

ITEM NO.2

COURT NO.9

SECTION XVII

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

CIVIL APPEAL NO(S). 3856/2022

SINGRAULI SUPER THERMAL POWER STATION

APPELLANT(S)

VERSUS

ASHWANI KUMAR DUBEY & ORS.

RESPONDENT(S)

(IA No.72487/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.72484/2022-STAY APPLICATION, IA No. 92162/2022 - APPLICATION FOR TAKING ON RECORD, IA No. 72487/2022 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 72484/2022 - STAY APPLICATION)

WITH

C.A. No. 4529/2022 (XVII)

(IA No. 84271/2022 - EX-PARTE STAY, IA No. 84272/2022 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 82989/2022 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

C.A. No. 4525/2022 (XVII)

(IA No. 83620/2022 - ADDITION / DELETION / MODIFICATION PARTIES, IA No. 83617/2022 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 83616/2022 - STAY APPLICATION)

C.A. No. 4581/2022 (XVII)

(IA No. 85904/2022 - DELETING THE NAME OF PETITIONER/RESPONDENT, IA No. 85903/2022 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT IA No. 85902/2022 - STAY APPLICATION)

Date : 06-09-2022 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE AJAY RASTOGI
HON'BLE MRS. JUSTICE B.V. NAGARATHNA

For Appellant(s)

Mr. Tushar Mehta, Ld. SG
 Mr. Shailesh Madiyal, AOR
 Mr. Sudhanshu Prakash, Adv.
 Mr. Vinayaka S. Pandit, Adv.
 Mr. Rajan Parmar, Adv.

Mr. Sanjay Jain, Sr. Adv.
Mr. Adarsh Tripathi, Adv.
Mr. Vikram S. Baid, Adv.
Mr. Anuvrat Sharma, AOR

Mr. Mahfooz Ahsan Nazki, AOR

For Respondent(s)

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

One of the contention advanced by the learned Counsel for the appellant(s) Mr. Tushar Mehta, Ld. SG is that the committee's report which has been made to be the basis and relied upon by the National Green Tribunal while passing the order impugned was uploaded on 15.01.2022 and without affording reasonable opportunity to file objections, the final judgment came to be passed on 18.01.2022, the procedure adopted, according to him is the clear violation of principles of natural justice.

Issue notice to respondent nos. 1, 2 and 3, returnable on 11.10.2022.

Dasti, in addition, is permitted to be served.

(POOJA SHARMA)
COURT MASTER (SH)

(MONIKA DEY)
COURT MASTER (NSH)