

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.3805/2020

VEDANTA LTD.

Appellant(s)

VERSUS

THE GOA FOUNDATION & ORS.

Respondent(s)

O R D E R

The Respondent (herein) filed O.A. No.107/2019 (WZ) before the National Green Tribunal, Principal Bench, New Delhi challenging the legality of functioning of plant of Vedanta (P) Ltd. (Appellant herein) located as Sy. No. 24/1 of Codli Village, Dharbandora, Goa on former mining Lease T.C. No.70/52 which was subsequently made part of amalgamated mining lease without requisite Environment Clearance as per EIA Notification, 2006.

The National Green Tribunal by its order dated 03.11.2020 directed MoEF to respond to the application and directed the matter to be listed for consideration on 08.01.2021. The Objection taken by the appellant that the appeal is beyond the period of limitation was rejected by the Tribunal.

Dr. Abhishek Manu Singhvi, learned Senior Advocate arguing for the appellant submitted that the appellant has serious objection regarding the maintainability of the application filed by the Respondent which has been raised in the counter affidavit. He stated that the Tribunal has not considered the issue of maintainability.

As the matter is coming up before the Tribunal in January, 2021, we direct the Tribunal to consider the issue of maintainability on that date.

The question of limitation is left open and the appellant is permitted to come back to this Court on the issue of limitation if the need arises.

The appeal is disposed of.

.....J.
(L. NAGESWARA RAO)

.....J.
(HEMANT GUPTA)

.....J.
(AJAY RASTOGI)

New Delhi
December 11, 2020.

ITEM NO.16 Court 4 (Video Conferencing) SECTION XVII

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

Civil Appeal No(s). 3805/2020

VEDANTA LTD.

Appellant(s)

VERSUS

THE GOA FOUNDATION & ORS.

Respondent(s)

(IA No.121220/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT and IA No.121221/2020-EX-PARTE STAY)

Date : 11-12-2020 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE L. NAGESWARA RAO
HON'BLE MR. JUSTICE HEMANT GUPTA
HON'BLE MR. JUSTICE AJAY RASTOGI

For Appellant(s)

Dr. Anhishek Manu Singhvi, Sr. Adv.
Mr. Krishnan Venugopal, Sr. Adv.
Mr. Mahesh Agrawal, Adv.
Mr Ninad Laud, Adv.
Mr Ankur Saigal, Adv.
Mr. Rohan Talwar, Adv.
Mr. E. C. Agrawala, AOR

For Respondent(s)

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

The Civil Appeal is disposed of in terms of the signed
order.

Pending applications, if any, shall stand disposed of.

(INDU MARWAH)
COURT MASTER (SH)

(ANAND PRAKASH)
BRANCH OFFICER

((SIGNED ORDER IS PLACED ON THE FILE)