

ITEM NO.5

COURT NO.2

SECTION PIL-W

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

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

M.C. MEHTA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(IN RE: REGIONAL RAPID TRANSPORT SYSTEM
 IN RE : DELHI - ALWAR AND DELHI - PANIPAT CORRIDOR
 AND

(1) IA NOS. 52979, 46925/2021 AND 46903/2023 (APPLNS. FOR
 PERMISSION TO FILE DIRECTIONS, DIRECTIONS AND STAY ON B/O INDIAN
 OIL CORPORATION LTD. AND ORS.)

AND

(2) IA NOS. 129627 AND 129630/2023 (APPLNS. FOR PERMISSION AND
 CLARIFICATION ON B/O CARBON RESOURCES PVT. LTD.)
 ONLY" IN W.P.(C) NO. 13029/1985 ARE LISTED.

(3) IA NO. 141728/2023

(4) IA NO. 131053/2023

"ONLY" NAME OF THE FOLLOWING ADVOCATES MAY BE TREATED TO HAVE BEEN
 SHOWN IN THE LIST:

Date : 24-07-2023 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL

HON'BLE MR. JUSTICE SUDHANSHU DHULIA

MS. APARAJITA SINGH, SR. ADVOCATE (A.C.)

MR. A.D.N. RAO, SR. ADVOCATE (A.C.) (NP)

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

MR. HARISH N. SALVE, SR. ADVOCATE (A.C.) (NP)

For Petitioner(s)

Applicant-in-person (NP)

Petitioner-in-person (NP)

For Respondent(s)

Ms. Aishwarya Bhati, A.S.G.

Mr. Gurmeet Singh Makker, AOR

Ms. Suhasini Sen, Adv.

Mr. Rajesh Kumar Singh, Adv.

Mr. S.s. Rebello, Adv.

Mr. Subhranshu Padhi, Adv.
Ms. Archana Pathak Dave, Adv.
Mr. Wasim Qadri, Adv.
Ms. Ruchi Kolhi, Adv.
Dr. Arun Kumar Yadav, Adv.
Mr. Rohan Gupta, Adv.
Mr. G.S. Makker, AOR

Mrs. Aishwarya Bhati, A.S.G.
Mrs. Suhasini Sen, Adv.
Mr. Rajesh Kumar Singh, Adv.
Mr. Shubhranshu Padhi, Adv.
Mrs. Archana Pathak Dave, Adv.
Mr. Amrish Kumar, AOR

Mrs. Aishwarya Bhati, ASG
Ms. Alka Grawal, Adv.
Ms. Archana Dave Pathak, Adv.
Ms. Baby Devi Bonia, Adv.
Mr. prashant Singh, Adv.
Mr. Siddhartha Sinha, Adv.
Mr. Raj Bahadur Yadav, AOR

Dr. Abhishek Manu Singhvi, Sr. Adv.
Ms. Malvika Kapila, AOR
Ms. Tanwangi Shukla, Adv.
Mr. Siddharth Singh, Adv.

Mr. Jyoti Mendiratta, AOR

Mr. Kapil Sibal, Sr. Adv.
Mr. Shariq Ahmed, Adv.
Muhammad Ali Khan, Adv.
Mr. Tariq Ahmed, Adv.
Mr. Omar Hoda, Adv.
For M/s Ahmadi Law Offices

Mr. Dhruv Mehta, Sr. Adv.
Mr. Himanshu Vij, Adv.
Mr. Akhil Anand, AOR

Mr. Lokesh Sinhal, Sr. A.A.G.
Mr. Sanjay Kumar Visen, AOR

Mr. Kamlendra Mishra, AOR

Mr. Ajay Pal, AOR
Mr. Mayank Dahiya, Adv.
Ms. Sugandh Rathor, Adv.

Mr. Sandeep Kr. Jha, AOR
Mr. Arpit Prakash, Adv.
Ms. Subhamgi Agarwal, Adv.

Mr. Parijat Sinha, AOR
Mr. Rudra Dutta, Adv.
Ms. Pallak Bhagat, Adv.
Ms. Reshmi Rea Sinha, Adv.

Ms. Neeru Vaid, AOR

Mr. S.S. Ray, Adv.
Mr. Manu Monga, Adv.
Ms. Rakshi Ray, AOR

Mr. A.N.S. Nankarni, Sr. adv.
Mr. Rajesh Katyal, Adv.
Mr. Devendra Kumar Singh, Adv.
Ms. Parina Katyal, Adv.

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

**COMPLIANCE AFFIDAVIT IN RE: REGIONAL RAPID TRANSPORT
SYSTEM IN RE: DELHI-ALWAR AND DELHI-PANIPAT CORRIDOR**

We were constrained to pass the last order only on account of the fact that the Government of NCT of Delhi having thrown up its hands to contribute the requisite amount to the projects in question which have been monitored by this Court!

We put to learned senior counsel that if Rs. 1100 Crores can be spent as a budget on the last three financial years, certainly contribution can be made to the infrastructural projects. Learned senior counsel fairly states that on his advice the State is agreed to make budgetary provisions for the projects in question in accordance with the schedule laid down as the schedule itself is spread over a period of time. We

accept the statement and the State Government will remain bound by it while making the budgetary provisions. The over due amount, if any, will be paid within two months.

IA NOS. 46925/2021, 52979 AND 46903/2023

Learned Counsel for the Municipal Corporation seeks time to file reply within four weeks.

List on 05.09.2023.

IA NOS. 129630/2023 AND 129627/2023

Issue notice.

Mr. Raj Bahadur Yadav, accepts notice on behalf of DGFT.

Mr. Akhil Anand, learned counsel accepts notice on behalf of M/s Sanvira Industries Ltd., which is one of the six original consignors.

Reply be filed within two weeks.

Rejoinder thereto, be filed within two weeks thereafter.

Learned ASG submits that a report is to be also filed by the Commission for Air Quality Management(CAQM) so that a better quietus can be put to this matter. The report of the Commission be accordingly submitted within three weeks with advance copy to the learned Amicus Curiae.

List on 05.09.2023.

IA NO. 141728/2023

Taken on Board.

Mr. Kapil Sibal, learned senior counsel states that the issue raised in this application is also identical to the aforesaid and thus this application be also taken up on the next date. Responses be similarly filed as aforesaid. Ordered accordingly.

It is stated that there are some applications sought to be filed electronically which have an identical issue. The Registry to look into the matter. If there are identical issues those applications be also listed together.

IA NO. 131053/2023

Taken on Board.

Learned counsel for the applicant submits that the order dated 15.05.2023 is being interpreted to imply that only such of the BS VI Compliant diesel vehicles are to be registered as required for G-20 and not encompassing all such vehicles.

From a reading of the order it does appear that the order has been passed in the aforesaid terms but learned Amicus Curiae submits that the registration as per directions passed earlier did not relate to the BS VI vehicles and thus all such vehicles may be registered.

In view of the aforesaid, we modify the order

dated 15.05.2023 to permit registration of all such vehicles.

The application stands disposed of.

[CHARANJEET KAUR]
ASTT. REGISTRAR-cum-PS

[POONAM VAID]
COURT MASTER (NSH)