

ITEM NO.49

COURT NO.11

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).2566/2019

BENGALURU DEVELOPMENT AUTHORITY

Appellant(s)

VERSUS

MR. SUDHAKAR HEGDE & ORS.

Respondent(s)

(WITH I.R. and IA No.40746/2019-EXEMPTION FROM FILING C/C OF THE
IMPUGNED JUDGMENT and IA No.40743/2019-STAY APPLICATION and IA
No.40741/2019-PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

Date : 07-05-2019 This appeal was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MR. JUSTICE HEMANT GUPTA

For Appellant(s) Mr. Shyam Divan, Sr. Adv.
Mr. Anand Sanjay M. Nuli, Adv.
Mr. Suraj Kaushik, Adv.
Mr. Bhav Ratan, Adv.
Mr. Dharm Singh, Adv.
Mr. Malha Rao, Adv.
for M/S. Nuli & Nuli

For Respondent(s) Mr. Nikhil Nayyar, Sr. Adv.
Mr. T. V. S. Raghavendra Sreyas, AOR
Ms. Gayatri Gulati Sreyas, Adv.

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

Mr. Shyam Divan, learned senior counsel appearing on behalf of the appellant, states that the proposed project falls outside the purview of the EIA Notification dated 14 September 2006 since the project does not fulfill the description of either being a State Highway or a National Highway.

Hence, it has been submitted that though the appellant has initiated the process under the EIA Notification, as a matter of law, the Notification does not apply.

In order to enable the respondents to take instructions on the above submission and on the request of Mr Nikhil Nayyar, learned senior counsel appearing for the respondent, we stand over the further hearing of the Appeal to 10 May 2019.

(SANJAY KUMAR-I)
AR-CUM-PS

(SAROJ KUMARI GAUR)
COURT MASTER