

è\225ITEM NO.1
[PART-HEARD]

COURT NO.6

SECTION PIL

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

WRIT PETITION (CIVIL) NO(s). 435 OF 2012

GOA FOUNDATION

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With application for directions, modification of Court's order intervention, interim Relief, stay/direction, clarification of Court's order, permission to file additional affidavit and office report)

WITH
WRIT PETITION) NO. 99/2013
M/S H.L. NATHURMAL V. UNION OF INDIA AND ORS.]
(With application for ex parte stay, directions and office report)

T.C. No..... @ T.P.(C) NO. 8 of 2013
[V.M. SALGAOCAR & BROTHER PVT. LTD. & ANR. V. THE SHAH COMMISSION OF INQUIRY & ORS.]
(With office report)

T.C. No..... @ T.P.(C) NO. 230 of 2013
[GOA MINING ASSOCIATION V. SHAH COMMISSION & ORS.]
(With application for ex-parte stay and office report)

T.C. No..... @ T.P.(C) No. 1441 of 2013
[DEEPAK M. GHARSE V. UNION OF INDIA & ORS.]
(With office report)

T.C. No..... @ T.P.(C) No. 1186 of 2013
[M/S. PANDURANG TIMBLO INDUSTRIES & ORS. V. THE SHAH COMMISSION OF INQUIRY AND ORS.]
(With office report)

T.C. No..... @ T.P.(C) No. 574 of 2013
[SOCIEDADE TIMBLO IRMAOS LIMITADA & ANR. V. UNION OF INDIA & ORS.]
(With office report)

T.C. No..... @ T.P.(C) No. 766 of 2013
[ANA BERTA DO REGO E. FERNANDES & ANR. V. UNION OF INDIA & ORS.]
(With application for ex-parte stay and office report]

T.C. No..... @ T.P.(C) No. 770 of 2013
[SOCIEDADE TIMBLO IRMAOS LIMITADA & ANR. V. UNION OF INDIA & ORS.]
(With application for ex-parte stay and office report]

T.C. No..... @ T.P.(C) No. 776 of 2013
[SHRI ALEIXO MANUAL C.P. DA COST V. UNION OF INDIA & ORS.]
(With application for ex-parte stay and office report]

T.C. No..... @ T.P.(C) No. 836 of 2013
[KUNDA RAGHUVIR GHARSE V. UNION OF INDIA & ORS.]
(With application for ex parte stay and office report)

T.C. No..... @ T.P.(C) No. 864 of 2013
[NOOR MOHD. ABDUL KARIM & ANR. V. UNION OF INDIA & ORS.]
(With application for ex parte stay and office report)

T.C. No..... @ T.P.(C) No. 866 of 2013
[KAMALINI RAMAKANT PAIGUINKAR & ORS. V. UNION OF INDIA & ORS.]

(With application for ex parte stay and office report)

T.C. No..... @ T.P.(C) No. 869 of 2013

[M.S BADDRUDINHASSAINBHAI MAVANI V. UNION OF INDIA & ORS.]

(With application for ex parte stay and office report)

IA NO. 2580 & 2669 in IA 2580 in WP(C) NO.202/1995

[T.N. GODAVARMAN THIRUMULPAD V. UNION OF INDIA & ORS.]

(Recommendations of CEC in Application No. 1041 and directions)

WRIT PETITION) NO. 184 of 2013

[RAJESH P. TIMBLOO V. UNION OF INDIA & ORS.]

(With application for permission to file additional documents and office report)

IA NO. 1000 with 982-984, 1026-1028, 1123-1124, 1197-1199, 1210-1211, 1250-1251, 1512 and 1412 in 887 with 1992 in WP(C) No. 202 of 1995

[T.N. GODAVARMAN THIRUMULPAD V. UNION OF INDIA & ORS.]

(For directions, recommendation of CEC, impleadment and exemption from filing official translation)

SLP(C)... CC 6594/2007

[STATE OF M.P., DEPTT. OF MINR. RES. TR. OIC. V. RAJEEV GOSWAMI & ORS.]

(With application for condonation of delay in filing SLP and office report)

WITH

IA Nos. 170-175 in WP(C) NO.460/2004

[GOA FOUNDATION V. UNION OF INDIA]

(For direction and impleadment)

IA NOS. 176-178 in WP(C) NO.460/2004

[GOA FOUNDATION V. UNION OF INDIA]

(For impleadment, direction, permission to file additional documents)

Date: 22/10/2013 These Petitions/Applications were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. PATNAIK

HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR

HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA

AMICUS CURIAE

Mr. Harish N. Salve, Sr. Adv. (NP)

Mr. Uday Umesh Lalit, Sr. Adv. (NP)

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Mr. Siddharth Chowdhury, Adv.

Mr. M.K. Jiwrajika, Member Secretary
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In WP 435 Ms. Norma Alvares, Adv.

Mr. Pranav Sachdeva, Adv.

In WP 99 Mr. Amit Sharma, Adv.

Mr. Kunal A. Cheema, Adv.

In WP 184 Mr. Rohit M. Alex, Adv.

Mr. P.S. Sudheer, Adv.

Mr. Rishi Maheshwari, Adv.

Mr. Anshul Gupta, Adv.

In Rest of the TPs Mr. K.K. Venugopal, Sr. Adv.

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Ms. Surekha Rayan, Adv.

Mr. Gaurav Nair, Adv.

For M/s. K.J. John & Co., Advs.

In TP 1441Mr. R.A. Dada, Sr. Adv.
Mr. Yashraj Singh Deora, Adv.

In TP 574Mr. Rafique A. Dada, Sr. Adv.
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Mr. Parag Rao, Adv.
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Mr. Santosh Paul, Adv.
Mr. Arvind Gupta, Adv.
Mr. Piyush Sharma, Adv.
Ms. Savita Singh, Adv.
Mr. Santosh S. Anurlekar, Adv.
Mr. Sanmit Bodke, Adv.
Mr. Harish Pandey, Adv.

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Mr. Pranav Sachdeva, Adv.

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Welfare UnionMs. Jubli Momalia, Adv.
Ms. Jyoti Mendiratta, Adv.

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In IA 7 & 8
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Ms. Surekha Raman, Adv.
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In IA 10 & 72Mr. Mukul Rohtagi, Sr. Adv.
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Mr. Jayant Mohan, Adv.

In IA 11, 12 & 60Ms. Kiran Suri, Sr. Adv.
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In IA 19, 20 & 21Mr. Shikhil Suri, Adv.
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In IA 22 & 77Mr. Shikhil Suri, Adv.
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Mr. Chandrika Prasad Mishra, Adv.
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Emco, Shashikala,Mr. Gaurav Nair, Adv.
Atchuta Visnum,
Rajaram Bandekar
Mines, Smt.Shakuntala
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In IA 41, 71 & 72
M/s. Bandekar Bros Mr. C.A. Sundaram, Sr. Adv.
Pvt. Ltd. Mr. Parijat Sinha, Adv.
Ms. Reshmi Rea sinha, Adv.
Mr. Anil Kumar Mishra, Adv.
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In IA 42
M/s Madachem Bat Mr. C.A. Sundaram, Sr. Adv.
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Ms. Reshmi rea Sinha, Adv.
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Mr. S.C. Ghosh, Adv.

In IA 43 & 44

Village Panchayat of
Kirlapal-Dabal & Ors.
Ms. Madhu Sikri, Adv.

In IA 45 Mr. K.K. Venugopal, Sr. Adv.
M/s Baddruddin Mr. Chander Uday Singh, Sr. Adv.
Hussainbhai Mavani Mr. Pratap Venugopal, Adv.
Ms. Surekha Raman, Adv.
Mr. Varun singh, Adv.
Ms. Meenakshi Chauhan, Adv.
Mr. Anuj Sarma, Adv.
Mr. Gaurav Nair, Adv.
For M/s. KJ John & Co., Advs.

In IA 46
Kamalini Ramakant
Painguinkar & Ors. Mr. K.K. Venugopal, Sr. Adv.
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Mr. Pratap Venugopal, Adv.
Ms. Surekha Raman, Adv.
Mr. Varun singh, Adv.
Ms. Meenakshi Chauhan, Adv.
Mr. Anuj Sarma, Adv.
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In IA 47
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In IA 48 & 49 Mr. Rohit M. Alex, Adv.
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In IA 50 Mr. Braj Kishore Mishra, Adv.
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& Minerals Ltd. Mr. Vikram Patralekh, Adv.
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In IA 52 Mr. Shikhil Suri, Adv.
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In IA 53 Mr. Sriram Parakkat, Adv.
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In IA 74

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In IA 75
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In IA 78
Shantilal KushaldasMs. Kiran Suri, Sr. Adv.
& Bros P. Ltd.Dr. (Ms.) Vipin Gupta, Adv.
Mr. S.J. Amith, Adv.
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In IA 79

In IA 81 & 82Ms. Kiran Suri, Sr. Adv.
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In IA 83

In IA 2580 & 2669Mr. C.A. Sundaram, Sr. Adv.
Mr. Sumit Goel, Adv.
Ms. Sarab Jot Walia, Adv.
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Mr. Colin Gonsalves, Sr. Adv.
Ms. Jubli Momalia, Adv.
Ms. Juno Rahman, Adv.
Ms. Jyoti Mendiratta, Adv.

In IA NO. 1123-1124
Mr. Prateek Jalan, Adv.
Mr. Biju M., Adv.

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Mr. Anirudh Tanwar, Adv.
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For M/s Parekh & Co., Adv.

For RR 8-HL Nathurmali
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For RR 12- Socie. Ms. Anupama Dhurve, Adv.
Tim. Irmaos Lim. Mr. Abhishek Puri, Adv.

For Rr No. 13
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For RR 14
For M/s Mitter & Mitter Co., Advs.

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Mr. Varun Singh, Adv.
Ms. Meenakshi Chauhan, Adv.
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Mr. Gaurav Nair, Adv.
For M/s. KJ John & Co., Advs.

For RR 28 -M/s.
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Ms. Reshmi Rea sinha, Adv.
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Mr. Rameshwar Prasad Goyal, Adv.

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Mr. Pratap Venugopal, Adv.
Ms. Surekha Raman, Adv.
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Mr. Anuj Sarma, Adv.
Mr. Gaurav Nair, Adv.
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Rajasthan in Mr. Amit Lubhaya, Adv.
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Mr. Tarun Johri, Adv.

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Ms. Suchitra A. Chitale, Adv.

Mr. Ejaz Maqbool, Adv.

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In IA 1412Mr. P.H. Parekh, Sr. Adv.
For M/s. Parekh & Co., Advs.

For State of Rajasthan
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Mr. Milind Kumar, Adv.
Mr. D.K. Garg, Adv.

Mr. Gaurav Agrawal, Adv.

Ms. Purnima Bhat Kak, Adv.

Mr. K. Parmeshwar, Adv.

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Mr. Y. Rajagopal Rao, Adv.
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Mr. D.K. Garg, Adv.
Ms. Asha G. Nair, Adv.
Mr. Ejaz Maqbool, Adv.
Mr. P.V. Yogeshwaran, Adv.
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Ms. Hemantika Wahi, Adv.
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Mr. Mishra Saurabh, Adv.
Mr. Sanjay R. Hegde, Adv.
Mr. Harris Beeran, Adv.
Mr. P.K. Manohar, Adv.
Mr. K. Parmeshwar, Adv.
Ms. Purnima Bhat Kak, Adv.
Mr. K.L. Janjani, Adv.
Mr. Y. Rajgopal Rao, Adv.
Mr. M.V. Sridhar Potaraju, Adv.

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

Mr. Rafique Dada, learned senior counsel resumed; his arguments at 10:30 a.m. and concluded at 12:00p.m. Thereafter Mr. Ravi Shankar Prasad, learned senior counsel representing the Panchayat made his submissions till 2:30p.m. Thereafter Mr. Ranjit Kumar, learned senior counsel on behalf of M/s. Pandurang Timbloo addressed the Court and was on his legs when the Court rose for the day leaving the matters part-heard.

[KALYANI GUPTA]
COURT MASTER
[G. SUDHAKARA RAO]
COURT MASTER
[SHARDA KAPOOR]
COURT MASTER