtaq Ahmed,Adv.

Mr. Mukul Rohtagi, Sr.Adv.  
Mr. Pr avin Bah adhur,Adv.  
Ms. Meghalee Barth a k u r,Adv.  
Mr. Raj an Narain,Adv.

Contd....8/-

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Mr. Harish N. Salve, Sr.Adv.  
Mr. Mukul Rohtagi, Sr.Adv.  
Mr. P.H. P a re k h,Adv.  
Mr. Sandeep Narain,Adv.  
for S. Narai n & Co.

Mr. Vijay Hansa ri a, Sr.Adv.  
Ms. Sneha Kalita,Adv.  
Mr. Anupa m Mishr a,Adv.  
Mr. J ayesh K.U.,Adv.  
Ms. Deepti,Adv.  
Mr. P.I. Jose,Adv.

Mr. Mukul Rohtagi, Sr.Adv.  
Mr. Arun J aitley Sr.Adv.  
Mr. Sameer P a re k h,Adv.  
Mr. E. R. Ku m a r, Adv.  
Mr. Sumit Goel,Adv.  
Mr. Nitin Thukr al,Adv.  
for M/s. P.H. P a re k h & Co.

Mr. Uday U. Lalit, Sr.Adv.  
Mr. Mohit Gupta,Adv.  
Mr. Gagan Gupta,Adv.  
Mr. Ranj ay Ku m a r ,Adv.

Dr. A.M. Singhvi, Sr.Adv.  
Dr. Saif Mahmood,Adv.  
Ms. Hina Rizvi,Adv.  
Mr. Syed Shahid Hussain Rizvi,Adv.

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

Ms. Kamakshi S. Mehlwal,Adv.  
Mr. Rajeev Kumar Bansal,Adv.

Mr. Ravi P. Wadhvani,Adv.  
Mr. Sanjeev Anand,Adv.

Mr. Vishnu Sharma,Adv.  
Mr. Anupama Sharma, Adv.  
Mr. Ajay Singh,Adv.

Mr. Anil K. Chopra,Adv.

Mr. Arun Jaitley, Sr.Adv.  
Mr. Anil Airi,Adv.  
Mr. Ghanshyam,Adv.  
Mr. Devendra Singh,Adv.

Mr. Dipak Kumar Jena,Adv.  
Ms. Minaxi Jena,Adv.  
Mr. Ambar Jain,Adv.

Contd....9/-

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Mr. Sanjay Kapur,Adv.

Mr. Sanjay Rastogi,Adv.  
Ms. Suruchi Agarwal,Adv.

Mr. Amit Kumar, Adv.  
Mr. Jayant K. Mehta,Adv.  
Mr. Rakesh K. Sharma, Adv.

Mr. V.N. Raghupathy,Adv.

Mr. Anupama Sharma, Adv.  
Sri Ajit Singh,Adv.  
Mr. Vishnu Sharma,Adv.

Mr. Arun Jaitley, Sr.Adv.  
Mr. Maninder Singh,Adv.  
Ms. Pratibha M. Singh,Adv.  
Mr. Abhinav Mukherjee,Adv.  
Mr. Gaurav Sharma,Adv.  
Mr. Sumeet Bhatia,Adv.

Mr. Arun Jaitley, Sr.Adv.  
Mr. Mohit Paul,Adv.  
Mr. Arijit Prasad,Adv.  
Mr. Anip Sachthey,Adv.

Mr. C.A. Sundaram, Sr.Adv.  
Mr. Sunil Mathews,Adv.  
Mr. Santhana m Swaminathan,Adv.  
Ms. Abha R. Sharma,Adv.

Dr. Rajeev Dhavan, Sr.Adv.  
Mr. Mukul Rohtagi, Sr.Adv.  
Mr. Sunil Mathews,Adv.  
Mr. Ran a Mukherjee,Adv.  
Mr. Sourabh Kirpal,Adv.  
Mr. Santhan a m Swa mi n ath a n,Adv.  
Mr. T. Anil Ku m a r, Adv.

Mr. L. Nageswa r Rao, Sr.Adv.  
Mr. Ran a Mukherjee,Adv.  
Mr. Sunil Mathews,Adv.  
Mr. Santhan a m Swa mi n ath a n,Adv.  
Mr. R. P . Singh,Adv.

Mr. Arun Ka us h a l,Adv.  
Mr. Girdhar G. Upadhyay,Adv.  
Ms. Vinita G. Upadhyay,Adv.  
Ms. Asha Upadhyay,Adv.  
Mr. Syed Ali Ahmed,Adv.  
Mr. Syed Tanweer Ahmad,Adv.  
Mr. J. P . Tripathi,Adv.  
Ms. Asha Upadhyay,Adv.  
Mr. R.D. Upadhyay,Adv.

Contd...1 0 /-

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Mr. R.M. Sinha,Adv.  
Mr. Rakes h Singh,Adv.  
Mr. Mukesh Ku m a r Sinha,Adv.  
Mr. Arun K. Sinha,Adv.

Mr. B.S. J ai n,Adv.  
Mr. Ajay Veer Singh J ai n,Adv.  
Dr. Charu W ali Kha nn a, Adv.  
Dr (Mrs.) Vipin Gupta,Adv.

Mr. Puneet Agarwal,Adv.  
Dr. Kail a sh Chand,Adv.

Mr. Ashok Bhan,Adv.  
Mr. S. W a si m A. Qadri,Adv.  
Mr. D.S. Mahr a,Adv.

Mr. Tripura ri Ray,Adv.

Mr. Sanjeev Mahaj a n,Adv.  
Mr. Siddharth Chowdhary,Adv.

Mrs. Kanch an Kau r Dhodi,Adv.

Mr. R.C. Kaus hi k,Adv.

Ms. K.V. Bha rthi Upadhyay,In- person  
Mr. Nafis Ahmed Siddiqui,Adv.

Mr. D.K. Shar m a, Adv.

Mr. R. K. Kapoor,Adv.  
Mr. M.K. Verm a,Adv.  
Mr. Anis Ahmed Kh an,Adv.

Mrs. Gauri Kar un a Das,Adv.  
Ms. Bha kti P a s rij a,Adv.  
Mr. Sanjay Mani Tripathi,Adv.  
Ms. Anu Gupta,Adv.

Ms. Naresh Ba k s hi,Adv.

Mr. P. Narsi mh a n,Adv.

Mr. M. C. Dhingra,Adv.

Mr. Vijay P a njwa ni,Adv.

Mr. Vikra nt Yadav,Adv.

Mr. P aw a n Upadhyay,Adv.

Mrs. Shar mil a Upadhyay,Adv.

Mr. Manjit Singh,Adv.

Mr. T.V. Geroge,Adv.

Contd....1 1 /-

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Mr. Himan sh u Upadhyay,Adv.

Mr. Randhir Singh,Adv.

Mr. Arvind Minocha,Adv.

Mr. Ashish Mahaj an,Adv.

Mr. Devinder Hora,Adv.

Mr. S.K. Dubey,Adv.

Mr. P.H. P a re k h,Adv.

Ms. P a reen a Swarup,Adv.

Mr. C.D. Singh,Adv.

Ms. Meera Bhati a,Adv.

Mr. Sandeep Narain,Adv.

Mr. Shan k a r Divate,Adv.

Mr. M.L. Lahoty,Adv.

Mr. P ab a n K. Shar m a ,Adv.

Mrs. Poon a m Lahoty,Adv.

Mr. Himan sh u Shekh a r,Adv.

Mr. Pr a k a s h Ku m a r Singh,Adv.

Mr. Sandeep Bhall a,Adv.

Mr. A.S. Bhas m e,Adv.

Mr. S.K. Bhattacha rya,Adv.

Mr. Sanjay J ain,Adv.

Mr. Naveen R. Nath,Adv.

Mr. P. K . Manohar,Adv.

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

Mr. Avijit Bhattacharjee,Adv.

Mr. Pr a s h a nt Bhush a n,Adv.

Mr. Omesh Saigal,  
Petitioner- in-person

Mr. R.C. Kaus hi k,Adv.

Mr. Devinder Singh,Adv.

Mr. L.R. Singh,Adv.

Mr. P. Narsi mh a n,Adv.

Contd....1 2 /-

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

I.A. NO.2 2

By our order dated 07. 0 5 . 2 0 0 7 , pursuant to what has been submitted by learned Solicitor General and learned Amicus- Curiae, several agencies were required to indicate their stand on various aspects relating to the feasibility of the Master Pl an 20 2 1 being implemented effectively. It appears that except the Delhi Integrated Multi Modal Transport System (in short 'DIMT S') and Delhi Metro Rail Corporation (in short 'DMRC'), no other agency has filed any affidavit indicating its stand. Without having the affidavits of these agencies, it may not be possible to work out the details so far as the feasibility of an effective implementation of the Master Pl an 20 2 1 is concerned. As a last chance, two weeks' time is granted to the agencies who have not filed their response, to file their response. It is made clear that adverse inference shall be drawn if the affidavits are not placed on record within the aforesaid time. Copies of the affidavits filed be supplied to learned Solicitor General and learned Amicus- Curiae.

Copy of the Report of the Monitoring Committee (Report No.3 8) dated 21 st July, 20 0 7) be given to learned counsel for the MCD to respond to what has been stated in paragraphs 1 and 2 of the report.

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We have perused the report of the Monitoring Committee so far as demand of reasons for sealing are concerned. It is stated by learned AC that the reasons are available in the files and photocopies can be made available by the MCD. We direct accordingly.

So far as paragraph- 4 of the report is concerned, let MCD and DDA file their response.

I.A. No.2 1 3 8 shall be placed on board when this aspect is taken up.

Considered the suggestions of the Monitoring Committee.

Time for meeting the deadline under the Notification dated 22 nd June, 20 0 7 is extended till 16 th August, 20 0 7 .

I.A. NOS. 2 1 1 1 , 21 1 2 , 21 1 3 AND 21 1 4

Several petitions have been filed by the Professional s.

The

Monitoring Committee has indicated its views in paragraph- 7 of the report. Let response of the applicants be filed within two weeks.

Copy of Report No.3 8 be given to learned Solicitor General.

The interim order in respect of the professional s shall continue until further orders.

The order in the case of professional s shall apply to W P(C) No.3 3 8 of 20 0 7 also.

The response of the MCD and the Govt. of NCT of Delhi to the views expressed in Report No.3 8 in paragraph- 8 relating to classification of roads shall be filed within two weeks.

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In paragraph- 11 of the report, it has been stated that because of stay orders passed by various courts, the work of demolition of unauthorized construction is stalled. Reference in this context is made to a letter of the Executive Engineer, P W D , Division No.N- 11 2 , Government of Delhi, dated 4 th May, 20 0 7 . Learned counsel for the MCD/D D A/ N C T shall bring to the notice of the concerned courts that the interim applications are to be disposed of within a period of six weeks from today. Necessa ry inform ation be given to the court within a period of one week so that the parties concerned can be informed about this order.

So far as the recommend ations contained in paragraph- 14 are concerned, let the Union of India file its response. The response to be filed shall be considered along with the response to be filed by various agencies, as directed earlier.

I.A. NO.1 5- A

Let DDA's response be filed within three weeks.

I.A. Nos.2 0 0 1 & 20 4 3

Latest position so far as I.A. Nos.2 0 0 1 & 20 4 3 are concerned, shall be indicated within three weeks.

I.A. Nos. 2031 - 2032 & 2051- 2052

Call after three weeks.

Rejoinder, if any, to the response be filed within three weeks.

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I.A. Nos. 2057 - 2058 , 2061- 2062 , 2066 , 2087 , 2070- 2071 ,  
2082 , 2091 , 2080- 2081 , 2098- 2096 , 2097 , 2092- 2093 ,  
2094- 2095

In these I.As., the DDA prayed for some time to file its  
response. Let the response be filed within a period of two weeks.

I.A. NOS. 2096 - 2097

It is stated that there are some further developments in I.As.  
2096- 2097 . Let the applicant move the Monitoring Committee so that  
its response can be filed within a week. The Monitoring Committee is  
free to take such action on the application, as deemed proper.

I.A. NOS. 2049 - 2050 , 2083 , 2085- 2086

The response by DDA/MC D shall be filed within a week.

I.A. NOS. 2072 , 2073 , 2064 and an application filed by Federation of  
Delhi Traders' Association shall be taken up along with the main writ  
petition.

I.A. NOS. 2076 - 2077 & 2122

The I.As. are permitted to be withdrawn.

I.A. NO. 3 in W P 464 / 2006

This matter shall be taken up along with main writ petition.

I.A. NOS. 2088 - 2089

Issue notice.

I.A. NO. 2084

List in due course.

I.A. NO. 2085

None appears.

Call after four weeks.

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I.A. NO. 2099 - 2100

DDA to file its response within two weeks.

I.A. NO. 2115

Issue notice.

DDA to file its response within two weeks.

I.A. NO.2 1 2 3 - 21 2 4

On an appropriate application being filed before the Monitoring Committee, the Committee shall explore the possibility of granting two weeks' time to remove the articles stored. The IAs. are accordingly disposed of.

I.A. NO.2 1 0 9 - 21 1 0

Heard.

Time is extended till 30 th September, 20 0 7 .

De- sealing may be done for the purpose of shifting only.

I.As. are disposed of accordingly.

I.A. NO.2 1 1 9 - 22 2 0

It is stated that the property has already been de-sealed. IAs are disposed of accordingly.

I.A. NO.3 7- 38 in W P 46 3 / 2 0 0 6

Adjourned.

I.A. NO.2 1 3 2 - 21 3 3 , 21 2 8- 21 2 9 , 21 3 4- 21 3 5 , 21 3 6- 21 3 7 & 21 3 9

Some confusion appears to have arisen in the mind of several agencies and parties about the import of the order dated 07. 0 5 . 2 0 0 7 . What was prohibited by the said order related to sanctions that were being granted and it was made clear that no further sanctions after 07. 0 5 . 2 0 0 7 were

Contd...1 7 /-

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to be granted. It was not intended to cover cases where construction was permissible on the basis of the 19 9 0 Master Pl a n, as modified by the modifications in 19 9 8 . The para meters indicated by this Court in 20 0 4 (9) SCC 56 9 News Item published in Hindustan Times titled 'And Quit Flow Maily Yamu n a' in Re have to be taken into account while dealing with the issue as to whether the sanction, if any, prior to 07. 0 5 . 2 0 0 7 is in line with it. The restraint shall not operate in respect of non residential buildings meant for public utility services like hospitals, police stations, fire stations and those meant for

additional infrastructure in line with the decision referred to above.

The I.As. are accordingly disposed of.

I.A. NO.2 1 2 5

The Monitoring Committee shall file its response within four weeks.

I.A. No..... in I.A. No.2 2 in W P(C) No.4 6 7 7 / 1 9 8 5  
(Filed by Mr. R. Nedum a r a n, Adv.)

Issue notice to the Monitoring Committee to have its response.

List immediately after a week.

W R I T P E T I T I O N (C) No.2 4 1 of 20 0 7

Issue notice.

MCD to file its response within four weeks.

I.A. NO.2 1 2 1

It is stated that the demolitions have already been carried out.

If that be so, there may not be any need for a further sealing. The

MCD shall indicate if it has any further reason to seal the premises.

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The I.As. for interim orders shall be listed on 21 st August,

20 0 7 .

So far as the hearing of the main writ petition is concerned,

list the matter on 09. 1 0 . 2 0 0 7 .

Ms. Vibha Datta Makhij a, learned Amicus has stated her

inability to assist learned Amicus- Curiae.

In her place, Mr.

Ka m a l Gupta, learned counsel is permitted to assist Mr. Ranjit

Ku m a r, learned Amicus- Curiae.

(Neena Verm a)  
Court Master

(Phoolan W ati Arora)  
Court Master

IT E M NO.3 0 2

COURT NO.4

SEC 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 S

I.A. No.1 9 0 1 in IA No.1 8 8 8 In  
W R I T P E T I T I O N (CIVI L) NO(s). 46 7 7 OF 19 8 5

M.C.M E H T A

Petitioner(s)

VE R S U S

UNION OF INDI A & ORS.

Respondent(s)

(For directions on behalf of R. Ka nt & Co.)

WITH

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

I.A. No.1 9 0 3 in I.A. No.1 8 8 8 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For permission to file lengthy list of dates and events)

I.A. No.1 9 0 4 in I.A. No.1 8 8 8 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For permission to file application for directions)

I.A. No.1 9 9 9 in I.A. No.1 9 0 1 - 19 0 4 in IA 18 8 8 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For intervention on behalf of Kant Enclave Residents Welfare  
Association)

AND

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

AND

I.A. No.1 9 6 5 - 19 6 6 in I.A. No.1 8 8 8 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For impleadment and directions)

AND

I.A. No.2 0 2 4 in I.A. No.1 9 0 1 - 19 0 4 in IA 18 8 8 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For impleadment and directions on behalf of PC L Industries)

Date: 23/ 0 7 / 2 0 0 7 These petitions were called on for hearing today.

CORAM :

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 SING H PA N T A

Mr. Ranjit Ku m a r , Sr. Adv. (A.C.)  
Ms. Vibha Datta Makhij a, Adv. (A.C.)

For Petitioner(s) Mr. M.C. Mehta,  
Petitioner in person(N. P .)

Contd....2/-

-2-

For Respondent(s)/ Mr. G.E. Vahanvati, Solicitor General  
Union of India Mr. Amarendr a Shar a n, A.S.G.  
Mr. Devadatt Ka m a t,Adv.  
Mr. T.A. Kh an,Adv.  
Mr. V.K. Verm a,Adv.

For Delhi Police Mr. A. Shar a n, ASG  
Mr. Ashok Bhan,Adv.  
Ms. Kira n Bhardw aj,Adv.  
Mr. M. P. S. Tomar,Adv.  
Mr. D.S. Mahr a,Adv.

M.C.D. Mr. Sanjiv Sen,Adv.  
Mr. Pr aveen Swarup,Adv.  
Mr. Subhas h Bans al,Adv.

D.D.A Mr. A. Shar a n, A.S.G.  
Mr. Vishnu B. Saha rya,Adv.  
for M/s. Sah arya & Co.

MoE F Mr. T.S. Doabia, Sr.Adv.  
Mr. Rajeev Dutta, Sr.Adv.  
Mr. Vikas Shar m a, Adv.  
Mr. R.C. Kathi a,Adv.  
Mr. D.S. Mahr a,Adv.

MoUB/ D P C C / D S I D C Mr. D.N. Goburdhun,Adv.

NCT of Delhi &  
DSIDC

Ms. Pin ky Anand,Adv.  
Ms. Geeta Luthr a,Adv.

Mr. Mukul Rohtagi, Sr.Adv.  
Mr. Dhruv Mehta,Adv.  
Mr. Harshvardh a n Jha,Adv.  
Mr. Yashr aj Singh Deora,Adv.  
for M/s. K. L. Mehta & Co.

Mr. K. K. Venugopal, Sr.Adv.  
Ms. Ekt a Kapil,Adv.  
Mr. T.K. Pr adh a n,Adv.

Ms. Vijayal a k s h m i Menon,Adv.

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

Mr. Dinesh C. P a ndey,Adv.

Ms. Shar mil a Upadhyay,Adv.

Mr. C.S. Ashri,Adv.

Mr. Ajay Siwach,Adv.

Mr. Vijay P a njwa ni,Adv.

Contd.....3/-

-3-

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

List the matters on 07 th August, 20 0 7 before an  
appropri ate Bench.

(Neena Verm a)  
Court Master

(Phoolan W ati Arora)  
Court Master

IT E M NO.3 0 3

COURT NO.4

SEC 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 S

I.A. No.1 5 3 1 in IA No.2 2 in  
W R I T P E T I T I O N (CIVI L) NO(s). 46 7 7 OF 19 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 directions on behalf of Narai n a Industrial Area, CE T P Society  
Through its President with office report)  
(RE: CET P Matters)

WITH

I.A. No.1 7 9 1 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For directions on behalf of Narai n a Industrial Area CE T P Society)

WITH  
I.A. No.1 8 4 6 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For directions on behalf of Okhla Industrial Estate CE T P )

WITH  
I.A. No.1 8 2 8 & 18 2 9 in IA 15 3 1 in IA 22 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For directions and impleadment on behalf of President Kalyan  
Brast ach a r Virodhi Sangars h Samiti)

WITH  
I.A. No.1 8 3 0 in IA 15 3 1 In IA 22 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For exemption from depositing the cost of C.E.T. P . on behalf  
of M/s. Pure Drinks Ltd.)

WITH  
I.A. No.1 8 3 4 in IA No.1 5 3 1 in IA 22 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For impleading the name of M/s. Anand P a r b at Industrial Area,  
CET P . Society)

WITH  
I.A. No.1 8 6 8 - 18 6 9 in IA 15 3 1 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For directions and impleadment on behalf of Britanni a Industries  
Ltd.)

WITH  
I.A. No.1 8 6 1 in IA 15 3 1 in IA 22 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For directions on behalf of Anand P a r b at Effluent Treat ment Ltd.)

WITH  
I.A. No.1 8 6 2 in IA 15 3 1 in IA 22 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For directions on behalf of Narai n a Industrial Area CE T P Society)

Contd....2/-

-2-

WITH  
I.A. No.1 8 6 3 in IA 15 3 1 in IA 22 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For directions on behalf of Maya Puri Industrial CE T P Society)

WITH  
I.A. No.1 1 8 3 in IA 22 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For directions on behalf of Confederation of Delhi Industrial  
CET P Society)

WITH  
I.A. No.1 2 1 6 in IA 22 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For clarification of Court's order dated 16. 0 3 . 1 9 9 8 on behalf of  
Ban k of India)

WITH  
I.A. No.1 8 3 3 in IA 15 3 1 in IA 22 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For directions on behalf of Narai n a Industrial Area CE T P Society)

WITH  
I.A. No.1 8 4 2 in IA 15 3 1 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For permission to the respondent No.8 G.T. Kar n al Road Industri al  
Society for bringing new materi al/addl. facts on record)

WITH  
Cont. Pet.(C) No.1 3 4 / 2 0 0 3 in W. P .(C) No.4 6 7 7 / 1 9 8 5

Najafgarh Rd. & Moti Ngr. Ind. Area CET P Society

Vs.

Ashok Ku m a r & Ors.

WITH  
I.A. No.1 8 7 9 in IA 15 3 1 in IA 22 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For directions on behalf of Govt. of NCT of Delhi)

WITH

I.A. No.1 9 0 5 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For directions on behalf of Okhla Industrial Estate CE T P )

WITH

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

WITH

I.A. No.1 9 1 0 in W. P .(C) No.4 6 7 7 / 1 9 8 5  
(For directions on behalf of M/s. W azirpur Industries Pollution  
Control Co.)

Cont. Pet.(C) No.6 4 / 2 0 0 7 in W P(C) 46 7 7 / 1 9 8 5

Gulshal Bajwa

Vs.

Anand P a r b at Effluent Treat ment & ors.

Date: 23/ 0 7 / 2 0 0 7 These petitions were called on for hearing today.

Contd....3/-

-3-

CORAM :

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 SING H PA N T A

Mr. Ranjit Ku m a r , Sr. Adv. (A.C.)  
Ms. Vibha Datta Makhij a, Adv. (A.C.)

For Petitioner(s) Mr. M.C. Mehta,  
Petitioner in person(N. P .)

Mr. Sanjiv Sen,Adv.  
Mr. Pr aveen Swarup,Adv.  
Mr. Subha sh Ban s al,Adv.

For Respondent(s)/ Mr. G.E. Vahanvati, Solicitor General  
Union of India Mr. Amarendr a Shar a n, A.S.G.  
Mr. Devadatt Ka m a t,Adv.  
Mr. T.A. Kh an,Adv.  
Mr. V.K. Verm a,Adv.

For Delhi Police Mr. A. Shar a n, ASG  
Mr. T.S. Doabia, Sr.Adv.  
Ms. Kira n Bhardw aj,Adv.  
Mr. D.S. Mahr a,Adv.

M.C.D. Mr. Sanjiv Sen,Adv.  
Mr. Pr aveen Swarup,Adv.  
Mr. Subhas h Bans al,Adv.

D.D.A Mr. A. Shar a n, A.S.G.  
Mr. Vishnu B. Saha rya,Adv.  
for M/s. Sah arya & Co.

MoUB/ D P C C / D S I D C Mr. D.N. Goburdhun,Adv.  
NCT of Delhi & Ms. Pin ky Anand,Adv.  
DSIDC Ms. Geeta Luthr a,Adv.

Ms. Bina Gupta,Adv.  
Mr. Gaur av Singh,Adv.  
Mrs. Shweta Verm a,Adv.

Mr. S.C. P a ul,Adv.  
Ms. Roopa P a ul,Adv.  
Mr. Satyendra Ku m a r ,Adv.

Mr. Sudars h Menon,Adv.  
Mr. Mahesh Singh,Adv.

Mr. S. Suku m a r a n ,Adv.  
Mr. A. Deb Ku m a r ,Adv.  
Mr. K. Rajeev,Adv.

Contd....4/-

-4-

Mr. Ashok K. Shar m a, Adv.

Mr. Shiv Kr. P a ndey,Adv.

Mr. Pr a m od Swarup,Adv.

Mr. Gulshan Bajwa,  
Petitioner- in-person(N. P .)

Mr. P.N. Puri,Adv.

Mr. Vijay P a njwa ni,Adv.

Mr. Ka ml endr a Mishra,Adv.

Mr. Debasi s Misra,Adv.

Ms. Ka m a k s h i S. Mehlwal,Adv.

Mr. M.K.D. Namboodiri,Adv.

Mr. Surya Ka nt,Adv.

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

List the matters on 21 st August, 20 0 7 .

(Neena Verm a)  
Court Master

(Phoolan W ati Arora)  
Court Master

IT E M NO.MM- 4

COUR T NO.4

SEC 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 S

I.A. No..... in  
W R I T P E T I T I O N (CIVI L) NO(s). 46 7 7 OF 19 8 5

M.C.M E H T A

Petitioner(s)

V E R S U S

UNION OF INDI A & ORS.

Respondent(s)

Ritnand Balved Education Foundation Applicant(s)  
(Umbrella Organization of Amity Physiotherapy College)

(For directions/impleadment and intervention)

Date: 23/ 07 / 2007 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 PANT

Mr. Ranjit Kumar, Sr. Adv. (A.C.)  
Ms. Vibha Datta Makhija, Adv.(A.C.)

For Petitioner(s) Mr. M.C. Mehta,  
Petitioner in person(N.P.)

For Applicant(s) Mr. Mukul Rohtagi, Sr. Adv.  
Mr. Vinay Garg, Adv.  
(Mentioned by)

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

List the I.A. on 24. 07 . 2007 before the same Bench at  
10.30 A.M.

(Neena Verma)  
Court Master

(Phoolan Wati Arora)  
Court Master

(Neena Verma) (Vijay Aggarwal)  
Court Master Court Master