

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.3943 in I.A. Nos.1689-1691 in Writ Petition(s) (Civil)
No(s). 202/1995

IN RE : T.N. GODAVARMAN THIRUMULPAD Petitioner(s)

VERSUS

UNION OF INDIA & ORS Respondent(s)
(For permission and Office Report)

Date : 06/03/2017 These applications were called on for hearing
today.

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

For Petitioner(s) Mr. Harish N. Salve, Sr. Adv. (NP)

Mr. Siddhartha Chowdhury, AOR (AC)

Mr. A.D.N. Rao, AOR (AC)

Ms. Aparajita Singh, AOR (AC)

For Respondent(s) Mr. Ranjit Kumar, SG
Mr. S. Wasim A. Qadri, Adv.
Mr. Ajay Sharma, Adv.
Mr. G.S. Makker, Adv.

Mr. Ravindra Bana, Adv.

Mr. Anil Katiyar, Adv.

Mr. S.S. Shamsbery, AAG

Mr. Amit Sharma, Adv.

Mr. Ankit Raj, Adv.

Ms. Ruchi Kohli, AOR

Mr. Haris Beeran, AOR

Mr. Ajay Choudhary, AOR

UPON hearing the counsel the Court made the following

O R D E R

We have heard learned counsel for the parties as well as

learned Amicus.

The prayer in the application is to permit the applicant i.e. Rajasthan Rajya Vidyut Utpadan Nigam Ltd. to carry out the repair work mentioned in para 9 of the application.

Para 9 of the application reads as follows:

"That in view thereof, it is necessary that the corrective measures be taken to ensure safety of the pipe bridge, balancing reservoir cum MCC Room constructed by the applicant, for which purpose, the applicants would be requiring permission of this Hon'ble Court. The Applicant thus seeks permission of this Hon'ble Court to carry out the following measures:-

(a) Temporary measures :- Earth Filling and laying of sand bags around the foundations of the structures enforcing with stone pitching and wire mesh.

(b) Permanent Measures:-

(i) The earthen bank along and around the head works be dressed in a slope and bank protection with stone pitching along with masonry retaining wall along and around head works be done. The stone pitching on the slope is to be done in between masonry walls constructed in grids of 3M X 3M.

(c) Chain wire fencing around the structures which does not have any sharp edges or nails."

The purpose of the repair work is to secure the pipe bridge, balancing reservoir and pipeline situated in Chambal river and part of which is going through the National Ghadiyal Sanctuary. Photographs of the state of affairs with regard to pipeline have been annexed.

We have seen these photographs and find no reason to deny the prayer made in the application.

However, we make it clear that the repair work should be completed within a period of three weeks from today. The applicant will also make sure that no disturbance is caused to the wildlife and no building or construction material is left behind.

Photographs evidencing cleaning up of the area should also be filed.

List the matter after five weeks for compliance.

(Meenakshi Kohli)
Court Master (SH)

(Sharda Kapoor)
Court Master (NS)