

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE/ORIGINAL JURISDICTION

SPECIAL LEAVE PETITION (C) NO. 3050 OF 2005

D. ATCHUTHANAND

Appellant(s)

VERSUS

UNION OF INDIA

Respondent(s)

with

WRIT PETITION (C) NO. 939 OF 1996

WRIT PETITION (C) NO. 108 OF 2005

WRIT PETITION (C) NO. 116 OF 2013

WRIT PETITION (C) NO. 1109 OF 2017

TRANSFER PETITION (C) NO. 235-236 OF 2014

CIVIL APPEAL NO. 2602-2603 OF 2018

O R D E R

SPECIAL LEAVE PETITION (C) NO. 3050 OF 2005

Nothing survives in this petition as we find that due to efflux of time, the parties have lost interest in the matter.

The Special Leave Petition is, accordingly, dismissed.

Pending interlocutory application(s), if any, is/are disposed of.

W.P.(C) No. 939/1996, W.P.(C) No. 108/2005, W.P.(C)

No. 116/2013 and W.P.(C) No. 1109/2017

It is submitted by Ms. Aparajita Singh, learned senior counsel, that these writ petitions have been rendered infructuous.

The Writ Petitions are, accordingly, dismissed as infructuous.

TRANSFER PETITION (C) NOS. 235-236 OF 2014

It appears that these petitions have been rendered infructuous and are, accordingly, dismissed as such.

Pending interlocutory application(s), if any, is/are disposed of.

CIVIL APPEAL NO. 2602-2603 OF 2018

It is clarified in the judgment dated 24.10.2018 passed by this Court in Writ petition (C) No. 13029 of 1985 that with effect from 01.04.2020, only BS-VI compliant vehicles are permitted to be sold. We are not inclined to modify the Judgment and order.

Thus, in view of the Judgment and order passed in the above cited case, these appeals are dismissed.

Pending interlocutory application(s), if any, is/are disposed of.

.....J.
[ARUN MISHRA]

.....J.
[DEEPAK GUPTA]

New Delhi;
SEPTEMBER 30, 2019.

ITEM NO.301

COURT NO.3

SECTION PIL-W

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

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

M.C. MEHTA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

((1) REPORT NO. 103 SUBMITTED BY EPCA (SPECIAL REPORT FOR DELAY IN IMPLEMENTATION OF COLOUR CODED STICKERS ON VEHICLES)(2) I.A. NO. 344 (APPLICATION FOR DIRECTIONS)(3) IA NO. 68247/2019 (APPLN. FOR DIRECTIONS ON BEHALF OF HARYANA STATE INDUSTRIAL AND INFRASTRUCTURE DEVELOPMENT CORPORATION)

WITH

W.P.(C) No. 939/1996 (PIL-W)

SLP(C) No. 13208/1998 (XVI)

SLP(C) No. 3050/2005 (XII-A)

(FOR CONDONATION OF DELAY IN FILING ON IA 1/2005
FOR APPLICATION FOR PERMISSION TO PLACE ON RECORD ADDITIONAL
DOCUMENTS ON IA 2/2006
IA No. 1/2005 - CONDONATION OF DELAY IN FILING)

W.P.(C) No. 108/2005 (PIL-W)

W.P.(C) No. 116/2013 (PIL-W)

T.P.(C) No. 235-236/2014 (XVI-A)

(FOR EX-PARTE STAY ON IA 1/2014
IA No. 1/2014 - EX-PARTE STAY)

W.P.(C) No. 1109/2017 (PIL-W)

(FOR PERMISSION TO APPEAR AND ARGUE IN PERSON ON IA 119376/2017
IA No. 119376/2017 - PERMISSION TO APPEAR AND ARGUE IN PERSON)

C.A. No. 2602-2603/2018 (XVII)

Date : 30-09-2019 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ARUN MISHRA
HON'BLE MR. JUSTICE DEEPAK GUPTA

Counsel for the parties

**MR. HARISH N. SALVE, SR. ADVOCATE (A.C.)
[NOT PRESENT]**

**MS. APARAJITA SINGH, SR. ADVOCATE (A.C.)
MR. A.D.N. RAO, ADVOCATE (A.C.)**

MR. SIDDHARTHA CHOWDHURY, ADVOCATE (A.C.)

PETITIONER-IN-PERSON

**Mr. A. N. S. Nadkarni, ASG
Mr. D. L. Chidananda, Adv.
Mr. Rajesh K. Singh, Adv.
Ms. Archana Pathak Dave, Adv.
Ms. Suhasini Sen, Adv.
Mr. S. S. Rebello, Adv.
Mr. Raj Bahadur Yadav, Adv.
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Mr. Ajitesh Soni, Adv.
Mr. E. C. Agrawala, Adv.**

**Mr. S. Wasim Qadri, Sr. Adv.
Ms. Snidha Mehra, Adv.
Mr. B. V. Balram Das, Adv.
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Ms. Yashika Verma, Adv.**

**Mr. Ajay Bansal, AAG
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MR. SANJAY KR. VISEN, ADVOCATE
Mr. Satish Kumar, Adv.
Ms. Ritu Rastogi, Adv.
Ms. Sasmita Tripathy, Adv.
Ms. Gitanjali Tripathy, Adv.
Ms. Sangeeta Joshi, Adv.**

**Mr. R. K. Kapoor, Adv.
Mr. Rajat Kapoor, Adv.
Ms. Priya Pandey, Adv.
Mr. Anis Ahmad Khan, Adv.**

Mr. N. K. Mody, Sr. Adv.
Mr. Siddhant Gupta, Adv.
Mr. Chirag Sharma, Adv.
Mr. Prabuddha Singh Gaur, Adv.
Mr. M. P. Shurawala, Adv.

Mr. Sandeep Narain, Adv.
Ms. Nivedita Nair, Adv.
For M/S S NARAIN AND CO.

Ms. Uttara Babbar, Adv.
Ms. Bhavana Duhoon, Adv.
Mr. Manan Bansal, Adv.

Mr. Ajay Bansal, Adv.
Mr. Pravin Swarup, Adv.
Mr. B. C. Santosh Kumar, Adv.
Mr. Kamlender Pratap Singh, Adv.
Mr. Gaurav Yadava, Adv.
Ms. Veena Bansal, Adv.

Mr. G. Prakash, Adv.
Mr. Jishnu M. L., Adv.
Mrs. Priyanka Prakash, Adv.
Mrs. Beena Prakash, Adv.

MR. ABHISHEK, ADVOCATE

MS. RUCHI KOHLI, ADVOCATE

MR. B.V. BALRAMDAS, ADVOCATE

MS. ANIL KATIYAR, ADVOCATE

M/S M.V. KINI AND ASSOCIATES

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

REPORT NO. 103 SUBMITTED BY EPCA

We have considered Report No. 103 submitted by EPCA. An order has been passed on 13.08.2018. It was agreed that a hologram sticker of light blue colour should be used for petrol/CNG vehicles and a hologram based sticker of orange colour should be used for diesel vehicles. The order was to be made applicable only for the NCR region.

The order was to be implemented in the NCR region by 02.10.2018.

Thereafter, wide publicity was given to the stickers and procedures for implementing the amendments that are proposed.

On 10.12.2018, the Additional Solicitor General had placed on record the new amendment to the Central Motor Vehicles Rules, 1989 issued vide GSR 1162 (E) dated 4th December, 2018 and a statutory order SO 6052 (E) dated 6^h December, 2018.

It is pointed out that the Ministry of Road Transport and Highways has issued a direction to implement the colour coded stickers on old and new vehicles as a third sticker of the High Security Registration Plate (HSRP).

With respect to the existing vehicles, the following proposals have been submitted in the report :-

"1. HSRP, including third registration mark may be supplied and affixed by the dealer of the vehicle manufacturers.

And/or

2. The manufacturers or suppliers of HSRP, if so authorised by the State concerned, may also supply HSRP including third registration mark on old vehicles.

The deal of the vehicle manufacturers may also affix such plates, supplied by the vehicle manufacturers, on old vehicles."

Let response to the above be filed by the concerned manufacturers and also by the States of Rajasthan, Uttar Pradesh, Haryana and the Government of NCT of Delhi

List on 21.10.2019.

I.A. NO. 344 (APPLICATION FOR DIRECTIONS)

Response to the application be filed by 14.10.2019.

List on 14.10.2019.

IA NO. 68247/2019

(APPLN. FOR DIRECTIONS ON BEHALF OF HARYANA STATE INDUSTRIAL AND INFRASTRUCTURE DEVELOPMENT CORPORATION)

Response to the application be filed by 14.10.2019.

List on 14.10.2019.

W.P.(C) No. 939/1996, W.P.(C) No. 108/2005, W.P.(C) No. 116/2013 and W.P.(C) No. 1109/2017

The writ petitions are dismissed in terms of the signed order.

Pending interlocutory application(s), if any, is/are disposed of.

TRANSFER PETITION (C) NO. 235-236 OF 2014

These petitions are dismissed in terms of the signed order.

Pending interlocutory application(s), if any, is/are disposed of.

CIVIL APPEAL NO. 2602-2603 OF 2018

These appeals are dismissed in terms of the signed order.

Pending interlocutory application(s), if any, is/are disposed of.

SLP(C) No. 3050/2005

The Special Leave Petition is dismissed in terms of the signed order.

Pending interlocutory application(s), if any, is/are disposed of.

SLP (C) No. 13208 of 1998

List on 04.10.2019.

(JAYANT KUMAR ARORA)
COURT MASTER

(JAGDISH CHANDER)
BRANCH OFFICER

(Signed order is placed on the file)