

ITEM NO.56.1

COURT NO.5

SECTION PIL-W

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

Writ Petition(s) (Civil) No(s) .728/2015

ARJUN GOPAL

Petitioner(s)

VERSUS

UNION OF INDIA

Respondent(s)

(FOR EX-PARTE STAY ON IA 1/2015 FOR ON IA 4/2016 FOR ON IA 6/2016
FOR ON IA 8/2016 FOR INTERVENTION APPLICATION ON IA 10/2017 FOR
ON IA 11/2017)

Date : 31-07-2017 This petition was called on for hearing today.

CORAM :

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

For Petitioner(s) Mr. Gopal Sankaranarayanan, Adv.
Ms. Pooja Dhar, AOR
Mr. Zeeshan Diwan, Adv.

For Respondent(s) Ms. Pinky Anand, ASG
Mr. Atulesh Kumar, Adv.
Ms. Kiran Bhardwaj, Adv.
Mr. Ajay Sharma, Adv.
Mr. S.W.A. Qadri, Adv.
Mr. D.N. Gobardhan, Adv.
Mr. Amit Sharma, Adv.
Mr. G.S. Makker, Adv.
Mr. Saeed Qadri, Adv.
Mr. Zaid Ali, Adv.
Ms. Somya Rathore, Adv.
Mr. B. Krishna Prasad, AOR

Mr. A.K. Sinha, Sr. Adv.
Ms. Binu Tamta, Adv.
Ms. Vimla Sinha, Adv.
Mr. Pankaj Pandey, Adv.
Mr. B.V. Balram Das, Adv.

Ms. Sarla Chandra, AOR

Dr. Rajeev Dhavan, Sr. Adv.
Mr. Kabir Shankar Bose, Adv.
Mrs V. D. Khanna, AOR (NP)

Mr. M. A. Chinnasamy, AOR
Ms. C. Rubavathi, Adv.
Mr. P. Raja Ram, Adv.
Mr. S. Peer Mohamad, Adv.

M/s Corporate Law Group

Mr. C.A. Sundaram, Sr. Adv.
Ms. Rohini Musa, AOR
Mr. D.R. Raghunath, Adv.

Mr. Anish R. Shah, AOR

Mr. Vijay Panjwani, AOR

Ms. Charu Wali Khanna, Adv.
Mr. Chirag M. Shroff, AOR

Mr. P.S. Patwalia, Sr. Adv.
Mr. Sachin Mittal, Adv.
Mr. Sagar Kothari, Adv.
Mr. Yoginder Handoo, Adv.

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

On the oral request of learned counsel for the petitioner, Ministry of Environment, Forest and Climate Change, Government of India is impleaded as respondent.

Dr. A.B. Akolkar, Member Secretary of the Central Pollution Control Board and Mr. K. Sundershan, Dy. Chief Controller of Explosive, Sivakasi are present in Court today. We have heard them as well as learned counsel for the parties.

It appears that no standards have been laid down by the CPCB with regard to air pollution by the bursting of fire-crackers. Dr. Akolkar says that it will take some time to arrive at the standards and it will be done by 15th September, 2017 at the latest.

In the meanwhile, we direct that no fire-crackers manufactured by the respondents shall contain antimony, lithium, mercury, arsenic and lead in any form whatsoever. It is the responsibility of the Petroleum and Explosive Safety Organisation (PESO) to ensure compliance particularly in Sivakasi.

There seems to be some doubt about strontium and its compound. We would like to hear submissions in this regard. For this purpose, list the matter on 23rd August, 2017.

On that date, we will also consider modification of the interim orders passed by this Court.

We make it clear that for setting up of standards, collaborative efforts will be made between CPCB and PESO.

Dr. A.B. Akolkar, Member Secretary of the Central Pollution Control Board and Mr. K. Sundershan, Dy. Chief Controller of Explosive, Sivakasi should remain present on the next date of hearing.

(SANJAY KUMAR-I)
AR-CUM-PS

(SHARDA KAPOOR)
ASSISTANT REGISTRAR