

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Writ Petition(s)(Civil) No(s). 13029/1985

M.C. MEHTA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

IN RE: STUBBLE BURNING AND IN RE: PAYMENT OF COMPENSATION TO THE CONSTRUCTION WORKERS AND IN RE: TRANSPORT NAME OF THE FOLLOWING ADVOCATES MAY BE TREATED TO HAVE BEEN SHOWN IN THE LIST: MR. HARISH N. SALVE, SR. ADVOCATE (A.C.) MS. APARAJITA SINGH, SR. ADVOCATE (A.C.) MS. UTTARA BABBAR, SR. ADVOCATE (A.C.) MR. A.D.N. RAO, SR. ADVOCATE (A.C.) MS. SHIBANI GHOSH, ADVOCATE (A.C.) MR. SIDDHARTHA CHOWDHURY, ADVOCATE (A.C.) MR. G.S. MAKKER, MR. AMRISH KUMAR, MR. M.K. MARORIA, MR. SANJAY KR. VISEN, MR. SUDEEP KUMAR, MR. KARAN SHARMA, MR. SANDEEP KR. JHA, MR. JYOTI MENDIRATTA, MR. RAHUL KHURANA, ADVOCATES

WITH

W.P.(C) No. 1135/2020 (PIL-W)

(IA No. 165191/2021 - APPLICATION FOR PERMISSION, IA No. 42924/2021 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 100093/2020 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 159244/2021 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 166624/2021 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 150881/2021 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 161557/2021 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 34132/2022 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 159208/2021 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 98165/2021 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 161436/2021 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 20006/2022 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 164567/2021 - CLARIFICATION/DIRECTION, IA No. 163242/2021 - CLARIFICATION/DIRECTION, IA No. 146739/2022 - CLARIFICATION/DIRECTION, IA No. 166297/2021 - CLARIFICATION/DIRECTION, IA No. 20879/2022 - CLARIFICATION/DIRECTION, IA No. 15637/2022 - DISCHARGE OF ADVOCATE ON RECORD, IA No. 232074/2023 - EARLY HEARING APPLICATION, IA No. 152069/2021 - EXEMPTION FROM FILING AFFIDAVIT, IA No. 149458/2021 - EXEMPTION FROM FILING AFFIDAVIT, IA No. 121689/2020 - EXEMPTION FROM FILING O.T., IA No. 161450/2021 - EXEMPTION FROM FILING O.T., IA No. 161435/2021 - INTERVENTION APPLICATION, IA No. 20004/2022 - INTERVENTION APPLICATION, IA No. 152068/2021 - INTERVENTION APPLICATION, IA No. 160572/2021 - INTERVENTION APPLICATION, IA No. 146827/2022 - INTERVENTION APPLICATION, IA No. 151957/2021 - INTERVENTION APPLICATION, IA No. 160519/2021 - INTERVENTION APPLICATION, IA No. 163237/2021 - INTERVENTION APPLICATION, IA No.

13899/2022 - INTERVENTION APPLICATION, IA No. 162945/2021 - INTERVENTION APPLICATION, IA No. 67217/2022 - INTERVENTION APPLICATION, IA No. 166305/2021 - INTERVENTION APPLICATION, IA No. 149457/2021 - INTERVENTION APPLICATION, IA No. 161445/2021 - INTERVENTION APPLICATION, IA No. 153451/2021 - INTERVENTION APPLICATION, IA No. 260275/2024 - INTERVENTION APPLICATION, IA No. 121685/2020 - INTERVENTION/IMPLEADMENT, IA No. 150968/2021 - INTERVENTION/IMPLEADMENT, IA No. 159241/2021 - INTERVENTION/IMPLEADMENT, IA No. 34131/2022 - INTERVENTION/IMPLEADMENT, IA No. 159206/2021 - INTERVENTION/IMPLEADMENT AND IA No. 165236/2021 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 03-02-2025 These matters were called on for hearing today.

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Ms. Kanu Agrawal, Adv.
Mr. Bhuvan Kapoor, Adv.
Mr. Varun Chugh, Adv.
Mr. Krishna Kant Dubey, Adv.
Ms. Indira Bhakar, Adv.
Mr. Jagdish Chandra, Adv.
Mr. Shreekant Neelappa Terdal, AOR

Ms. Vanya Gupta, AOR

Mr. Anilendra Pandey, AOR
Mr. Charanpal Singh Baghri, Adv.
Mr. Hemant Kumar Chaturvedi, Adv.
Mr. Rajeev Kumar Ranjan, Adv.

Mr. Atishi Dipankar, AOR
Mr. Raghvendra Pratap Singh, Adv.
Mr. Amit Suden, Adv.
Mr. Amit Dubey, Adv.

Ms. Tulika Mukherjee, AOR

Mr. Akshay Girish Ringe, AOR

Mr. Vinay Garg, AOR

Mr. Neeraj Shekhar, AOR
Mr. Rajesh Kumar Maurya, Adv.
Mr. Aanand Krishna, Adv.
Mr. Amrendra Singh, Adv.
Mr. Ram Bachan Choudhary, Adv.

Mr. Rakesh Kumar-I, AOR

Mr. Pukhrambam Ramesh Kumar, AOR
Mr. Karun Sharma, Adv.
Ms. Anupama Ngangom, Adv.
Ms. Rajkumari Divyasana, Adv.

Mr. Vikrant Singh Bais, AOR

Mr. Alok Gupta, AOR

Mr. K. V. Mohan, AOR

Mr. Avi Singh, Sr. Adv.
Mr. Shiven Varma, Adv.
Mr. Saurabh Agrawal, AOR
Mr. Kirti Raj, Adv.
Ms. Komal Mundhra, Adv.

Mr. Kumar Dushyant Singh, AOR

Ms. Sakshi Kakkar, AOR

Mr. Kunal Mimani, AOR
Mr. Prashant Alai, Adv.

Mr. Divyanshu Kumar Srivastava, AOR

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

IN RE: STUBBLE BURNING

1. There are separate detailed notes submitted by Ms. Aparajita Singh, learned Senior Advocate appointed as Amicus Curiae, and Ms. Aishwarya Bhati, learned ASG on behalf of the Commission for Air Quality Management. There is also a note on 'Paddy Straw Management' submitted by the Department of Agriculture of the Central Government. The solution, as can be seen from the stand taken in these notes, can be broadly summarised as under:

(a)	Action Plan for crop diversification;
(b)	Action plan for in-situ management of crop residue;
(c)	Action plan for ex-situ management of crop residue;
(d)	Mass awareness and consultation programs

We request the CAQM to convene a meeting of the representatives of the States of Punjab, Haryana and Uttar Pradesh. We direct these three States to file their responses to the notes referred above to the CAQM. After considering the responses and after consulting with these States, the CAQM will come out with its own solutions on the issue. The CAQM will submit its suggestions by 17th March, 2025 to the learned counsel representing the parties. We will issue directions on the basis of the same on 28th March, 2025.

IN RE: TRANSPORT

2. As far as the issue of pollution caused by transport is concerned, the same will be considered on 28th February, 2025.

IN RE: PAYMENT OF COMPENSATION TO THE CONSTRUCTION WORKERS

3. As far as the issue of payment of subsistence allowance to the construction workers is concerned, we find that the States of Delhi, Haryana, Rajasthan and Uttar Pradesh are non-compliant. We direct that this issue will be considered on 28th February, 2025 when the Chief Secretaries of the States of Delhi, Haryana, Rajasthan and Uttar Pradesh will personally remain present before this Court through video conference. The States may file better affidavits by 25th February, 2025.

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4. A copy of this Application shall also be placed before the CAQM. We are sure that the CAQM will consider it after holding meetings with the stakeholders.

**(ASHISH KONDLE)
ASTT. REGISTRAR-cum-PS**

**(AVGV RAMU)
COURT MASTER (NSH)**