

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). 13029/1985

M.C. MEHTA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(1) IN RE: REPORT NO. 71 AND 78 SUBMITTED BY EPCA
(REGARDING COMPREHENSIVE ACTION PLAN FOR AIR POLLUTION CONTROL AND
SUPPLEMENTARY REPORT ON THE COMPREHENSIVE ACTION PLAN WITH
TIMELINES)

2) IN RE: REPORT NO. 73 AND 75 SUBMITTED BY EPCA (ON THE ASSESSMENT
OF POLLUTION UNDER CONTROL (PUC) PROGRAMME IN DELHI AND NCR

Date : 25-01-2018 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. Advocate (A.C.) [NP]

Ms. Aparajita Singh, Advocate (A.C.)

Mr. A.D.N. Rao, Advocate (A.C.) [NP]

Mr. Siddhartha Chowdhury, Advocate (A.C.) [NP]

For Petitioner(S) Petitioner-In-Person

For Respondent(S) Mr. Vijay Panjwani, Advocate

Mr. A.N.S. Nadkarni, ASG

Ms. Pinky Anand, ASG

Mr. D.L. Chidanand, Adv.

Mr. Ritesh Kumar, Adv.

Mr. Zaid Ali, Adv.

Mr. S. Wasim A. Qadri, Adv.

Ms. Snidha Mehra, Adv.

Mr. G.S. Makker, Advocate.

Ms. Divya Prakash Pande, Adv.

Mr. Gopal Subramaniam, Sr. Adv.

Mr. Akshat Hansaria, Adv.

Mr. Mohit Singh, Adv.

Mr. Pawan Bhushan, Adv.
Mr. Ritesh Bajaj, Adv.

Ms. Noopur Singhal, Adv.
Mr. Satish Kumar, Adv.
Mr. Sanjay Kr. Visen, Advocate

Mr. Abhishek, Advocate

Ms. Ruchi Kohli, Advocate

Mr. B.V. Balram Das, Advocate

Mr. Mukul Rohatgi, Sr. Adv.
Mr. Sandeep Narain, Adv.
Ms. Anjali Agarwal, Adv.
For M/S S Narain And Co., Advocates

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

REPORT NO. 71 AND 78 (Comprehensive Action Plan)

Learned ASG has placed before us a direction under Sections 3 and 5 of the Environment Protection Act, 1986. This direction is dated 24th January, 2018 and the subject is the Comprehensive Action Plan (CAP) for Air Pollution Control (Report 71 and 78 of EPCA).

It is submitted by the learned ASG that to ensure compliance with the orders passed by this Court from time to time and to ensure effective implementation of the actions prescribed in the Comprehensive Action Plan, the Central Pollution Control Board has been requested to issue appropriate direction under the Environment Protection Act, 1986 to all the concerned stake holders in the Centre and in Delhi NCR States i.e. U.P., Haryana and Rajasthan for undertaking all necessary measures for meeting the timelines as prescribed in the Comprehensive Action Plan. The timelines arrived at in a meeting held under the Chairmanship of the Secretary (EF&CC) on 28th December, 2017, the meeting was attended by EPCA and

the timelines have been agreed as mentioned in the direction.

It is further stated by the learned ASG that the CPCB will issue appropriate directions during the course of the day.

In our order dated 13.12.2017, we had also observed that it might be appropriate if the Ministry of Environment, Forests and Climate Change looks into the matter of air pollution on a nation wide basis since it is not a problem confined only to the NCR but is a problem concerning the entire country.

Learned ASG says that steps are being taken in this regard and final decision will be taken very soon.

On his request the matter is adjourned to 05.02.2018.

The objections of SIAM will also be heard on 05.02.2018.

REPORT NO. 73 AND 75 (ASSESSMENT OF POLLUTION UNDER CONTROL (PUC) PROGRAMME)

Learned Amicus says that EPCA has received a Report from the Automotive Research Association of India in Pune pursuant to our order dated 11.10.2017 relating to pollution under control (PUC Certificate Programme).

A copy of the Report has been handed over in the Court today and is taken on record.

The learned ASG would like to look into the Report.

List the matter on 05.02.2018.

The issue of On-board Diagnostics will be taken up on the next date of hearing.

(MEENAKSHI KOHLI)
COURT MASTER

(KAILASH CHANDER)
COURT MASTER