

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 &amp; ORS.

Respondent(s)

(IN RE: TRANSPORT AND IN RE: PAYMENT OF COMPENSATION TO THE CONSTRUCTION WORKERS 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)

Date : 28-02-2025 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA  
HON'BLE MR. JUSTICE UJJAL BHUYANMs. Aparajita Singh, Sr. Adv. (Amicus Curiae)  
Ms. Uttara Babbar, Sr. Adv. (Amicus Curiae)  
Mr. A.D.N. Rao, Sr. Adv. (Amicus Curiae)  
Ms. Shibani Ghosh, Adv. (Amicus Curiae)  
Mr. Siddhartha Chowdhury, Adv. (Amicus Curiae)

For the parties:

Mrs. Aishwarya Bhati, A.S.G.  
Ms. Swarupama Chaturvedi, Sr. Adv.  
Mrs. Ruchi Kohli, Sr. Adv.  
Mr. Mukesh Kumar Maroria, AOR  
Mrs. Suhasini Sen, Adv.  
Mr. Rajesh Kr. Singh, Adv.  
Mr. Subhranshu Padhi, Adv.  
Mr. Jagdish Chandra Solanki, Adv.  
Mr. Gaurang Bhushan, Adv.  
Mr. Raj Bahadur Yadav, AOR  
Mrs. Alka Agarwal, Adv.  
Ms. Sonali Jain, Adv.  
Mr. Ashok Kumar B, Adv.  
Ms. Baby Devi Bonia, Adv.  
Mr. Anirudh Bhat, Adv.  
Mr. Prashant Singh II, Adv.

Mr. Amrish Kumar, AOR  
Mr. Sudarshan Lamba, AOR  
Mr. Raghav Sharma, Adv.  
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. Sweksha, Adv.  
Dr. N. Visakamurthy, AOR

Mr. Aditya Sondhi, Sr. Adv.  
Ms. Jyoti Mendiratta, AOR  
Mr. A. Panwar, Adv.  
Ms. Ananya Basudha, Adv.  
Mr. Rijuk Sarkar, Adv.  
Mr. Ravinder Pal Singh, Adv.

Mr. Wasim S. Qadri, Sr. Adv.  
Mr. Utkarsh Pratap, Adv.  
Ms. Arunima Das, Adv.  
Ms. Aditi Tripathi, Adv.  
Mr. Gaurava Yadava, Adv.  
Mr. Praveen Swarup, AOR

Mr. Chirayu Jain, Adv.  
Mr. Geet Kumar Dehariya, Adv.  
Mr. Shivendra Singh, AOR  
Ms. Prakriti Rastogi, Adv.

#### Applicant-in-person

#### Petitioner-in-person

Mr. P. K. Jain, AOR

Mr. Ramesh Babu M. R., AOR

Mr. Rajesh Kumar Chaurasia, AOR

Mr. Gurmeet Singh Makker, AOR

Mr. Sarvam Ritam Khare, AOR  
Mr. Kushagra Sharma, Adv.  
Mr. Anuj Agarwal, Adv.  
Mr. Akarsh Khare, Adv.

Mr. R. P. Gupta, AOR

Mr. P. Parmeswaran, AOR

Mr. Mohit D. Ram, AOR

Mr. Pramod Dayal, AOR

Mr. Satya Mitra, AOR

Mr. Lokesh Sinhal, Sr. A.A.G.  
Mr. B.K. Satija, A.A.G.  
Mr. Akshay Amritanshu, AOR  
Mr. Rahul Khurana, Adv.  
Mr. Nikunj Gupta, Adv.  
Ms. Drishti Saraf, Adv.  
Ms. Pragya Upadhyay, Adv.  
Ms. Aakanksha, Adv.

M/S. M. V. Kini & Associates, AOR

Mr. Rakesh Kumar-i, AOR

Mr. Parijat Sinha, AOR

M/S. Saharya & Co., AOR

Mr. Pavan Kumar, AOR

Mr. Sandeep Narain, Adv.  
Ms. Kanak Malik, Adv.  
For M/S. S. Narain & Co., AOR

Mr. Chirag M. Shroff, AOR

Mr. Ejaz Maqbool, AOR

Mr. Prashant Kumar, AOR

Mr. Mahesh Agarwal, Adv.  
Mr. Ankur Saigal, Adv.  
Ms. S. Lakshmi Iyer, Adv.  
Ms. Sukriti Bhatnagar, Adv.  
Mr. E. C. Agrawala, AOR

Ms. Hemantika Wahi, AOR

Ms. Binu Tamta, AOR

Mr. Radha Shyam Jena, AOR

Mr. Pradeep Kumar Bakshi, AOR

Mr. Ashok Mathur, AOR

Mr. Nishe Rajen Shonker, AOR  
Mrs. Anu K Joy, Adv.  
Mr. Alim Anvar, Adv.  
Mr. Santhosh K, Adv.

Mr. V. K. Verma, AOR

Mr. Ajit Pudussery, AOR

Mrs. Bina Gupta, AOR

Mr. Rakesh K. Sharma, AOR

Ms. Sujeeta Srivastava, AOR

Mr. Anil Kumar Jha, AOR

Mr. Mukesh K. Giri, AOR  
Mr. Mandaar Mukesh Giri, Adv.

M/S. Parekh & Co., AOR

Mr. Sudhir Mendiratta, AOR

Mrs. Anil Katiyar, AOR

Mr. Hardeep Singh Anand, AOR

Mr. Sandeep Narain, AOR

Mr. Sushil Kumar Singh, AOR

Mrs. Rani Chhabra, AOR  
Mr. G. Prakash, AOR

Ms. Nandini Gidwaney, AOR

Mr. Shri Narain, AOR

Mr. Umesh Kumar Khaitan, AOR

Ms. Shalini Kaul, AOR

Mr. K. R. Sasiprabhu, AOR

Mrs. K. Sarada Devi, AOR

Mr. Sanjay Kumar Visen, AOR

Mrs. Priya Puri, AOR  
Mr. Alok Gupta, AOR  
Ms. Manjula Gupta, AOR  
Mr. T. V. Ratnam, AOR  
Mr. Balaji Srinivasan, AOR  
Mr. Rajiv Ranjan Dwivedi, AOR  
M/S. Khaitan & Co., AOR  
Mr. S. S. Shroff, AOR  
Mr. Sushil Kumar Jain, AOR  
Mr. Aniruddha Deshmukh, AOR  
Mr. Ravindra Bana, AOR  
Mr. Surya Kant, AOR  
Mrs. B. Sunita Rao, AOR  
Mr. Abhishek, AOR  
Ms. Pritha Srikumar Iyer, AOR  
Mr. S. S. Shroff, AOR  
Ms. Astha Tyagi, AOR  
Mr. Ayush Sharma, AOR  
Ms. Puja Sharma, AOR  
Mr. Shishir Deshpande, AOR  
Mr. Sabarish Subramanian, Adv.  
Mr. D.Kumanan, AOR  
Ms. Pritha Srikumar Iyer, AOR  
Ms. Rooh-e-hina Dua, AOR  
Ms. Vrinda Bhandari, AOR  
Ms. Charu Mathur, AOR

Mr. Shrirang B. Varma, Adv.  
Mr. Siddharth Dharmadhikari, Adv.  
Mr. Aaditya Aniruddha Pande, AOR

Mr. Rajiv Yadav, AOR

Ms. Madhumita Bhattacharjee, AOR  
Ms. Debarati Sadhu, Adv.  
Ms. Srija Choudhury, Adv.  
Mr. Anant, Adv.

Mr. Sunil Fernandes, AOR

Mr. Anurag Kishore, AOR

Ms. Mayuri Raghuvanshi, AOR

Mr. Neeraj Kumar Gupta, AOR

Mr. Danish Zubair Khan, AOR  
Dr. Lokendra Malik, Adv.

Mr. Vikas Mehta, AOR

Mr. Varun Singh, Adv.  
Mr. Mudit Gupta, AOR  
Ms. Kajal S Gupta, Adv.

Ms. K. V. Bharathi Upadhyaya, AOR

Ms. K. Enatoli Sema, AOR  
Mr. Amit Kumar Singh, Adv.  
Ms. Chubalemla Chang, Adv.  
Mr. Prang Newmai, Adv.

Mr. Anas Tanwir, AOR  
Mr. Kuldip Singh, AOR

Ms. Anushree Prashit Kapadia, AOR

Dr. Brij Bhushan K Jauhari, Adv.  
Mr. Deepak Jyoti Ghildiyal, Adv.  
Mr. O P Singh, Adv.  
Ms. Murnal Chawdhery, Adv.  
Mr. Harsh Mahan, Adv.  
Ms. Purnima Jauhari, AOR

Mr. Hiren Dasan, AOR

Mr. Ajay Vikram Singh, AOR  
Mrs. Priyanka Singh, Adv.  
Mr. M Aamir Faiyaz, Adv.  
Ms. Jyotsna Sharma, Adv.  
Ms. Swati, Adv.

Ms. Garima Prashad, Sr. A.A.G.  
Mr. Sudeep Kumar, AOR  
Ms. Manisha, Adv.  
Ms. Rupali, Adv.

Mr. Niraj Gupta, AOR  
Mrs. Anshu Gupta, Adv.  
Mr. Shubham Gupta, Adv.  
Mr. Mukesh Kumar Jain, Adv.

Ms. Shibani Ghosh, AOR

Mr. M. P. Devanath, AOR

Ms. Ruchi Kohli, Sr. Adv.  
Ms. Srishti Mishra, Adv.  
Mr. Sumeet Mishra, Adv.  
Mr. R. C. Kohli, AOR

Mr. Rishi Matoliya, AOR

Mr. Vikrant Singh Bais, AOR

Ms. Manali Singhal, Adv.  
Ms. Diksha Rai, AOR  
Ms. Aanchal Kapoor, Adv.  
Mr. Deepak Singh Rawat, Adv.  
Ms. Shreya Singhal, Adv.  
Mr. Santosh Sachin, Adv.  
Mr. Piyush Vyas, Adv.  
Ms. Purvat Wali, Adv.

Mr. Ketan Paul, AOR

Dr. Ram Sankar, Adv.  
Mrs. Harini Ramsankar, Adv.  
Mrs. Usha Prabakaran, Adv.  
Mr. Maheswaran Prabakaran, Adv.  
For M/S. Ram Sankar & Co, AOR

Ms. Malvika Kapila, AOR

Mr. K. Paari Vendhan, AOR

Mr. Prashant Manchanda, A.A.G.  
Mr. Karan Sharma, AOR

Mr. Varun Singh, Adv.  
Mr. Mudit Gupta, AOR  
Ms. Kajal S Gupta, Adv.

Mr. Pranav Sachdeva, AOR

Mr. Sameer Shrivastava, AOR

Ms. Nidhi Mohan Parashar, AOR

Mr. P. Parmeswaran, AOR

Mr. Durga Dutt, AOR

Mr. Soumya Dutta, AOR

Mr. Sameer Kumar, AOR

Mr. Ajay Pal, AOR

Mr. Gaurav Kejriwal, AOR

Mr. Sameer Abhyankar, AOR  
Mr. Rahul Kumar, Adv.  
Mr. Aakash Thakur, Adv.  
Mr. Aryan Srivastava, Adv.  
Mr. Ripul Swati Kumari, Adv.  
Mr. Krishna Rastogi, Adv.

Mr. Shankey Agrawal, AOR

Ms. Surabhi Sanchita, AOR

Mr. Vinod Sharma, AOR

Mr. Prakash Ranjan Nayak, AOR

Mr. Avijit Mani Tripathi, AOR  
Mr. T.K. Nayak, Adv.  
Ms. Preeti Sehrawat, Adv.  
Mr. Marbiang Khongwir, Adv.

Mr. Himanshu Kaushik, Adv.  
Ms. Rashmi Malhotra, AOR  
Mr. S. Saini, Adv.

Mr. Gurmeet Singh Makker, AOR



Mr. Dhananjaya Mishra, AOR

Mr. Lokesh Sinhal, Sr. A.A.G.

Mr. Nikunj Gupta, Adv.

Ms. Aakansha, Adv.

Mr. Rahul Khurana, AOR

Ms. Srishti Agnihotri, AOR

Mr. Vivek Gupta, AOR

Mr. Vinay Garg, AOR

Dr. Ram Sankar, Adv.

Mrs. Harini Ramsankar, Adv.

Mrs. Usha Prabakaran, Adv.

Mr. Maheswaran Prabakaran, Adv.

For M/S. Ram Sankar & Co, AOR

Mr. Debojit Borkakati, AOR

Mr. Aakarshan Aditya, AOR

Mr. Nitin Saluja, AOR

Mr. Nirnimesh Dube, AOR

Mr. Ravindra S. Garia, AOR

Mr. Shashank Singh, Adv.

Mr. Madan Chandra Karnatak, Adv.

Mr. Gaurav Choudhary, AOR

Mr. Ravindra Kumar, Sr. Adv.

Mr. Binay Kumar Das, AOR

Ms. Priyanka Das, Adv.

Ms. Neha Das, Adv.

Mr. Shivam Saksena, Adv.

Mr. Vikas Bharti, Adv.

Mr. Aravindh S., AOR

Mr. Aadithya Aravindh, Adv.

Ms. Surbhi Mehta, AOR

Mr. Shovan Mishra, AOR

Ms. G. Indira, AOR

Mr. Mahfooz Ahsan Nazki, AOR

Mr. Satya Mitra, AOR

Mr. Deepayan Mandal, AOR

Ms. Shalu Sharma, AOR

Mr. Sahil Tagotra, AOR

Mr. Talha Abdul Rahman, AOR

Mr. Guntur Pramod Kumar, AOR  
Ms. Prerna Singh, Adv.

Mr. Mukesh Verma, Adv.  
Mr. Pankaj Kumar Singh, Adv.  
Mrs. Vatsala Tripathi, Adv.  
Mr. Yash Pal Dhingra, AOR

Mr. Rishi Sehgal, AOR

Mrs. Rajshri Dubey, Adv.  
Mr. Abhishek Chauhan, Adv.  
Mr. Amit P Shahi, Adv.  
Mr. Amit Kumar, Adv.  
Mr. H B Dubey, Adv.  
Mr. Rahul Sethi, Adv.  
Mr. Shashibhushan Nagar, Adv.  
Mr. Sumant A Khan, Adv.  
Mrs. Sona Khan, Adv.  
Mr. Rajendra Anbhule, Adv.  
Mr. Ashutosh Dubey, AOR

Ms. G. Indira, AOR

Mr. Subhro Sanyal, AOR

Mr. Vinodh Kanna B., AOR

Mr. Prasanna S., AOR

Ms. Mithu Jain, AOR

Ms. Asha Gopalan Nair, AOR

Mr. Akhil Anand, AOR

Mrs. Prerna Dhall, Adv.  
Ms. Akansha Singh, Adv.  
Mr. Shivam Ganeshia, Adv.  
Mr. Prashant Singh, AOR

**M/S. Karanjawala & Co., AOR**

**Mr. V. N. Raghupathy, AOR**  
**Ms. Mythili S, Adv.**

**Mr. Chandra Prakash, AOR**

**Mr. Yoginder Handoo, AOR**

**Ms. Misha Rohatgi, AOR**  
**Mr. Nakul Mohta, Adv.**  
**Mr. Ayush Kashyap, Adv.**  
**Mr. Arihant Singh, Adv.**

**Mr. Sandeep Singh, AOR**

**Ms. N. Annapoorani, AOR**

**Mr. S. Gowthaman, AOR**

**M/S. Ahmadi Law Offices, AOR**

**Mr. Aashhish Chauhan, Adv.**  
**Ms. Sonal Chauhan, Adv.**  
**Ms. Vanya Gupta, AOR**  
**Ms. Pavani Verma, Adv.**

**Mr. Gaurav, AOR**

**Mr. Shuvodeep Roy, AOR**  
**Mr. Saurabh Tripathi, Adv.**  
**Mr. Deepayan Dutta, Adv.**

**Ms. Charu Ambwani, AOR**  
**Mr. Anuj Bhandari, AOR**

**Mr. Shiv Mangal Sharma, A.A.G.**  
**Mr. Saurabh Rajpal, Adv.**  
**Ms. Shalini Singh, Adv.**  
**Ms. Awanitika, Adv.**  
**Ms. Nidhi Jaswal, AOR**

**Mr. Ravi Prakash, AOR**

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

**Mr. Vikrant Singh Bais, AOR**

Ms. Neeru Vaid, AOR

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

Ms. Tulika Mukherjee, AOR

Ms. Divya Jyoti Singh, AOR  
Ms. Astha Sharma, AOR  
Mr. Anil Kumar, AOR  
Mr. Rakesh Kumar-i, AOR  
Mr. Parminder Singh Bhullar, AOR

Mr. Chandrakant S Sarkar, Adv.  
Mr. Mukesh Kumar Singh, Adv.  
Mr. Narendra Kumar Goyal, Adv.  
Mr. Ikshit Singhal, Adv.  
Mr. Jeetendra Kumar, Adv.  
Ms. Kajal Rani, Adv.  
Mr. C M Dwivedi, Adv.  
Mr. Naveen Yadav, Adv.  
For M/S. Mukesh Kumar Singh And Co., AOR

Mr. Alok Gupta, AOR

Mr. K. V. Mohan, AOR

Mr. Yash S. Vijay, AOR

Ms. Sakshi Kakkar, AOR

Mr. Akshay Girish Ringe, AOR

Mr. Vinay Garg, AOR

Mr. Neeraj Shekhar, AOR  
Mr. Rajesh Kumar Maurya, Adv.  
Mrs. Kshama Sharma, Adv.  
Mr. Ujjwal Ashutosh, Adv.

Ms. Lubna Naaz, AOR

Ms. Shashi Kiran, AOR

Ms. Aastha Mehta, Adv.  
Ms. Deepanwita Priyanka, AOR  
Ms. Prerana Mohapatra, Adv.  
Ms. Prina Sharma, Adv.

Ms. Ankita Sharma, AOR  
Mr. Arjun D Singh, Adv.  
Ms. Poonam Dolo, Adv.

Mr. Kumar Dushyant Singh, AOR

Ms. Divya Roy, AOR

Ms. Shagun Matta, AOR

Ms. Aswathi M.K., AOR

Mr. T. R. B. Sivakumar, AOR

Mr. Mohit Paul, AOR

Mr. Nischal Kumar Neeraj, AOR  
Mr. Shalen Bhardwaj, Adv.  
Mr. Virender Kumar, Adv.  
Ms. Garima Kumar, Adv.  
Ms. Lakshmi, Adv.

Mr. Nishit Agrawal, AOR

Mr. Raghvendra Kumar, AOR

Mr. Anando Mukherjee, AOR

Ms. Sanjivani Aggarwal, Adv.  
Ms. Jyoti Aggarwal, Adv.  
Mr. Pradeep Shekhawat, Adv.  
Ms. Filza Moonis, AOR

Mr. Divyanshu Kumar Srivastava, AOR

Mr. Shekhar Kumar, AOR

Mr. Sandeep Narain, Adv.  
Ms. Kanak Malik, Adv.  
For M/S. S. Narain & Co., AOR

Mr. Gaurav, AOR

M/S. M. V. Kini & Associates, AOR

Mr. Praveen Pathak, Adv.  
Ms. Pooja Sagar, Adv.  
Ms. Sushma Sharma, Adv.  
Mr. Manjeet Singh, Adv.  
Mr. Santosh Anandrao Jadhav, Adv.  
Ms. Davinder Pal Kaur, Adv.  
Mr. Harpreet Singh, Adv.  
Ms. Manju Jetley, AOR

Mr. Harsh V. Surana, AOR

Mr. Yashraj Singh Bundela, AOR  
Mr. Ramesh Thakur, Adv.  
Mr. Chanakya Baruah, Adv.  
Ms. Saloni, Adv.  
Mr. Rohan Singla, Adv.  
Dr. Arvind Kumar Navrang Singh, Adv.

Mr. Pulkit Agarwal, AOR

Mr. S S Bandyopadhyay, Adv.  
Mr. Syed Miran Ahmad, Adv.  
Mr. Abhaya Nath Das, Adv.  
Ms. Anjana Sharma, Adv.  
Mr. Om Prakash, Adv.  
Ms. Swati Mishra, Adv.  
Ms. Swagoti Batchas, Adv.  
Mr. Om Praksah Sapra, Adv.  
Mr. Kishor Kumar Mishra, Adv.  
Dr. Aditya Mishra, Adv.  
Mr. B C Bhatt, Adv.  
Mr. Hitesh C Soni, Adv.  
Ms. Vaishali C Soni, Adv.  
Mr. Satish Kumar, AOR

Ms. Ameyavikrama Thanvi , AOR

Ms. Jaikriti S. Jadeja, AOR

Mr. Rajan Narain, AOR

Mr. Sandeep Kumar Jha, AOR  
Mr. Shiv Mangal Sharma, A.A.G.  
Ms. Nidhi Jaswal, Adv.

Mr. Gopal Jha, AOR

Mr. Pradeep Misra, AOR  
Mr. Daleep Dhyani, Adv.  
Mr. Suraj Singh, Adv.

Mr. Manish Kumar, AOR  
Mr. Ravi Shanker Jha, Adv.

Ms. Rakhi Ray, AOR

Ms. Ishita Jain, AOR  
Mr. Anand Kumar Shrivastava, Adv.  
Ms. Shruti Kanodia, Adv.  
Mr. Shivam Sinha, Adv.  
Mr. Ankit Bhandari, Adv.

Mr. Manish Kumar Gupta, AOR

Mr. Sravan Kumar Karanam, AOR  
Ms. P. Geetanjali, Adv.  
Mr. Abhiram Bannur, Adv.

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

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

**IN RE: PAYMENT OF COMPENSATION**

1. Firstly, we deal with the issue of payment of compensation to the construction workers.

**STATE OF HARYANA**

2. As far as the affidavit of the Government of Haryana is concerned, for the first and second phase of Graded Response Action Plan (GRAP)-IV, the compensation has been paid to 2,68,759 and 2,47,881 workers respectively and the process of paying the compensation to approximately 95,000 workers for GRAP-IV phase in January, 2025 is under process.

3. Therefore, at this stage, no further direction is required to be issued as far as the Government of Haryana is concerned.

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI

4. We have perused the affidavit filed on behalf of the Government of Delhi in which it is claimed that so far, compensation has been paid to 93,272 workers. It is stated that the process of verification of rest of the workers who have been registered is in progress. The Unions of the construction workers are free to submit the details in a format annexed to the affidavit to the DBOCWW Board so that after verification, the payments can be released.

5. The Government of Delhi to file a further affidavit by end of March, 2025 indicating the payments made to various workers. The Government of Delhi to submit a response in the form of a chart giving details of the payment.

6. List on 2<sup>nd</sup> April, 2025 for the purpose of reporting compliance.

STATE OF RAJASTHAN

7. As far as the Government of Rajasthan, the compensation amount has been paid to 3,197 workers as per the survey report. Hence, no further direction is required to be issued in respect the State of Rajasthan.

STATE OF UTTAR PRADESH

8. The State of Uttar Pradesh has filed an affidavit stating that the compensation amounts have been paid to 4,88,246, 4,84,157 and 691 workers who were affected in



phases I, II and III of GRAP IV respectively. The amounts paid have been also mentioned. At this stage, no further direction is required to be issued in respect of the State of Uttar Pradesh.

9. The personal presence of the Chief Secretaries of the aforesaid States is dispensed with.

IN RE: GRAP MEASURES

10. When the measures under the GRAP are applied and when those measures require construction activities to be closed, the construction workers affected by the closure must be paid the compensation. As far as 2024-2025 are concerned, we have issued directions to the States to pay the compensation to the construction workers.

11. We make it clear that hereafter whenever construction activities are required to be closed due to implementation of the GRAP measures, compensation shall be paid to the affected workers in terms of clause (ii) of this Court's order dated 24<sup>th</sup> November, 2021 in Writ Petition (Civil) No.1135 of 2020. Clause (ii) reads thus:

"(ii) The States shall use the funds which have been collected as labour cess for the welfare of construction workers to provide them subsistence for the period during which construction activities are prohibited and pay wages notified under the Minimum Wages Act for the respective categories of workers."

Even if there is no specific direction of the Court to pay compensation, the NCR States shall pay compensation in terms of clause (ii), when an exigency as stated aforesaid arises. We also make it clear that even if labour cess collected is not sufficient to pay requisite compensation, the States shall be liable to pay the compensation.

12. At this stage, Mr.Chirayu Jain, the learned counsel appearing on behalf of the National Campaign Committee for Central Legislation on Construction Labour submits whenever GRAP III and IV measures are applied, the non-polluting activities should continue. We decline to pass any such orders, as GRAP III and IV guidelines lay down what is permissible and what is not-permissible. Hence, we do not accede to the prayer made by the learned counsel for clarification.

13. Thereafter, the learned counsel further states that the direction issued in terms of clause (i) of the order dated 24<sup>th</sup> November, 2021 should continue to operate.

14. However, we find that after the said order, the GRAP has undergone changes and therefore, what will prevail is the GRAP measures which will be again subject to modifications made by this Court depending upon the exigencies.

**IN RE: VEHICULAR POLLUTION**

15. Perused this Court's order dated 20<sup>th</sup> January, 2025.

16. The learned Amicus Curiae pointed out that except the Ministries of Road Transport and National Highways and Heavy Industries, none of the Central Ministries have responded. Out of the State bodies, only the States of Rajasthan, Delhi and Haryana have responded.

17. We direct the Registry to again issue fresh notices to those entities which have not complied with the said order. The entities shall comply with the order dated 20<sup>th</sup> January, 2025 within a period of one month from today. The entities which are already responded must file better affidavits.

18. In modification of the order dated 20<sup>th</sup> January, 2025, we direct that the responses/affidavits shall be sent to the Commission for Air Quality Management which in turn after compiling the same, will provide copies thereof to the learned Amicus Curiae. The implementation on the issue will be examined on 21<sup>st</sup> March, 2025.

(ANITA MALHOTRA)  
AR-CUM-PS

(AVGV RAMU)  
COURT MASTER