

HIGH COURT OF JAMMU AND KASHMIR
AT SRINAGAR

PIL NO: 159/2002 along with
clubbed matter

Syed Iqbal Tahir Geclani
Versus
State of JK and others

Dated 16th April :
2016

Coram:

Hon'ble Mr. Justice, Muzaffar Hussain Attar, Judge
Hon'ble Mr. Justice, Ali Muhammad Magrey, Judge.

Whether to be reported in Law Journal?

Whether to be reported for Publication in Press?

Appearing Counsel(s):

For the appellants/petitioner(s):

None

For the respondents/applicants(s):

Advocate General with
Mr. N. A. Beigh, Sr. AAG
Mr. M. I. Dar, AAG
Mr. S. A. Makroo, ASGI
Mr. K. S. Johal, Adv.

Muzaffar Hussain Attar(Oral)

In pursuance of previous Court order, following officers were
present in the Court:

1. The Chief Secretary.
2. Financial Commissioner, Planning Department.
3. Commissioner/Secretary Housing & Urban
Development Department.
4. Commissioner/Secretary law Department.
5. Secretary, Resources, Finance Department.
6. Commissioner/Secretary, Tourism Department.
7. Director, SKIMS.
8. Vice Chairman, LAWDA.
9. Member Secretary, PCB.
10. Chief Manager, Centaur Hotel, Lake View.
11. SSP, Vigilance.
12. Tehsildar, Srinagar.

The Chief Secretary of the State assured the Court that
permanent mechanism will be put in place for preserving and
protecting the World famous Dal lake. The Chief Secretary

submitted that earnest effort will be made by all the stake holders, which include the officer of the State to protect and preserve the World famous Dal Lake. It is submitted that monitoring and oversee Committee would be constituted by issuing executive order which will be headed by the Chief Secretary of the State.

The Chief Secretary of the State further assured the Court that State will not be found lagging behind in taking all necessary steps in the light of observations made by the Court for protecting and preserving the Dal lake.

Yet one another officer Mr. B. B. Viyas highlighted the measures, which are to be adopted and pursued for effective preservation of the Dal Lake.

We hope and trust that permanent mechanism will be brought into existence by issuing of Government Order within two weeks time from today.

The respondents to file copy of the Government Order alongwith the status report before the next date.

Mr. S. A. Makroo, learned ASGI submitted that the Joint Secretary could not come today. Learned ASGI further submitted that Joint Secretary has send a communication in which he has stated that some authority from National River Directorate Government of India would require to be summoned for providing effective assistance to the Court.

At this moment we defer sununoning of these officers. The officers, however, would co-operate with Committee which will be constituted by the State Government.

The concerned authorities in Government of India will be duty bound to render all assistance to the authorities of the State Government to ensure that Dal Lake is not only preserved and protected but its lost glory is brought back.

At request of learned counsel time is extended by one week for filing response/compliance report/affidavits

The Court Commissioners have filed objections to the application filed on behalf of his client Mr. B. A. Bashir learned Sr Advocate

List this petition alongwith connected matters in the week commencing from 09th May, 2016. Meanwhile latest status reports.

All the officers are exempted from personal appearance till further orders.

Before parting, we place on record our appreciation for Mr. D. C. Raina, learned Advocate General and his associates for rendering valuable assistance to the Court and showing personal concern in taking effective steps for preservation and protection of World famous Dal Lake.

The affidavits filed by authorities and other reports will be considered on next date. Meanwhile, latest status reports by the concerned authorities.

Registry to provide copy of this order to learned counsel for the parties.

Sd/-
(Ali Muhammat Magrey)
Judge

Sd/-
(Muzaffar Hussain Attar)
Judge

Srinagar
April, 16, 2016
Imtiyaz