

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

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 57906/2024

[Arising out of impugned judgment and order dated 14-12-2022 in WP No. 467/2022 passed by the High Court of Judicature at Madras]

TAMI NADU POLLUTION CONTROL BOARD & ANR.

Petitioner(s)

VERSUS

ISHA FOUNDATION & ORS.

Respondent(s)

(IA No. 28146/2025 - CONDONATION OF DELAY IN FILING
IA No. 28145/2025 - CONDONATION OF DELAY IN REFILEING / CURING THE DEFECTS
IA No. 28150/2025 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ ANNEXURES)

Date : 28-02-2025 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SURYA KANT
HON'BLE MR. JUSTICE NONGMEIKAPAM KOTISWAR SINGH

For Petitioner(s) : Mr. P.S. Raman, Advocate General
Mr. Amit Anand Tiwari, Sr. A.A.G.
Ms. Purnima Krishna, AOR
Mr. M.f. Philip, Adv.
Mr. Karamveer Singh Yadav, Adv.
Mr. Suchindran Baskar Narayan, Adv.
Mr. Renganath, Adv.
Ms. Devyani Gupta, Adv.

For Respondent(s) : Mr. Mukul Rohatgi, Sr. Adv.
Mr. Maninder Singh, Sr. Adv.
Mr. Mahesh Agarwal, Adv.
Mr. Gowtham Kumar, Adv.
Mr. Ankur Saigal, Adv.
Ms. S. Lakshmi Iyer, Adv.
Ms. Pushpaveni Kakkaje, Adv.
Ms. Vidish Swarup, Adv.
Mr. Naman Gupta, Adv.
Ms. Nidhi Sri, Adv.
Mr. E. C. Agrawala, AOR

Mr. Tushar Mehta, SG

UPON hearing the counsel the Court made the following

O R D E R

1. Delay condoned.

2. We have heard Mr. P.S. Raman, learned Advocate General for the State of Tamil Nadu on behalf of the petitioner-Board; Mr. Mukul Rohatgi, learned senior counsel on behalf of respondent No.1-Isha Foundation; and Mr. Tushar Mehta, learned Solicitor General on behalf of respondent No.2-Union of India.

3. Regardless of the delay of 637 days in filing the instant Special Leave Petition, we have considered the rival submissions on merits.

4. In our considered view, no case to interfere with the impugned judgment of the High Court, to the extent of protecting the existing structure of the Yoga and Meditation Centre, set up by respondent No. 1, is made out. Consequently, there shall be no coercive action against respondent No.1 so far as the construction of the building of Isha Foundation (Yoga and Meditation Centre) is concerned.

5. Regarding the compliance of environmental laws and Regulations, Mr. Rohatgi, learned senior counsel, on instructions, fairly submits that respondent No.1-Isha Foundation will comply with all such laws and take the necessary steps, as may be pointed out by the petitioner-Board.

6. In light of the afore-stated fair stand taken on behalf of respondent No.1-Isha Foundation, the Special Leave Petition stands disposed of. It is clarified that the judgment of the High Court and/or our order have been passed keeping in view the peculiar facts and circumstances of this case and will not be taken as a

precedent for the purpose of regularising any illegal or unauthorised construction in the future. It goes without saying that if there arises any need of expansion of the Yoga and Meditation Centre in the future, respondent No. 1 will obtain prior sanction of the Competent Authority.

7. Pending application(s), if any, shall stand disposed of.

(NITIN TALREJA)
ASTT. REGISTRAR-cum-PS

(PREETHI T.C.)
ASSISTANT REGISTRAR