

Form No:HCJD/C-121

ORDER SHEET

IN THE LAHORE HIGH COURT LAHORE
JUDICIAL DEPARTMENT

S.No.of order/ Proceeding	Date of order/ Proceeding	Case No. W.P. No.227807/2018 Versus Government of Punjab, etc Order with signature of judge. and that of parties or counsel. where necessary.
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21.10.2021

Mr. Farooq Amjad Mir, Advocate in C.M.No.32/2020.
Mr. Faizullah Khan Niazi, Advocate for the petitioner.
Syed Kamal Ali Haider, Advocate for Judicial Water Commission.
M/s Shezada Mazhar, M. Jawwad Khan Lodhi and Syed Samir Sohail, Advocates for DIHA, 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.
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 Muzaffar 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.
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 Zafar Nasrullah Khan ACS (Home).
Muhammad Nawaz Manik, Director Law EPA and Miss Nabila Khalid, A.D (Legal), EPA and Kashif Sajjan Assistant Legal EPA.

C.M.No.32/2020

Learned counsel for WASA undertakes to file a report in response to this application which shall be

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done before the next date of hearing to bring to the notice of this Court any project which is being considered by WASA for either covering the drains or otherwise dealing with fumes which are the direct product of affluent passing through these drains. Adjourned.

MAIN CASE

2. Report has been submitted by Water and Environmental Commission. Firstly it has been pointed out that an amount of Rs.2.7 million has been recovered as fine from the brick kilns which were operating on the older manufacturing process. The Environmental Protection Agency shall propose any suggestion regarding the allocation of part of this fund for the purpose which is directly related to the administrative measures being undertaken by the Department so that an order may be made on the next date of hearing since according to the learned Addl.A.G amount is being parked in the treasury account of the Government of Punjab.

2. Report also refers to the action taken against smog emitting vehicles. However, this seems to be insufficient under the circumstances. It is directed that Water and Environmental Commission shall convene a meeting with the CTO, Lahore as well Officer Incharge of TEEPA

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and shall assign task of formulating a report for the perusal of this Court so that further action may be taken with regard to the problem of traffic congestion of different roads of Lahore which is responsible for vehicular emission on an alarming rate and which causes pollution.

3. At this point it has been pointed out that the road adjacent to the banking court has already been constructed and carpeted but the park on which construction machinery had been dumped has yet to be cleared. Learned counsel for LDA Sahibzada Muzaffar Ali Advocate undertakes to do that before the next date of hearing so that PHA can carry out the horticulture activities on that park as soon it is cleared from the dumped machinery.

4. Further learned counsel points out that stubble burning is still continuing and it is imperative that a meeting be co-chaired with the Chief Secretary, Government of Punjab on the issue which also happened during the last year so that a message should go to all the Deputy Commissioners who should be made responsible in this regard. It is directed that the Chief Secretary, Punjab shall convene a meeting and will be co-chaired with the Water and Environmental Commission and all the Deputy Commissioners across

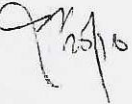
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Punjab will be impressed upon them that stubble burning ought to be controlled with strict measures and fines will be imposed as directed by this Court.

5. Adjourned to 28.10.2021.


(SHAHID KARIM)
JUDGE


Abdul Waheed

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