

ITEM NO.5

COURT NO.2

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 Diary No(s). 3067/2018

(Arising out of impugned final judgment and order dated 25-03-2015 in OA No. 73/2014 passed by the National Green Tribunal)

LBER LALOO

Petitioner(s)

VERSUS

ALL DIMASA STUDENTS UNION HASAO DISTRICT  
COMMITTEE & ORS.

Respondent(s)

(IA 18459/2018-PERMISSION TO FILE APPEAL, IA 18461/2018-CONDONATION OF DELAY IN FILING APPEAL, IA 18463/2018-STAY APPLICATION, IA 18464/2018-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA 5051/2019-INTERVENTION/IMPLEADMENT and IA 5055/2019-CLARIFICATION/DIRECTION)

WITH

C.A. No. 5272/2016 (XVII)

(FOR EXTENSION OF TIME ON IA 132986/2018, FOR CLARIFICATION/DIRECTION ON IA 141499/2018, FOR EXTENSION OF TIME ON IA 157090/2018, FOR CLARIFICATION/DIRECTION ON IA 170599/2018, FOR INTERVENTION/IMPLEADMENT ON IA 171572/2018, FOR CLARIFICATION/DIRECTION ON IA 171578/2018, FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA 6786/2019 AND FOR EXTENSION OF TIME ON IA 7845/2019)

C.A. No. 10611/2018 (XVII)

(FOR EXEMPTION FROM FILING C/C OF CERTIFICATE OF FITNESS ON IA 152427/2018)

C.A. No. 10907/2018 (XVII)

(FOR EX-PARTE STAY ON IA 154154/2018, FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 154155/2018)

C.A. No. 10720/2018 (XVII)

(FOR STAY APPLICATION ON IA 154542/2018, FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 154543/2018, FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA 154544/2018 AND FOR CLARIFICATION/DIRECTION ON IA 3060/2019)

Date : 19-02-2019 These matters were called on for hearing today.

**CORAM :**

**HON'BLE MR. JUSTICE A.K. SIKRI**  
**HON'BLE MR. JUSTICE S. ABDUL NAZEER**  
**HON'BLE MR. JUSTICE M.R. SHAH**

**Counsel for the parties:**

**Mr. Colin Gonsalves, Sr. Adv. (A.C.)**  
**Ms. Divia Bang, Adv.**  
**Mr. Satya Mitra, AOR**

**Mr. A. Henry, Adv.**  
**Mr. Pyllang Nongbri, Adv.**  
**Mr. Nitesh M., Adv.**  
**Mr. A. Rohen Singh, Adv.**  
**Mr. Vivek Kumar, Adv.**  
**For Mr. Kumar Mihir, AOR**

**Mr. Ranjit Kumar, Sr. Adv.**  
**Mr. Shekhar Naphade, Sr. Adv.**  
**Mr. Avijit Mani Tripathi, AOR**  
**Mr. Shaurya Sahay, Adv.**  
**Mr. P. S. Negi, Adv.**  
**Mr. Amit Kumar, Adv.**  
**Mr. T.K. Nayak, Adv.**  
**Ms. Rekha Bakshi, Adv.**

**Mr. Yoginder Handoo, AOR**

**Mr. Raju Ramachandran, Sr. Adv.**  
**Mr. Atul Kumar, AOR**  
**Mr. Shaury Sahay, Adv.**  
**Ms. Rekha Bakshi, Adv.**

**Mr. Prithvi Pal, AOR**  
**Mr. Rohit Singh, Adv.**

**Mr. Amit Kumar, AOR**

**Mr. Avijit Roy, AOR**

**Mr. Satish Kumar, AOR**

**Mr. A.N.S. Nadkarni, ASG**  
**Ms. Arunima Dwivedi, Adv.**  
**Mr. Pranay Ranjan, Adv.**  
**Ms. Suhasini Sen, Adv.**  
**Mr. Manoj Ranjan Sinha, Adv.**  
**Mr. Gurmeet Singh Makker, AOR**

**Mr. Tayenjam Momo Singh, AOR**

Mr. P.S. Patwalia, Sr. Adv.  
 Mr. Sandeep Mittal, Adv.  
 Ms. T. Archana, AOR

Mr. Ranjan Mukherjee, AOR

Mr. Arvind Kumar Sharma, AOR

Ms. Aruna Mathur, Adv.  
 Ms. Anuradha Arputham, Adv.  
 Mr. Avneesh Arputham, Adv.  
 Ms. Geetanjali, Adv.  
 M/S. Arputham Aruna And Co, AOR

Mr. Sanjay Hegde, Sr. Adv.  
 Mr. Khushboo Vinodray Malkan, Adv.

Mr. Vikas Singh, Sr. Adv.  
 Ms. Heena Rohra, Adv.  
 Mr. Sanjay Kumar, Adv.  
 Mr. Nirnay Gupta, Adv.  
 Mr. Kanwaljeet Singh Bhatia, AOR

Mr. Mahesh Jethmalani, Sr. Adv.  
 Mr. Mugdha Pande, Adv.  
 Ms. Heena Rohra, Adv.  
 Mr. Nirnay Gupta, Adv.  
 Mr. Subhro Sanyal, AOR

Mr. Dileep Tandon, Adv.  
 Ms. Neha T. Phookan, Adv.  
 Mr. R.B. Phookan, Adv.  
 Mr. Shailesh M., AOR

Mr. Nidhesh Gupta, Sr. Adv.  
 Ms. Vandana Sehgal, Adv.

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

Mr. Ranjit Kumar, learned senior counsel appearing for the appellant(s), has drawn our attention to Order dated 07.05.2018 whereby this Court had recorded the statement of learned Additional Solicitor General that Government of India is likely to take final decision in the matter within three months from the said date. He has also drawn our attention to letter dated 10.08.2015 of the

Ministry of Coal, in this behalf.

It appears that final decision has not been taken so far. Mr. A.N.S. Nadkarni, learned Additional Solicitor General, informs that some information was called for from the State of Meghalaya. Though, it was initially furnished, however, in December, 2018, another letter was written by Government of India to the State of Meghalaya for furnishing some more information. Learned counsel appearing for the State of Meghalaya responds by saying that the said information has also been provided. In view thereof, we expect the Government of India to take a final decision within one month.

Various Interlocutory Applications have been filed for transportation of the coal already mined. Mr. Shekhar Naphade, learned senior counsel appearing for the State of Meghalaya, has stated at the Bar that the State Government has constituted a Committee in this behalf, for the entire State, to study various aspects of this matter and the Government of Meghalaya would be in a position to file the response after receiving the report from the said Committee. He also submits that this exercise may take one month. State of Meghalaya, in these circumstances, file its response within four weeks from today. The applicants can make their representation before the said Committee in writing.

List on 26.03.2019.

(SUSHIL KUMAR RAKHEJA)  
AR-CUM-PS

(RAJINDER KAUR)  
BRANCH OFFICER