

ITEM NO.313

COURT NO.1

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. 344, 345 and 355

IN

Writ Petition(s) (Civil) No(s). 13029/1985

M.C.MEHTA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With applications for directions)

Date: 28/11/2014 These applications were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN MISHRA
HON'BLE MR. JUSTICE ADARSH KUMAR GOEL

Amicus Curiae : Mr. H.N. Salve, Sr. Adv.

Mr. A.D.N. Rao, Adv.

Mr. Sidhartha Choudhary, Adv.

Ms. Aparajita Singh, Adv.

For the parties : Mr. M.C. Mehta, In-person (NP)

Mr. Kapil Sibal, Sr. Adv.

Ms. Manali Singhal, Adv.

Mr. Santosh Sachin, Adv.

Mr. Abhikalp P. Singh, Adv.

Mr. Abhijat P. Medh, Adv.

Mr. Maninder Singh, ASG

Ms. Rekha Pandey, Adv.

Mr. S. Wasim A. Qadri, Adv.

Mr. Zaid Ali, Adv.

Mr. Tamim Qadri, Adv.

Mr. D.S. Mahra, Adv.

Mr. Dushyant Dave, Sr. Adv.
Mr. Sandeep Narain, Adv.
Mr. Shri Narain, Adv.

Ms. Indu Malhotra, Sr. Adv.
Mr. Tavinderpal Sidhu, Adv.
Ms. Gunjan S. Jain, Adv.
Ms. Suman Yadav, Adv.
For M/s. M.V.Kini & Associates.

Mr. Manjit Singh, AAG
Ms. Nupur Choudhary, Adv.
Ms. Vivekta Singh, Adv.
For Mr. Kamal Mohan Gupta, Adv.
Mr. D.N. Goburdhun, Adv.
Mr. Prabal Bagchi, Adv.

Mr. Garvesh Kabra, Adv.
Mr. Samir Ali Khan, Adv.
Mr. Abhishek Choudhary, Adv.

Mr. Vijay Panjwani, Adv.
Mr. Manohar Panjwani, Adv.

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

I.A.NO.344 OF 2014

In re : Construction of Western Peripheral Expressway

The Environmental Pollution (Prevention & Control) Authority (for short "the EPCA") will file before us a road-map for completion of Western Peripheral Expressway Project (Kundli Manesar Palwal (KMP) Expressway) within four weeks' time from today.

We make it clear that no Court/Tribunal including Arbitral Tribunal shall pass any orders which would come in the way of the implementation of the aforesaid Project

without the express leave of this Court.

In re : Construction of Eastern Peripheral Expressway

The clients (National Highway Authority of India) of Ms. Indu Malhotra, learned senior counsel, will sit with the EPCA and thereafter file an appropriate report before this Court, *inter alia*, indicating the date on which the Project would commence and would be completed, which should not be beyond July, 2018.

Call on 9th January, 2015.

I.A. No.345 of 2014

Mr. Harish N. Salve, learned *Amicus Curiae*, has handed over two notes. The first note relates to "*Advance emission standards for urgent action on air pollution in Delhi and other cities*" and the second note relates to "*Need for emergency response based on daily air quality index*".

After perusal of the notes we are of the opinion that both the situation requires to be considered and implemented by the Central Government at the earliest.

However, Shri Maninder Singh, learned Additional Solicitor General appearing for the Central Government seeks time to have appropriate instructions from the officers of the Central Government.

We hope that Shri Maninder Singh would be in a position to persuade the concerned persons to look into the submissions made by Shri Salve in these two notes and if it is possible to be implemented without the orders being passed by this Court.

Call on 9th January, 2015.

I.A. No.355 of 2014

Call on 9th January, 2015.

(Neetu Khajuria)
Sr.P.A.

(Vinod Kulvi)
Assistant Registrar