

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION  
CIVIL APPEAL NO. 3092 OF 2020

SPECIAL PROTECTION GROUP (SPG)

... Appellant(s)

VERSUS

VARDHAMAN KAUSHIK & ORS.

... Respondent(s)

O R D E R

This appeal under Section 22 of the National Green Tribunal Act, 2010 is against a final judgment and order dated 9<sup>th</sup> October, 2019 passed by the learned National Green Tribunal dismissing Miscellaneous Application No. 159 of 2019 filed by the appellant in a pending appeal being O.A.No. 21 of 2014.

The application being M.A. No. 159 of 2019 was filed seeking appropriate orders directing the registration of two diesel variant water tankers and one diesel variant X-BIS (X-ray Baggage Inspection System) as tactical vehicle equipped with heavy machinery and other security features pending disposal of the appeal.

The Special Protection Group, an armed force of the Union of India, set up by an Act of Parliament, provides proximate security to the Prime Minister of India, former Prime Ministers of India and members of their immediate families. For full proof security, the Special Protection Group requires logistics for tactical deployment of *inter alia* technical equipment. Specialised vehicles are essential and integral part of the S.P.G. technical logistics.

S.P.G. purchased two diesel variant water tankers and one diesel variant X-BIS equipped with heavy machinery and other security features customised to its requirement. The vehicles are specially designed and customised vehicles, specially the X-BIS vehicle. No alternative vehicles of petrol or C.N.G. variant are available in the market which can carry out the functions which these specialised vehicles are required to perform.

In these circumstances the appellant filed an application being M.A. No. 159 of 2019 for registration of the vehicles. The learned Tribunal dismissed the application, even though the petitioner had been granted liberty to approach the Tribunal for seeking registration of specialized vehicles in the interim period, during the pendency of the appeal.

Since the vehicles in question are specialized vehicles integral to the security functions of S.P.G. with no alternative, petrol or CNG variants, the appeal is allowed.

The concerned Authorities are directed to register the three specialised vehicles specified in the appeal petition at the earliest.

....., J.  
(Indira Banerjee)

....., J.  
(J.K. Maheshwari)

New Delhi;  
November 22, 2021.

ITEM NO.39                      Court 8 (Video Conferencing)                      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). 3092/2020

SPECIAL PROTECTION GROUP(SPG)                      Appellant(s)

VERSUS

VARDHAMAN KAUSHIK & ORS.                      Respondent(s)

(IA No. 122182/2020 - EARLY HEARING APPLICATION)

Date : 22-11-2021 These matters were called on for hearing today.

CORAM : HON'BLE MS. JUSTICE INDIRA BANERJEE  
HON'BLE MR. JUSTICE J.K. MAHESHWARI

For Appellant(s)                      Ms. Aishwarya Bhati, ASG  
   Ms. Suhasini Sen, Adv.  
   Mr. Sughosh Subramanian, Adv.  
   Mr. Rajan Kumar courasia, Adv.  
   Mr. Arvind Kumar Sharma, AOR

For Respondent(s)                      Mr. Chirag M. Shroff, AOR

   Mr. Saurabh Mishra, AOR  
   Mr. Nikhil Sharma, Adv.  
   Mr. Rakesh Chander, Adv.

   Mr. D. N. Goburdhan, AOR

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

Since the vehicles in question are specialized vehicles integral to the security functions of S.P.G. with no alternative, petrol or CNG variants, the appeal is allowed in terms of the signed order.

The concerned Authorities are directed to register the three specialised vehicles specified in the appeal petition at the earliest.

(GULSHAN KUMAR ARORA)  
AR-CUM-PS

(MATHEW ABRAHAM)  
COURT MASTER (NSH)

(Signed order is placed on the file)