

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

ORIGINAL SUIT NOS.2/1988 & 1/1989

STATE OF ASSAM

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With appln(s) for interim injunction,exemption from
O.T.,directions,withdrawal,interim injunction and
report)

filing
office

WITH ORGNL.SUIT NO. 1 of 1989

(With office report)

Civil Appeal NO. 4020 of 1999

(With office report)

Civil Appeal NO. 4021 of 1999

(With office report)

Date: 12/01/2010 This Petition was called on for hearing
today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE DEEPAK VERMA
HON'BLE DR. JUSTICE B.S. CHAUHAN

For Petitioner(s) Ms. Krishna Sarma, Adv.
 Mr. Ng. J.r.Luwang, Adv.
 For M/S Corporate Law Group,Adv.

Mr. Anil Shrivastav, Adv.

For Respondent(s) M/s. S.W.A. Qadri, Dinesh Thakur,
 Rohini Mukherjee,Ron Bastian, Saima Bakshi,
 S.N. Terdal, Adv.
 For Mr. P. Parmeswaran,Adv.

Mr. Kailash Vasdev, Sr. Adv.

Mr. Gopal Singh ,Adv

Mr. Sanjay Shandilya, Adv.

Mr. Manish Kumar, Adv.

Ms. P. Katakhi, Adv.

Ms. Meenakshi Arora ,Adv

-2-

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

Mr. Justice S.N. Variava, Former Judge of the Supreme

Court of India, was appointed as Chairman of the Local
Commission vide Order dated 25.9.2006. Mr. Justice S.N.

Variava expressed his personal difficulties in continuing with
the Commission and a letter dated 26th December, 2009 to this

effect is sent. Mr. Justice S.N. Variava is hereby relieved of the duty as Chairman of the Local Commission appointed by this Court.

As per this Court's Order Mr. Justice S.N. Variava was entitled of all facilities which are provided to a sitting Judge of this Court including secretariat allowances wherever required. We are told that Mr. Justice S.N. Variava had not submitted any bill so far claiming remuneration or any other benefit.

A sum of Rupees Six Lakhs only (Rs.6,00,000/) is fixed as honorarium for Mr. Justice S.N. Variava and the amount to be paid by the Union of India to be re-imbursed proportionately by both the States. So far as other Members Mr. Kamal Naidu, Retired Principal Chief Conservator of Forest, Andhra Pradesh and Mr. S.P. Goel, Additional Surveyor General of India, are also to be paid Rupees Three Lakhs only (Rs.3,00,000) each for the work so far done.

-3-

As the work of the Local Commission is not yet over, we appoint Hon'ble Mr. Justice Tarun Chatterjee, Judge of this Court as a Chairman of the Local Commission and also Mr. Kamal Naidu, Retired Principal Chief Conservator of Forest, Andhra Pradesh and Mr. S.P. Goel, Additional Surveyor General of India, as Members.

The Chairman as well as the Members may continue on the same terms and conditions as per the Order of this Court dated 25.9.2006.

We are told that this Commission will have to sit few more sittings to complete the work. The Chairman is entitled to be paid honorarium as Rs.50,000/- per sitting and Rs.30,000/- per sitting to each Member. The concerned State shall provide all facilities for carrying out the work of the Commission.

Send a copy of this Order to Hon'ble Mr. Justice Tarun Chatterjee and also to the Members. The Commission is

requested to take over the work at the earliest.

The initial

term of the Commission is fixed for a period of one year from

the date of the first sitting.

List after three months.

(R.K. Dhawan)
Court Master

(Veera Verma)
Court Master