

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). 10854/2016

M/S. GOEL GANGA DEVELOPERS INDIA PVT. LTD.

Appellant(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(IA No.8000/2018-AMENDMENT OF APPEAL / PETITION / I.A. and IA  
No.8002/2018-STAY APPLICATION  
FOR EX-PARTE STAY ON IA 1/2016)

WITH

C.A. No. 10901/2016 (XVII)  
(FOR STAY APPLICATION ON IA 1/2016)

Date : 05-02-2018 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE MADAN B. LOKUR  
HON'BLE MR. JUSTICE DEEPAK GUPTA

For Appellant(s) Mr. R.P. Bhatt, Sr. Adv.  
Mr. Braj K. Mishra, Adv.  
Mr. Vijay Kumar, Adv.  
Ms. Aparna Jha, AOR

Mr. Yash Pal Dhingra, AOR

Mr. Venkita Subramoniam T.R, AOR

For Respondent(s) Mr. Mukul Rohatgi, Sr. Adv.  
Mr. Shyam Divan, Adv.  
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Mr. Venkita Subramoniam T.R, AOR  
Mr. Sanjay Upadhyay, Adv.  
Mr. Saket Mone, Adv.  
Mr. Rahat Bansal, Adv.

Mr. Shriram P. Pingle, AOR  
Mr. Nitin Lonkar, Adv.  
Ms. Sonali Suryawanshi, Adv.  
Mr. Chandan Tiwari, Adv.  
Mr. Sidharth Jha, Adv.  
Mr. Nilesh Bhandari, Adv.

Mr. Kavin Gulati, Sr. Adv.  
Mr. Mukesh Verma, Adv.  
Mr. Pawan Kumar Shukla, Adv.

Mr. Yash Pal Dhingra, AOR

Mr. Kunal Cheema, Adv.

Mr. Nishant Ramakantrao Katneshwarkar, AOR

Mr. A.N.S. Nadkarni, ASG

Mr. S. Wasim A. Qadri, Adv.

Mr. Divya Prakash Pande, Adv.

Mr. Gurmeet Singh Makker, AOR

Mr. Niraj Kumar, Adv.

Mr. Zoheb Hussain, Adv.

(As per appearance slip)

UPON hearing the counsel the Court made the following

O R D E R

We would like the Additional Solicitor General to explain the provision of law under which an ex post facto environmental clearance can be given in a case such as the present, where the environmental clearance was given in 2008 for 12 multi-storeyed buildings but today 18 multi-storeyed buildings have been constructed.

We would also like the Municipal Commissioner, Pune to file his/her personal affidavit explaining how the construction could come up without any action being taken by the Pune Municipal Corporation.

Affidavit be filed within two weeks.

List the matter after three weeks.

In the meanwhile, M/s Goel Ganga Developers (India) Pvt. Ltd. will maintain status quo and will not create any third party rights whatsoever.

(MEENAKSHI KOHLI)  
COURT MASTER

(KAILASH CHANDER)  
COURT MASTER