

ITEM NO.25

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

Writ Petition(s)(Civil) No(s).202/1995

IN RE : T.N. GODAVARMAN THIRUMULPAD

Petitioner(s)

VERSUS

UNION OF INDIA AND ORS.

Respondent(s)

INTERLOCUTORY APPLICATION NO. 3972

[REPORT OF CEC REGARDING PROPOSAL OF DELHI JAL BOARD]

In Re : Delhi Jal Board

Date : 10-04-2018 This petition was 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 Singh, Adv. (A.C.)

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

Mr. Sudipto Sircar, Adv.

Ms. Tulika Chikker, Adv.

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

For Petitioner(s)

For Respondent(s)

Mr. A.N.S. Nadkarni, ASG

Mr. S. W.A. Quadri, Adv.

Mr. D.L. Chidanand, Adv.

Mr. Ravinder Bana, Adv.

Ms. Gargi Khanna, Adv.

Mr. Gurmeet Singh Makker, AOR

Mr. Ritesh Kumar, Adv.

Mr. Zaid Ali, Adv.

Mr. Arun Kumar Yadav, Adv.

Mr. Amrish Kumar Sharma, Adv.

Mr. A.K. Sharma, Adv.

Mr. Haris Beeran, AOR

Mr. B.K. Prasad, AOR

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

This is an application filed by the Delhi Jal Board seeking permission for use of 1.6 acres of forest land falling in Sanjay Van which is part of the South Central Ridge area in Delhi to lay 600 MM diameter water pipeline from IIT Gate to Qutab pumping station passing through Sanjay Van for a distance of 1200 meters and which pipeline is the main inlet water carrying pipeline for improvement of the water supply in the Mehrauli Area.

The CEC has given a report dated 17th April, 2017.

We have gone through the contents of the Report and the CEC has given a site specific recommendation which reads as follows:

"5. After considering that the water pipeline project is in public interest and will benefit about 1.75 lakh residents of the area, that the water pipeline project passes through Sanjay Van over a distance of 1,200 meters involving use of 1.6 acres which is about 6,000 sq. mtrs. (1,200 mtrs x 5 mtrs) of forest land and which is part of South Central Ridge, that no felling of trees is involved and that the Ridge Management Board has recommended/approved the project, the CEC recommends that this Hon'ble Court may consider permitting the Delhi Jal Board to use 1.6 acres (about 6,000 sq. meters) forest land in Sanjay

Van for laying of the 600 mm diameter MS pipeline from IIT to Qutab Pumping Station through Sanjay Van over a length of about 1,200 meters subject to the condition that

i) the Applicant Delhi Jal Board will obtain statutory clearance from the competent authority under Section 2 of the Forest (Conservation) Act, 1980; and

ii) the Delhi Jal Board shall deposit 5% of the sanctioned project cost with the Ridge Management Board Fund and which fund, under close supervision and directions of the Ridge Management Board, shall be used by the Delhi Forest Department for conservation and development of Delhi Ridge.”

We accept the report of the CEC.

The Delhi Jal Board may be informed accordingly.

The application stands disposed of.

(SANJAY KUMAR-I)
AR-CUM-PS

(SAROJ KUMARI GAUR)
COURT MASTER