

ITEM NO.54

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

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) IA NOS. 112348 AND 112352/2018 (APPLNS. FOR IMPLEADMENT AND DIRECTIONS ON BEHALF OF TOYOTA KIRLOSKAR MOTORS PVT. LTD.)

WITH

W.P.(C) No. 1109/2017 (PIL-W)

(FOR PERMISSION TO APPEAR AND ARGUE IN PERSON ON IA 119376/2017)

Date : 13-08-2018 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MADAN B. LOKUR
HON'BLE MR. JUSTICE S. ABDUL NAZEER
HON'BLE MR. JUSTICE DEEPAK GUPTA

Mr. Harish N. Salve, Sr. Adv. (A.C.)[NP]

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

Mr. A.D.N. Rao, Adv.(A.C.)

Mr. Siddhartha Chowdhury, Adv.(A.C.)

For Petitioner(s) Petitioner-in-person

For Respondent(s) Mr. A.N.S. Nadkarni, ASG
Ms. Pinky Anand, ASG
Mr. S.W.A. Qadri, Adv.
Mr. D.L. Chidanand, Adv.
Mr. Devasis Bharuka, Adv.
Ms. Suhasini Sen, Adv.
Mr. Ritesh Kumar, Adv.
Mr. Amit Sharma, Adv.
Mr. Rajesh Kr. Singh, Adv.

Mr. Raj Bahadur, Adv.
Ms. Snidha Mehra, Adv.
Mr. G.S. Makker, Advocate

Mr. Ajay Bansal, AAG
Mr. Anil Grover, AAG
Ms. Noopur Singhal, Adv.
Mr. Gaurav Yadava, Adv.
Ms. Veena Bansal, Adv.
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Dr. Monika Gusain, Adv.

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Ms. Anjali Agarwal, Adv.
for M/S S Narain And Co.

Mr. Rohit K. Singh, Advocate

Mr. Rohit Narayan, Advocate

Mr. Faisal Sherwani, Advocate

Mr. S.N. Terdel, Advocate

Mr. Akshat Hansaria, Adv.
Mr. Akash Chatterjee, Adv.

Mr. D.N. Goburdhun, Adv.
Ms. Pallavi Chopra, Adv.

112348 & 112352

Mr. Ashwini Mata, Sr. Adv.
Mr. Vijay Sondhi, Adv.
Mr. Nakul Sachdeva, Adv.
Mr. Aakasshan Sahay, Adv.
Ms. Nayamat Sistani, Adv.

IOCL

Mr. Rahul Narayan, Adv.
Ms. Mala Narayan, Adv.
Mr. Shashwat Goel, Adv.

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

REPORT NO. 71 AND 78

In Re: Stickers for vehicles

We have heard learned *amicus curiae* as well as learned Additional Solicitor General and learned counsel for SIAM.

The suggestion given by learned *amicus curiae* was to the effect that colour stickers should be placed on the windshield of the vehicles to give an indication of the nature of fuel being used.

The suggestion given by learned *amicus curiae* is acceptable both to learned Additional Solicitor General appearing on behalf of the Union of India as well as to learned counsel for SIAM.

It is agreed that a hologram based sticker of light blue colour should be used for petrol/CNG vehicles and a hologram based sticker of orange colour should be used for diesel vehicles.

Of course, this would be applicable only for the NCR Region.

It is submitted by learned counsel appearing on behalf of Toyota Kirloskar Motors Pvt. Ltd. that so far as strong hybrid vehicles are concerned, they should fall on the same category as electric vehicles.

Learned Additional Solicitor General may consider providing for a green colour sticker for strong hybrid vehicles. A decision in this regard may be taken within two weeks.

In the meanwhile, the decision for stickers of light blue colour and orange colour should be implemented in the NCR Region by 2nd October, 2018 latest.

In re: Recommendation Nos.2.2.1 and 2.2.2

As regards, Recommendation Nos.2.2.1 and 2.2.2, list the matter on 17th August, 2018.

IA NOS. 112348 AND 112352/2018 (APPLNS. FOR IMPLEADMENT AND DIRECTIONS ON BEHALF OF TOYOTA KIRLOSKAR MOTORS PVT. LTD.)

In view of the order passed above, these applications are disposed of.

(SANJAY KUMAR-I)
AR-CUM-PS

(KAILASH CHANDER)
COURT MASTER

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Writ Petition(s)(Civil) No(s).13029/1985

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Petitioner(s)

VERSUS

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Respondent(s)

(3) IN RE: REPORT NOS. 86 AND 88 SUBMITTED BY EPCA
(REGARDING STATUS OF FUNDS AND HYDROGEN FUEL-CELL BUSES)

Date : 13-08-2018 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MADAN B. LOKUR
HON'BLE MR. JUSTICE S. ABDUL NAZEER
HON'BLE MR. JUSTICE DEEPAK GUPTA

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Mr. Shashwat Goel, Adv.

UPON hearing the counsel the Court made the following

O R D E R

**IN RE: REPORT NOS. 86 AND 88 SUBMITTED BY EPCA
(HYDROGEN FUEL-CELL BUSES)**

Pursuant to our order dated 23rd July, 2018, a positive affidavit has been filed by the Indian Oil Corporation Ltd..

It is stated in the affidavit that a study is being carried out by Indian Oil Corporation Ltd. for using a mixture of hydrogen and CNG as fuel for buses. It is further stated that the study will take about six months or so with implementation thereafter as a pilot project. It is also stated in the affidavit that an amount of Rs.14 crores would be required for implementing the project towards capital expenditure.

Since there is a sufficient amount lying in the Environment Compensation Charge (ECC), an amount of Rs.15 crores may be sanctioned to the Indian Oil Corporation Ltd. for carrying out its study and the pilot project.

List the matter on 28th November, 2018.

**(SANJAY KUMAR-I)
AR-CUM-PS**

**(KAILASH CHANDER)
COURT MASTER**

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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)

(4) IA NO. 47751/2017 (APPLN. FOR VACATION OF STAY GRANTED VIDE ORDER DT. 30.4.2010 ON B/O DIRECTORATE OF ESTATES)

Date : 13-08-2018 This petition was called on for hearing today.

CORAM :

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HON'BLE MR. JUSTICE S. ABDUL NAZEER
HON'BLE MR. JUSTICE DEEPAK GUPTA

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Mr. Akash Chatterjee, Adv.

Mr. D.N. Goburdhun, Adv.
Ms. Pallavi Chopra, Adv.

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

The application is dismissed.

(SANJAY KUMAR-I)
AR-CUM-PS

(KAILASH CHANDER)
COURT MASTER