

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

I.A NOS. 71853 & 71856/17 IN W.P. (C) NO.13029 OF 1985

M.C. MEHTA . . .PETITIONER(s)

VERSUS

UNION OF INDIA & ORS. . .RESPONDENT(s)

ADARSH MARKETING . . .APPLICANT(s)

O R D E R

We have heard learned counsel for the applicant, learned Solicitor General and learned *amicus curiae*.

By order dated 9<sup>th</sup> October, 2015, we had levied an Environment Compensation Charge on all light and heavy duty commercial vehicles entering Delhi from outside. This Charge was not recoverable from passenger vehicles and ambulances as also from vehicles carrying essential commodities, namely, food stuffs and oil tankers.

Pursuant to the aforesaid order, the Government of National Capital Territory of Delhi issued a notification on 30<sup>th</sup> October, 2015 exempting vehicles carrying raw vegetables, fruits, grains, milk and tankers carrying petroleum products from levy of Environment Compensation Charge. This notification was then modified on 15<sup>th</sup> February, 2016 to clarify that eggs and ice are also exempted from the Environment Compensation Charge.

In the application, it is stated that salt is also a food item, therefore, it should be exempted from the Environment Compensation Charge.

There is no opposition to this application, as indeed there cannot be, since it cannot be doubted that salt is a food item.

Under the circumstances, the Government of National Capital Territory of Delhi should issue a notification exempting salt from the Environment Compensation Charge.

I.A Nos. 71853 & 71856/17 are accordingly allowed.

.....J.  
(MADAN B. LOKUR)

.....J.  
(DEEPAK GUPTA)

NEW DELHI  
AUGUST 28, 2017

ITEM NO.56

COURT NO.4

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

I.A. NO.34 IN Writ Petition(s) (Civil) No(s).13029/1985

M.C. MEHTA

Petitioner(s)

VERSUS

UNION OF INDIA &amp; ORS.

Respondent(s)

(APPLICATION FOR DIRECTIONS ON B/O GAUTAM NAGAR WELFARE ASSN.)  
AND I.A NOS. 71853 & 71856/17 (APPLICATIONS FOR IMPLEADMENT AND  
CLARIFICATION OF ORDER DT. 9.10.2015 ON B/O ADARSH MARKETING)

Date : 28-08-2017 These applications were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MADAN B. LOKUR  
HON'BLE MR. JUSTICE DEEPAK GUPTA

Mr. Harish N. Salve, Sr. Adv. (A.C.) (NP)

Ms. Aparajita Sinha, Adv, (A.C.)

Mr. A.D.N. Rao, Adv. (A.C.)

Mr. Siddhartha Chowdhury, Adv. (A.C.) (NP)

For Petitioner(s) Petitioner-in-person

For Respondent(s) Mr. Ranjit Kumar, SG  
Mr. Ajit Kumar Sinha, Sr. Adv.  
Mr. R.K. Rathore, Adv.  
Ms. Kiran Bhardwaj, Adv.  
Mr. Ritesh Kumar, Adv.  
Mr. Wasim A. Qadri, Adv.  
Mr. Zaid Ali, Adv.  
Mr. Amit Sharma, Adv.  
Mr. G.S. Makker, AOR

Mr. Vijay Panjwani, AOR

Mr. B.V. Balramdas, AOR

Yoothica Pallavi, Adv.  
Mr. Vishal Ranjan, Adv.  
Mr. Sushil Kr. Singh, AOR

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

I.A. No.34

On the request of learned Solicitor General, list the application after three weeks.

I.A NOS. 71853 & 71856/17

I.A Nos. 71853 & 71856/17 are allowed in terms of the signed order.

(SANJAY KUMAR-I)

AR-CUM-PS

(Signed order is placed on the file)

(SNEH LATA SHARMA)

COURT MASTER