

ITEM NO.2

COURT NO.3

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

I.A. NOS.172361, 172378 AND 172379/2018 in W.P.(C) No.13381/1984

M.C. MEHTA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(IN RE: TAJ TRAPEZIUM ZONE IA NOS. 172361, 172378 AND 172379/2018 (APPLNS. FOR INTERVENTION, DIRECTIONS AND EXEMPTION FROM FILING O.T.) "ONLY" IN W.P. (C) NO. 13381/1984 ARE LISTED TODAY. "ONLY" NAMES OF THE FOLLOWING ADVOCATES MAY BE TREATED TO HAVE BEEN SHOWN IN THE LIST. PETITIONER-IN-PERSON, MR. A.D.N. RAO, MS. ANIL KATIYAR, MR. M.K. MARORIA, MR. G.S. MAKKER, MR. VIJAY PANJWANI, MR. KAMLENDRA MISHRA, MR. ANKUR PRAKASH, MS. MAYURI RAGHUVANSHI, ADVOCATES)

Date : 22-02-2019 These applications were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.A. BOBDE
HON'BLE MR. JUSTICE DEEPAK GUPTA

Counsel for the parties

Petitioner-in-person

Mr. Sanjay Upadhyay, Adv.
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Mr. D.L. Chidananda, Adv.
Ms. Suhasini Sen, Adv.
Mr. Gurmeet Singh Makker, AOR

Mr. Ankur Prakash, AOR
Mr. Ashutosh K. Sharma, Adv.

Mr. Tushar Mehta, SG
Ms. Aishwarya Bhati, AAG
Mr. Rajiv Kumar Dubey, Adv.
Mr. Kamlendra Mishra, AOR
Ms. Vaidrati Mishra, Adv.

Mrs. Anil Katiyar, AOR

Mr. M.K. Maroria, AOR

Mr. Annam D. N. Rao, AOR
Mr. Sudipto Sircar, Adv.
Mr. Annam Venkatesh, Adv.
Mr. Rahul Mishra, Adv.

Mr. Vijay Panjwani, AOR

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

IA NOS.172361, 172378 AND 172379/2018

The applicant - Agra Nagar Nigam is an urban local body seeking permission of this Court to set up Waste to Energy Plant at the Kuberpur landfill site at Agra through the Project Proponent.

Before granting such permission, we think that this matter needs to be examined by experts. We accordingly request the National Environmental Engineering Research Institute (NEERI), Nagpur and the Central Pollution Control Board (CPCB) to look into the matter and after considering the proposal of the Agra Pollution Control Board and jointly inspecting the site, suggest whether this Waste to Energy Plant would help in reducing toxicity in the air and soil or would increase it or/and would also recommend whether this plant should be set up at this site or any other suitable site. They shall both visit the site and submit a joint report within a period of six weeks from today.

It will be open to the applicant, the writ petitioner, and the *Amicus Curiae* to put their views before the Joint Committee.

List the instant applications after six weeks.

(SANJAY KUMAR-II)
COURT MASTER (SH)

(INDU KUMARI POKHRIYAL)
ASSISTANT REGISTRAR