

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.
---------------------------------	---------------------------------	------------------------------------------------------------------------------------

16.11.2021

Mr. Faizullah Khan Niazi, Advocate for the petitioner.

Syed Kamal Ali Haider, Advocate for Judicial Water Commission.

M/s Ahmad Rafay Alam, M. Azhar Siddique, Sheraz Zaka and M. Yasin Hatif, Advocates for petitioners in connected petitions

Mr. Farooq Amjad Mir, Advocate in C.M.No.32/2020.

Mian Irfan Akram, Advocate for WASA.

Mr. Waqar A. Sheikh, Advocate/Legal Advisor for PHA.

M/s Shezada Mazhar, M. Jawwad Khan Lodhi and Syed Samir Sohail, Advocates for DHA, Multan.

Barrister Osama Zafar, Advocate for applicant in C.M.No.04/2021.

Mr. Amer Riaz Amir Minhas, Advocate for the respondent in C.M.No.04/2021.

M/s. Mansoor Usman Awan and Barrister Hamza Shehram Sarwar, Advocates in C.M.No.06/2021.

Mr. Sahibzada Muzaffar Ali, Advocate for the LDA with Syed Mazhar Hussain Chief Engineer, 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.

Syed Samir Sohail Advocate for DHA, Multan.

Mr. Ahmad Pervaiz Advocate in C.M.No.10/2020.

Mr. Arslan Riaz, Advocate for the respondent-PEPSI.

M/s. Asad Ali Bajwa and Ehtsham Ahmad, Deputy Attorney General.

Mr. Anis Ali Hashmi, Addl.A.G with Mansor Ahmad D.G, PDMA.

Muhammad Nawaz Manik, Director Law EPA and Miss Nabila Khalid, A.D (Legal), EPA and Kashif Sajjan Assistant Legal EPA.

ATTESTED
 Copy Section
 Lahore High Court, Lahore

Learned Additional Advocate General has produced a report regarding action taken against the stubble burning. This report does not seem to sufficiently deal with the issue which has become enormously dangerous in view of the situation currently prevailing in Lahore which has time and again been declared as most polluted city in the world. The Director General, PDMA is directed to appear at 1:00 p.m. today.

(SHAHID KARIM)
JUDGE

At 1:00 p.m.

Learned counsel for the petitioner in connected matter Mr. Sheraz Zaka, Advocate has produced a notification dated 14.10.2020 in which smog has been declared as a calamity under Section 3 of the Punjab National Calamities (Prevention & Relief) Act, 1958. The Director General, PDMA is present in the Court as directed during the proceedings in the morning. He has not been able to present the Court any tangible steps which were taken pursuant to the notification by which smog was declared as a calamity. It is clear that there are no follow-up steps that have been put in place by PDMA for dealing with the calamity and it is insufficient for smog to be declared as such unless substantial measures are taken in this regard. It is imperative, therefore, for the PDMA to come up with extensive plan to deal with menace of smog and for the purpose a meeting shall be held under the chairmanship of Water and Environmental Commission appointed by this Court. The Director General PDMA, Commissioner, Lahore as well as Director General, EPA shall attend the meeting and come up with a plan to deal with the problem of

ATTESTED
Copy of Judgment
Lahore High Court, Lahore

h

smog which has virtually engulfed Lahore currently. That plan will be placed before the next date of hearing.

2. Also under the Punjab Environmental Protection Act 1997, the Environmental Protection Council has been constituted whose Chairman is the Chief Minister Punjab. In view of the prevailing condition of Lahore and its adjoining areas, it is all utmost importance that the meeting of the Council be convened at the earliest by the Chief Minister, Punjab to deliberate upon the calamity of smog and to issue direction for effectively dealing with the situation on urgent basis. It is directed that the meeting of the Council shall be convened and held within this week and a report shall be filed by the Secretary to the Chief Minister, Punjab before the next date of hearing. Learned Additional Advocate General Mr. Anis Ali Hashmi Advocate shall coordinate holding of the meeting of the Committee constituted above under the Chairmanship of the Water and Environmental Commission.

3. Relist on 18.11.2021.

ATTESTED
10/11/21
Copy Supply Section
Lahore High Court, Lahore
Abdul Waheed


(SHAHID KARIM)
JUDGE