

Form No:HCJD/C-121
ORDER SHEET
IN THE LAHORE HIGH COURT LAHORE
JUDICIAL DEPARTMENT

Case No. W.P. No.227807/2018

Haroon Farooq Versus Government of Punjab, etc

S.No.of order/ Proceeding	Date of order/ Proceeding	Order with signature of judge, and that of parties or counsel, where necessary.
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03.06.2021 Mr. Abuzar Salman Khan Niazi, Advocate for the petitioner.
Syed Kamal Ali Haider, Advocate for Judicial Water Commission.
Barrister Osama Zafar, Advocate for applicant in C.M.No.04/2021.
Mr. Mansoor Usman Awan, Advocate in C.M.No.06/2021.
Mian Irfan Akram, Advocate in C.M.No.08/2021.
M/s Ahmad Rafay Alam, M. Azhar Siddique, Sheraz Zaka and M. Yasin Hatif, Advocates for petitioners in connected petitions.
Mr. Sahibzada Muzaif Ali, Advocate for the LDA.
M/s. Nadeem Ahmad Sheikh, Jahanzeb Sukhera and Osama Qamar, Advocates for RUDA.
Mr. Ashtar Ausaf, Advocate in C.M.No.34/2020.
Sardar Balakh Sher Khosa, Advocate for Cantonment Board.
Mr. Ahmad Pervaiz Advocate in C.M.No.10/2020.
Mr. Zahid Sikandar, Assistant Attorney General.
Mr. Anis Ali Hashmi, Addl.A.G.
Muhammad Nawaz Manik, Director Law EPA and Miss Nabila Khalid, A.D (Legal), EPA and Kashif Sajjan Assistant Legal EPA.
Abdul Razzaq Chief Engineer, Lahore Development Authority.

C.M.No.06/2021

Report has been filed on behalf of the Chief Engineer, Lahore Development Authority according to which meeting was held between the Chief Engineer and Managing Director, WASA in the presence of the

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Director General, LDA pursuant to the orders passed by this Court and it was apprised that carpeting of the road as well as ancillary work shall be completed within the month of June preferably by 20th of June, 2021.

2. Also it has been reported that the machinery which has been discarded and has been stored in a park adjacent to the banking court has also been removed. It is directed that the LDA shall restore the area as a park and engage the services of PHA for plantation and horticulture. To come up for further proceedings.

C.M.No.02/2021

3. Report has been filed by the Judicial Water & Environmental Commission who visited the site. According to the report, PHA has given out an assurance that the trees shall be relocated and there is likelihood that these trees would survive. The Director, PHA is also present in the Court and states that the small trees will definitely survive as there is a high rate of survival of these trees whereas grownup trees will also survive at the relocated position. This will satisfy the applicant. It is directed that the PHA, Lahore shall undertake this entire exercise and will take utmost care in the relocation and replantation of these trees which are important assets in the overall environmental

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archeology of Lahore which is being protected. The entire exercise shall be overseen by the Judicial Water & Environmental Commission at every stage and the report shall be filed after the trees are relocated and replanted. **Disposed of.**

MAIN CASE

4. Learned counsel for Judicial Water & Environmental Commission has pointed out that time and again sealing is being done of the brick kilns that were operated unlawfully but they continue to operate and there is no deterrence for them to shut down permanently or to convert to zigzag technology. It is directed that the officer of EPA are empowered to impose fine of Rs.50,000/- to Rs.100,000/- in case any violation is noticed in future.
5. The Deputy Commissioner, Sheikhpura has filed a report according to which in compliance of the orders passed by this Court action has been taken against the violators who indulge in stubble burning and which results in accidents on Lahore Islamabad motorway. Criminal cases have also been registered as also fines have been imposed on the violators. It is directed that the Deputy Commissioner, Sheikhpura shall continue to monitor the situation on the ground and ensure that

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no future acts of stubble burning takes place in his area
of jurisdiction. Adjourned to 10.06.2021.

07/06
Abdul Waheed

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(SILAFUDDIN KARIM)
JUDGE

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