

ITEM NO.19

COURT NO.10

SECTION XI

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

Petition(s) for Special Leave to Appeal (C) No(s). 2127/2017

(Arising out of impugned final judgment and order dated 19/12/2016 in WPC No. 56316/2016 passed by the High Court Of Judicature at Allahabad)

CHURCH OF NORTH INDIA TRUST ASSOCIATION

Petitioner(s)

VERSUS

UNION OF INDIA AND ORS

Respondent(s)

(with appln. (s) for exemption from filing O.T. and permission to place addl. facts and grounds)

Date : 03/02/2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA

HON'BLE MR. JUSTICE AMITAVA ROY

For Petitioner(s) Mr. K.V. Viswanathan, Sr. Adv.
Mr. Manoj V. George, Adv.
Mr. Nilakanta Nayak, Adv.
Mr. K.N. Mishra, Adv.
Mr. J.K. Mishra, Adv.
Mr. Amit Yadav, Adv.
Mr. Shishir Deshpande, Adv.

For Respondent(s) Mr. Tushar Mehta, ASG
Mrs. Gunjan Sinha Jain, Adv.
M/s. M. V. Kini & Associates, Adv.

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

Considering the fact that the six lane Highway has been constructed and huge investment has been made and now technically it is not possible to change its alignment, we are not interfering with the Impugned judgment. However, we leave it to the National Highways Authority of India (in short 'the NHAI') to cause only

minimum necessary damage and if possible technically to make an endeavour to preserve some structure of the church /burial ground. However, we make it clear that no further litigation in this regard shall be entertained and the action of the NHAI would be final and binding on all concerned.

Special leave petition stands disposed of.

(NEELAM GULATI)
COURT MASTER

(TAPAN KR. CHAKRABORTY)
COURT MASTER