To,
Mb. J L chugh
Joint seceiteny
CPIO

Aubject: seeking permission to peir photocopies of the pirle desired Raples in the file on the sonbiese Pachimade coca-cola victims Compensation elaims specionl Iribu hat sill 2011

Dear sin.

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file 2 - Paje 215-244 270-272

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BY SPEED POST
RTI Matter
No. $24 / 69$ /2011-Judl \& PP
Government of India/Bharat Sarkar Ministry of Home Affairs/Grih Mantralaya

Jaisalmer House, Mansingh Road,
New Delhi-11, dated the August 29. 2011.
To
Shr Ankur Paliwal,
41 Tughakataut mititutional Area,
NEW DELHI- 110062.
Subject:- Information sought under RTI Act, 2005 - reg.

Sir,
I am to refer to your unsigned application dated 27.7.2011 under RTI Act, seeking information relating to the Plachimada Coca-Cola Victims Compensation Claims Special Tribunal Bill, 2011 and to say that the requisite information is as under:-
(i). The Bill has been received in this Ministry on 1.4.2011 for consideration and assert of the President of India.
(ii) The Bill has been referred to Ministries of Agriculture (Department of Agriculture and Cooperation); Environment and Forests; Law and Justice (Legislative Department; Department of Justice); Rural Development (Department of Land Resources) and Water Resources for comments. These comments are contained in 6 pages for which you need to pay @ Rs. $2 /$-per page.
(iii) Yes, Comments of Ministries of Agriculture (Department of Agriculture and Cooperation); Law and Justice (Denotmem or Justice); Rural Developer: (Department or Land Resources) and Water Rescurces have been received.
(iv) Information is 'Nil'.
(v) The Coca-Cola Company has also furnished the legal opinions of Sr . Advocates for consideration of the Bill.
(vi) Since the State Government is the Originator of the Bill, the requisite information in this regard may be obtained from the the State Government.
(vii) No.
2. With regard to inspection of file and making copies of flle notings and commentsintionchintries, following procedure of RTI Act, 2005:-

For inspection : No fee for the first hour and a fee of rupees five (Rs. 5/-) for each subsequent hour (or fraction thereof);

## For photo copies: Rs. 2/-per page

3. The appellate authority in this case is Shri K.C. Jain, Joint Secretary (C\&PG and Judl.), Ministry of Home Affairs, Room No. 9, North Block, New Delhi - 110001 (Tel. No. 23092392) and the time
 receipt of this communication.

# No.23(11)/2011-PL <br> Government of India <br> Ministry of Environment and Forests <br> Policy and Law Division <br> ********** 



New Delhi dated the $5^{\text {th }}$ September, 2011

To
Shri Ankur Paliwal,
C/o Centre for Science and Environment,
41, Tughlakabad Institutional Area, New Delhi-62.


Subject: RTI Application dated 27.7.2011 regarding Plachimada Coca Cola Victims' Relief and Compensation Claims Tribunal Bill, 2011.

Sir,
Please refer to your RTI application dated 27.7.2011 on the subject mentioned above. The information to your queries is as under:
(i) Yes.
(ii) The said Bill has been received in the Ministry on 29.4.2011.
(iii) The Bill is still under consideration of the Ministry.
(iv) No.
(v) Yes.
2. The applicant may inspect the relevant records and take copies thereof after payment of requisite fee under the RTI Act, 2005 at an appointed day and time.

Yours faithfully,

(Vive Wadekar) Director-cum-Central Public Information Officer

भारत सरकार
पर्यावरण एवं वन मंत्रालय
GOVERNMENT OF INDIA MINISTRY OF ENVIRONMENT \& FORESTS

## Shri Ankur Paliwal

C/o Centre for Science and Environment
41, Tughlakabad Institutional Area
New Delhi-110 062.

Subject: Information sought under the RTI Act, 2005-Application of Shri Ankur Paliwal (RTI appeal No. MOENF/R/2011/000986 dated 07.07.2011)-reg.

Sir,
This has reference to your application on the subject mentioned above. Your aforesaid application has been received by the undersigned on 11.8.2011.
2. In this regard, it is to inform that I have not received the Plachimada Coca-Cola Victim's Relief and Compensation Claims Tribunal Bill, 2011 and is not aware of its whereabouts in the Ministry.
3. Your aforesaid application stands disposed of as far as this CPIO is concerned.
4. In case, you are not satisfied with the reply furnished in response to your application under the RTI Act, 2005, you may prefer an appeal to Dr. Saroj, Director and Appellant Authority, Ministry of Environment and Forests, HSMD, $7^{\text {th }}$ Floor, Paryavaran Bhawan, CGO Complex, Lodi Raod, New Delhi- 110003.

Gard
(Shard)
Deputy Director \& CPIO
Copy for information to:
The Section Officer, RTI Cell, MoEF.

[^0]No.24/69 /2011-Judl \& PP
BY POST \&f Government of India/Bharat Sarkar Ministry of Home Affairs/Grih Mantralaya

Jaisalmer House, Mansingh Road, New Delhi-11, dated the September 27, 2011.
To


41 Tughlakabad Institutional Area, NEW DELHI- 110062.

Subject:- Seeking Photocopies under Right to Information RTI Act, 2005-reg.

Sir,
I am directed to refer to your representation dated 18.9.2011 and to say that you have inspected the file (No. 17/12/2011-Judl \& PP) relating to the Plachimada Coca-Cola Victims Compensation Claims Special Tribunal Bill, 2011 and not the file No. 24/69/2011-Judl \& PP as mentioned in your representation.
2. Vide your representation, you have sought the copies of the following documents:-

Notings: Page 1-7
Correspondence: pages 1-118\& 177-189; 215-244; 270-272; 393-402 (Total 179 pages).
3. Out of which this Ministry can only provide the copies of following pages of the concerned file:-

Notings: Pages 1-7; Correspondence:- pages 53-57; 181-189, 394,396402 (Total 29 pages) for which you need to pay @ Rs. 2/- per page along with postal charges of Rs. $60 /$-, in case you want the information by Regd. Post/Speed Post.
4. As already informed vide this Ministrys letter of even number dated 1.9.2011, you are requested to obtain the copies of the Bill (pages 1-52) from the State Government of Kerala as the State Government is the originator of the Bill.
$-: 2:-$
5. As per Section $8(1)(\mathrm{d})$ of the RTI Act, 2005, the copies of documents at pages 58-118, 177-180, 215-244 and 270-272 may not be provided toyou as the Coca-Cola India Private Limited is the originator of these documents.
6. The letter written by the Hon'ble Member of Parliament to Home Minister at pages 393 \& 395 cannot be provided to you without his consent.
7. This issues with the approval of the Joint Secretary (Judl.) and CPIO.


Section Officer (Judl. \& PP)
Tele fax: 23381509

MINISTRY OF HOME AFFAIRS (Judicial and Political Pensions Section)

Sl. No. 1 (Receipt) - pl- 52/cor.<br>Subject:- The Plachimada Coca-Cola Victims Compensation Claims Special Tribunal Bill, 2011.


#### Abstract

The Governor of Kerala has reserved the Plachimada Coca-Cola Victims Compensation Claims Special Tribunal Bill, 2011 as passed by the State Legislature for consideration and assent of the President under article 200 read with article 254(2) of the Constitution of India. The subject matter of the Bill falls under entries $6,14,17,18$ and 65 of State List and entries 11A and 46 of the Concurrent List in the Seventh Schedule to the Constitution of India. The provisions of the Bill are repugnant to the provisions of the Environment (Protection) Act, 1986, the Water (Prevention and Control of Pollution Act, 1981 and the National Green Tribunal Act, 2010.


2.1 The State Government has stated that the Plachimada is a drought prone remote village in Palakkd District. During the year 2000, a unit of Hindustan Coca-Cola Beverages Private Limited was established in that village. Due to over extraction of ground water by the Hindustan CocaCola Beverages Private Limited in Plachimada there has been environmental degradation, soil degradation and water contamination in Preumatty, Pattancherry Grama Panchayats and other near by Grama Panchayat areas and thereby causing scarcity of drinking water in the area. Due to the irresponsible disposal of sludge by the company there has been steady decline in the agriculture production. Moreover the presence of metal like cadmium, lead and chromium the Perumatty and Pattancherry Grama Panchayats and other near by Grama Panchayat are suffering from serious skin ailments, breathing problems and other debilities.
2.2. Because of the social, health and economic factors caused by the pollution, children in that area have been dropped out of schools. Taking into account of various issues arose due to the functioning of the CocaCola Company in Plachimada, the State Government have appointed a
(from pre-page)
High Power Committee to study the problems in that area and to suggest necessary remedies. The said Committee has interlia recommended the Government to constitute a Special Tribunal for the adjudication of disputes and recovery of compensation for the victims from the said Company.
2.3 The State Government have considered the report and decided to accept the recommendations of the Committee to constitute a Special Tribunal. Accordingly, it has been decided to enact legislation for the purpose of constituting a Special Tribunal for the expeditious adjudication of disputes and recovery of compensation for the victims form the Hindustan Coca-Cola Beverages Private Limited by entertaining original applications and by transferring cases pending before various courts and other authorities to the Tribunal.

The Bill seeks to achieve the above objective.
3. We may invite comments from Ministries of Agriculture (Department of Agriculture and Cooperation); Environment and Forests; Law and Justice (Legislative Department; Department of Justice); Rural Development (Department of Land Resources) and Water Resources as per DFA please.

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The Coca-Cola India Pvt. Ltd. has submitted a representation to Home Minister alongwith legal opinion given by Sr. Advocates Shri K.K. Venugopal"and Fali S. Nariman in connection with the Plachimada CocaCola Victims Compensation Claims Special Tribunal Bill, 2011. While perusing the representation, Home Minister has minuted as follows:

Is this with MHA?
2.1 Shri M.B. Rajesh, Member of Parliament, Lok Sabha in his communication dated 25.7.201 * requested Home Minister to take steps to obtain the assent of the President to the Bill.
2.2 Home Minister has sought the status of the Bill.
3.1 It is submitted that the Plachimada Coca-Cola Victims Compensation Claims Special Tribunal Bill, 2011 as passed by the State Legislature and reserved by the Governor, Kerala for consideration and assent of the President under Article 200 read with Article 254(2) of the Constitution of India has been received in this Ministry on 1.4.2011.
3.2 The subject matter of the Bill falls under entries $6,14,17,18$ and 65 of State List and entries 11 A and 46 of the Concurrent List in the Seventh Schedule to the Constitution of India. The provisions of the Bill are repugnant to the provisions of the Environment (Protection) Act, 1986. the Water (Prevention and Control of Pollution Act, 1981 and the National Green Tribunal Act, 2010.
3.3 The State Government has stated that the Plachimada is a drought prone remote village in Palakkd District. During the year 2000, a unit of Hindustan Coca-Cola Beverages Private Limited was established in that village. Due to over extraction of ground water by the Hindustan Coca-Cola Beverages Private Limited in Plachimada there has been environmental degradation, soil degradation and water contamination in Preumatty, Pattancherry Grama Panchayats and other near by Grama Panchayat areas and thereby causing scarcity of drinking water in the area. Due to the irresponsible disposal of sludge by the company there has been steady decline in the agriculture production. Moreover the presence of metal like cadmium, lead and chromium the Perumatty and Pattancherry Grama Panchayats and other near by Grama Panchayat are suffering from serious skin ailments, breathing problems and other debilities.
(from pre-page)
3.4 Because of the social, health and economic factors caused by the pollution, children in that area have been dropped out of schools. Taking into account of various issues arose due to the functioning of the CocaCola Company in Plachimada, the State Government have appointed a High Power Committee to study the problems in that area and to suggest necessary remedies. The said Committee has interlia recommended the Government to constitute a Special Tribunal for the adiudication of disputes and recovery of compensation for the victims from the said Company.
3.5 The State Government have considered the report and decided to accept the recommendations of the Committee to constitute a Special Tribunal. Accordingly, it has been decided to enact legislation for the purpose of constituting a Special Tribunal for the expeditious adjudication of disputes and recovery of compensation for the victims form the Hindustan Coca-Cola Beverages Private Limited by entertaining original applications and by transferring cases pending before various courts and other authorities to the Tribunal.

The Bill seeks to achieve the above objective.
4. 1 The Bill has been referred to Ministries of Agriculture (Department of Agriculture and Cooperation); Environment and Forests; Law and Justice (Legislative Department; Department of Justice); Rural Development (Department of Land Resources) and Water Resources for comments on 13.4.2011.
4.2 The Ministry of Food Processing Industries; Rural Development and Department of Justice have conveyed their no objection/no comments to the proposal.
4.4 The comments of Legislative Department; Ministries of Environment and Forests arentill awaited who have been lest reminded on 20.7.2011. 4 . $7 \mathrm{~s}_{\mathrm{c} p}{ }^{\prime}$ '".
5.1 Meanwhile, the Coca- Cola India Pvt. Ltd., has forwarded a legal opinion of Shri Fali S. Nariman, Sr. Advocate ${ }^{\text {F }}$ on the Constitutional Validity of the Bill which have been forwarded to the State Government for their consideration and views on 12.7.2011. $\sim$

(from pre-page)
5.2 That Company has also forwarded another legal opinion obtained from Sr . Advocate Shri K.K. Venugopal in this regard.
6. Further, the Chairman, Plachimada Anti Coca-Cola Struggle Committee has also submitted ${ }^{\star}$ representation to the President as well as Home Minister, with a request to obtain the assent of the President to the Bill.

Submitted please.





Submitted for the perusal of Hon'bittM.


No. $17 /$ 12/2011-Judl \& PP
Government of India/Bharat Sarkar Ministry of Home Affairs/Grih Mantralaya
*****
Jaisalmer House, Mansingh Road, New Delhi-11, dated the April 13, 2011.

## OFFICE MEMORANDUM

Subject:- The Plachimada Coca-Cola Victims Compensation Claims Special Tribunal Bill, 2011.

The undersigned is directed to forward herewith a copy each of the Bill as introduced and Bill as passed in the State Legislature and forwarding letter received from the State Government on the above mentioned subject for comments.
2. As per the Cabinet Guidelines for disposal of State Legislative proposals, the Ministries/Departments may examine the Bill and make observations within a period of six weeks in respect of the following:-
(a) whether the proposed legislation is Constitutionally valid; or
(b) whether there is any conflict with an existing Central Law, and, if so, whether the conflict may be consciously permitted; or
(c) whether the proposed State enactment involves any deviation from existing national or Central policy to its detriment, or would be a hindrance to enactment of uniform laws for the country.

This Ministry may also be advised whether the assent of the President may be accorded to the Bill under article 201 of the Constitution of India.
3. It may be noted that if the views of the Ministries/Departments are not received within six weeks, the Bill would be processed without waiting further for their comments, as per the Cabinet Guidelines. If any inconsistency is noticed at a later stage, the concerned Ministry/Department would be held responsible for that.
4. Since the Ministry of Law \& Justice (Department of Legal Affairs) is consulted by the Ministry of Home Affairs after receipt of views/comments from the concerned Ministries/Departments, that Ministry of Law is being consulted.
5. Ministries/Departments are requested to please adhere to the time schedule.

Under Secretary to the Govt. of India
Encl.: As above.
Tee. No. 23073178
To

1. Ministry of Agriculture, (Shri Prabeer Kumar Basu, Secretary), 2. Ministry of Environment and Forests, (Shri Tishyarakshit Chatterjee, Secretary), Pariyavaran Bhavan, CGO Complex, Lodhi Road,
New Delhi,
2. Ministry of Law and Justice (Legislative Department), (Shri V.K. Bhasin, Secretary ), Shastri Bhavan, New Delhi

Ministry of Law and Justice ( Department of Justice), (Sot. Neela Gangadharan, Secretary ), Jaisalmer House, Mansingh Road, New Delhi $\qquad$
5. Ministry of Rural Development, (Department of Land Resources), (Ms.Anita Chaudhary, Secretary), 'NBO' Building, Nirman Bhavan, New
Delhi,
6. Ministry of Water Resources, (Shri Dhruv Vijay Singh, Secretary), Hoo 8 Sham Shakthi Bhavan, New Delhi.
7. Ministry of Food Processing Industries, (Sheri Ashok Sinha, Secretary), Panchsheel Bhawan, August Kranti Marg Khelgoan, New
Delhi-110049

Copy, without enclosures, to the Resident Commissioner,
Government

Leg. 12011/09/01/2011-LRD
Government Of India
Ministry of Rural Development
Department of Land Resources
(Land Reforms Division) 'G-Wing', NBO Building, Nirman Bhawan
New Delhi - 110011
Dated the $4^{\text {th }}$ May, 2011

## OFFICE MEMORTADUM

## Subject: The Plachimada Coca-Cola Victims Relief and Compensation Claims Special Tribunal Bill,2011.

The undersigned is directed to refer to the Ministry of Home Affairs O.M. No. 17/12/2011-Judl. \& PP. dated the $13^{\text {th }}$ April,2011 on the above mentioned subject and to say that the matter has been examined in this Department and this Department has no objection if the approval of the Government of India is accorded to the proposed Bill.
2. This issues with the approval of the Competent Authority.

(Charanjit Singh)
Director(LR)
Tel. No. 23062456
Shri Vijay Tehlan, Under Secretary,
Ministry of Home Affairs, Jaisalmer House, Mansingh Road, New Delhi 110011.


## FiNo. 10-3/2011-NRM-

Government of India
Ministry of Agriculture
Department of Agriculture \& Cooperation
(NRM Division)
Krishi Bhavan, New Delhi
Dated: $16^{\text {th }}$ May, 2011

Sub :- The Plachimada Coca-Cola Victims Compensation Claims Special Tribunal Bill, 2011 - Comments/Views regarding.

Please refer to your office O.M. No.17/12/2011-Judl. \&PP dated $13^{\text {th }}$ April, 2011 on the above subject.
2. Dept. of Agriculture \& Cooperation has no specific comment to offer on constitutional validity of the proposed legislation.
3. It is alleged that overextraction of groundwater by the Hindustan Coca-Cola Beverages Private Limited in Plachimada, has caused environmental /soil degradation, water contamination in Perumatty and Pattanchery gram panchayats thereby causing scarcity of drinking water and further due to irresponsible disposal of sludge has resulted in decline in agricultural production, Ministry of Agriculture, in this context, would also like to reiterate the provisions of National Policy for Farmers, 2007 (NPF, 2007) wherein it, inter alia, recommends that 'prime farmland must be conserved for agriculture except under exceptional circumstances, provided that the agencies that are provided with agricultural land for non-agricultural projects should compensate for treatment and full development of equivalent degraded / wastelands elsewhere. For non-agricultural purposes, as far as possible, land with low biological potential for farming would be earmarked and allocated'.


This issues with approval of Competent Authority.


Shri HIlly Tehlan, Under Secretary (JudI. \& PP) Government of India,
Ministry of Home Affairs, Jaisalmar House, Mansingh Road, New Delhi -110 011.



Jaisalmer House, Mansingh Road,
New Delhi, $18^{\text {th }}$ May, 2011.

## OFFICE MEMORANDUM

Subject :- The Plachimada Coca-Cola Victims Relief and Compensation Claims Special Tribunal Bill, 2011.

The undersigned is directed to refer to Ministry of Home Affairs's O.M. No.17/12/2011-Judl \& PP dated $13^{\text {th }}$ April, 2011 on the above subject and to say that the Department of Justice has no objection to the assent of the President under article 201 of the Constitution of India, being accorded to the aforesaid Bill, 2011.

(S.C. Mishra)


Ministry of Home Affairs, Judicial Section, Jaisalmer House, New Delhi.

# SIr 10 I. 

No.17/ 12/2011-Judl \& PP
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantralaya

* $* * * *$

Jaisalmer House, Mansingh Road, New Delhi-11, dated the July 8, 2011.

## OFFICE MEMORANDUM

Subject:- The Plachimada Coca-Cola Victims Compensation Claims Special Tribunal Bill, 2011.

The undersigned is directed to refer to this Ministry's O.M. of even number dated 13.4.2011 wherein the comments have been sought on the subject mentioned above.
2. Comments of your Ministry/Department are still awaited.
3. The Cabinet Guidelines for disposal of State Legislative proposals, has prescribed six week time to Ministries/Departments to examine the proposal and make observations thereon. The said period is already over.
4. It is, therefore, requested that the comments of your Ministry/Department may be expedited without further delay.

( Vijay Tehlan)
Under Secretary to the Govt. of India Tee. No. 23073178

1. Ministry of Environment and Forests, (Shri Tishyarakshit Chatterjee, Secretary), Pariyavaran Bhavan, CGO Complex, Lodhi Road, New Delhi,
2. Ministry of Law and Justice (Legislative Department), (Shri V.K.


6 9083 . Ministry of Water Resources, (Shri Dhruv Vijay Singh, Secretary), pr r Sham Shakthi Bhavan, New Delhi.
4. Ministry of Food Processing Industries, (Shri Ashok Sinh, Secretary), Panchsheel Bhawan, August Kranti Marg Khelgoan, New Delhi-110049

Copy to the Resident Commissioner, Government of Kerala, Kerala House, 3, Jantar Mantar Road, New Delhi.


To
The Secretary to the Governor, Kerala,
Raj Bhavan
THIRUVANANTHAPURAM.
Subject:- The Plachimada Coca-Cola Victimsmeompensation Claims Special Tribunal Bill, 2011.
P.

## Ministry of Home H ISSUED

12 JUL 2013
Sir,
 $736 / 2011$, dated $2.2011=$ on the subject mentioned above and to forward herewith $n_{n}$ copy of legal opinion of Shri Fali S. Näriman, Sr.
$=$ CP 58-13K Advocate, as forwarded by the Coca-Cola India Pvt., Ltd., on the Bill for consideration and clarifications/specific views of the State Government.
2. The Bill will be processed further on receipt of reply from the State Government.


Under Secretary to the Govt. of India
Tee. No. 23073178

No. 3/4/2007-GW
Government of India Ministry of Water Resources

New Delhi, dated 12.07.2011

To
Under Secretary to the Govt. of India
Ministry of Home Affairs
łaisalmer House, Mansingh Road
New Delhi-11
Sub: The Plachimada Coca-Cola Victims Compensation Claims Special Tribunal Bill 2011 -reg.

Sir
Kindly refer to your office memorandum No. 17/12/2011-Judl \& PP dated $13^{\text {th }}$ April 2011 regarding Plachimada Coca -Cola Victims Compensation Claims Special Tribunal Bill 2011.

The desired observations/comments in respect of Ministry of Water Resources, Government of India on the aforesaid matter are enclosed.


This issues with the approval of Commissioner (PR), MOWR.

Encl: As above

$80(9$
Under Secretary to Govt. of India
E mail-gwdesk-nowr@nic.in,
Tel -011-23766907

## Suggestions regarding issues/grounds on which Relief \& Compensation Claims can be made to the victims of Plachimada Coca-Cola

1. Expenditure incurred for deepening of wells/tube wells, cost for installing additional pipes etc. so as to chase falling water levels because of increase in exploitation of ground water resources by the Coca -Cola plant.
2. Enhanced cost for construction of new well/tube well due to declining water levels.
3. Enhanced cost for pumping same quantity of water from deeper aquifers.
4. Replacing existing pumps by higher capacity pumps for lifting of water from deeper levels and decline in yield of the wells.
5. Deteriorating socio-economic condition owing to loss of revenue due to decrease in agriculture products because of reducing yield of the wells/drying up of the wells.
6. Compensation for deteriorating ground water quality due to pollution by the Coca Cola industry and thereby spread of diseases and overall social health in the area.
7. Deteriorating ground water quality viz. increase in salinity due to declining water levels/over exploitation of resources.

Further, the landless labourers may also be covered as indiwidual has the right for drinking water and water for domestic purposes. Therefore if they approach, Tribunal may consider for suitable compensation.
D.R.S. CHAUDHARY Special Secretary(NM)

D.O. No.23/79/2011-J\&PP

गृह मंत्रालय
भारत सरकार
नार्थ ब्लाय, नई दिल्ली- 110001 ministry of home affairs GOVERNMENT OF INDIA NORTH BLOCK, NEW DELHI - $11000^{*}$ July , 2011

Dear Shri Kacker,

This is regarding the State Legislation received in this Ministry for seeking assent of the President after reserving the same by the Governors of concerned States. These state legislation, before seeking assent of the President are sent to concerned Union Ministries/Departments for their comments. Unless and until comments are received from the concerned Union Ministries/Departments, these State legislation remain pending with Central Government. Long delays in this regard are therefore a matter of serious concern.
2. In this connection. I would like to inform that the following State Legislation is pending with your Ministry for comments:-

The Plachimada Coca Cola Victims Relief and Compensation Claims Special Tribunal Bill, 2011 which was sent to your Ministry vide this office memo no. 17/12/2011-J\&PP Ct. 11.04.2011.
3. You are, therefore, requested to please look into the matter and to convey the requisite comments to this office urgently so that this could be processed without further delay.


Yours sincerely,
7. 6 (Rd
(D.R.S. Chaudhary)

[^1]
# D.R.S. CHAUDHARY Special Secretary(NM) 



गृह मंत्रालय भारत सरकाष
नार्थ बलाक, नई दिर्ली-110001
ministry of home affairs
GOVERNMENT OF INDIA
NORTH BLOCK, NEW DELHI -110001
D.O. No.23/79/2011-J\&PP

July , 2011

Dear Shri Singh,

This is regarding the State Legislation received in this Ministry for seeking assent of the President after reserving the same by the Governors of concerned States. These state legislation, before seeking assent of the President are sent to concerned Union Ministries/Departments for their comments. Unless and until comments are received from the concerned Union Ministries/Departments, these State legislation remain pending with Central Government. Long delays in this regard are therefore a matter of serious concern.
2. In this connection, I would like to inform that the following State Legislation is pending with your Ministry for comments:-

The Plachimada Coca Cola Victims Relief and Compensation Claims Special Tribunal Bill, 2011 which was sent to your Ministry vide this office memo no. 17/12/2011-J\&PP dts. 11.04.2011.
3. You are, therefore, requested to please look into the matter and to convey the requisite comments to this office urgently so that this could be processed without further delay.
With regards

Yours sincerely,
> D. L (la
> (D.R.S. Chaudhary)

Shri Dhruv Vijay Singh,
Secretary,
Ministry of Water Resources,
New Delhi.

D.R.S. Chaudhary<br>Special Secretary (NM)



गृह गंत्रालय<br>भभारत सरकार<br>नार्थ ब्लाक, नई दिल्ली-110001<br>MINISTRY OF HOME AFFAIRS government of india NORTH BLOCK, NEW DELHI-110001

Dated the July. 201
D.O. No. 23/79:2011-J\&P1

Dear Shri Bhasin.

This is regarding the State Legislations received in this Ministry for seeking assent of th President after reserving the same by the Governors of concerned States. These State Legislations before seeking assent of the President, are sent to concerned Union Ministries/Departments for thei comments. Unless and until comments are received from the concerned Ministries'Departments these remain pending with the Central Government. Long delaysin this regard are therefore a matte of serious concern.
2. In this connection, I would like to inform that there are a number of State Legislation pending with your Ministry for comments. These include the following:-
i) The Gujarat Tenancy and Agricultural Lands Laws (Amendment) Bill. 201 (Bill Nc 12 of 2011) which was sent to your ministry vide this office memo no. 1721/2011-I\&PP © 01.06.2011.
ii) The Karnataka Prevention of Slaughter and Preservation of Cattle Bill. 2011 whic was sent to your ministry vide this office memo no. 17/30/2010-J\&PP dt 09.02.2011.
iii) The Plachimada Coca Cola Victims Relief and Compensation Claims Specia Tribunal Bill, 2011 which was sent to your ministry vide this office memo no. 17/12/2011 J\&PP dt 11.04.2011.
iv) The Madhya Pradesh Vishesh Nyayalaya Vidheyak. 2011 which was sent to you ministry vide this office memo no. 17/14/2011-J\&PP dt 27.04.2011.
v) The Mumbai Municipal Corporations. the Bombay Provincial Municipe Corporations, the City of Nagpur Corporation. the Bombay Police and the Maharashtr Municipal Councils, Nagar Panchayats and Industrial Townships (Amendment) Bill. 200 which was sent to your ministry vide this office memo no. 17/02/2011-I\&PP dt 14.02.2011.
vi) The Bombay Civil Courts (Amendment) Bill. 2011 which was sent to your ministr vide this office memo no. 17/19/2011-J\&PP dt 20.05.2011.
vii) The Maharashtra Slum Areas (Improvement, Clearance and Rederelopmen Amendment) Bill, 2011 which was sent to your ministry ride this office memo nt 17/18/2011-J\&PP dt 20.05.2011.
viii) The Prisons (Punjab Amendment) Bill. 2011 which was sent to your ministry vide th: office memo no. 17/26/2011-J\&PP dt 23.06.2011.
ix) The Indian Stamp (Uttarakhand Amendment) Bill. 2011 which was sent to you ministry vide this office memo no. 17/22/2011-J\&PP dt 20.06.2011.
x) The Indian Registration (Uttarakhand Amendment) Bill, 2011 which was sent tour ministry vide this office memo no. 17/23/2011-J\&PP dit 20.06.2011.
xi) The Indian Partnership (Uttar Pradesh Amendment) Bill, 2011 which was sent to your ministry vide this office memo no. 17/09/2011-J\&PP at 31.03.2011.

Details of these legislation are annexed.
3. You are, therefore, requested to please look into the matter and to convey the requisits comments to this office urgently so that these can be processed without further delay.


Yours sincerer:

- 1 Ci
(D).R.S. Chaudhary

Shri V.K. Bhasin
Secretary, Legislative Deptt.
Ministry of Law \& Justice, New Delhi.

## Dear Shri Rajesh,

I have received your letter seeking Presidential assent to a Bill passed by Kerala Assembly relating to setting up of a Tribunal to extract compensation from Cococola for the damages caused in the Plachimada Village of Palakkad district.

I am having the matter looked into.

With regards,
Yours sincerely,


## Shri M.B. Rajesh

Member of Parliament (LS), 224, V.P. House, Ragi Marg, New Delhi-110001.

Copy with the letter under reference forwarded to JS(Judl.) for necessary action.


PS to Home Minister


No. 5-11/2011-FFD

## Government of India

Ministry of Food Processing Industries
Panchsheel Bhawan, August Kranti Marg
New Delhi-110049
Dated: 29/07/2011

## OFFICE MEMORANDUM

## Subject: The Prachimada Coca-Cola Victims Compensation Claims Special Tribunal Bill, 2011.

The undersigned is directed to refer to the Ministry of Home Affairs O.M. No. 17/12/2011-Judl \& PP dated 13/4/2011 on the above mentioned subject and to say that, in so far as the Ministry of Food Processing Industries is concerned, there is no existing bill/law administered by the Ministry that could have any conflict with the proposedfegistation. Moreover issues related to environment as well as public health $\rightarrow$ ? \& safety aspects, which is the spirit behind the proposed legislation, are not dealt in this Ministry. As such, this Ministry has no comments to offer in this regard.

This issues with the approval of competent authority.


To,
Vijay Tehlaf
Under Sec etary to the Govt. of India,
Ministry of Home Affairs, Jaisalmer House, Mansingh Road, New Delhi-110011.


No. 17/12/2011-Judl \& PP
MINISTRY OF HOME AFFAIRS (Judicial and Political Pensions Section)

Jaisalmer House, Mansingh Road. New Delhi -11, the August 18. 2011.

## OFFICE MEMORANDUM

Subject:- Lo Sabha USQ Dy. No. 2863 regarding the Plachimada Coca-Cola Victims Relief and Compensation claims Tribunal Bill, 2011 by Dr. Arvind Kumar Sharma, MP.

The undersigned is directed to refer to this Ministry's O.M. of even number dated 13.4.2011 and subsequent reminders dated 8.7.2011 and 20.7.2011 addressed to Secretary, Ministry of Environment and Forests seeking comments on the Plachimada Coca-Cola Victims Relief and Compensation claims Tribunal Bill, 2011.
2. The comments of Ministry of Environment are still awaited.
3. In connection with the above said the Bill, a copy of Loo Sabha USQ Dy. No. 2863 regarding the Plachimada Coca-Cola Victims Relief and Compensation claims Tribunal Bill, 2011 by Dr. Arvind Kumar Sharma, MP is forwarded herewith with a request to provide information/input in respect of part (c) and (d) of the Question urgently to enable this Ministry to prepare a reply.
4. This issues with the approval of the Joint Secretary (Judi.)

The Ministry of Environment and Forests, (Shri Rajneesh Daube, Joint Secretary), Pariyavaran Bhavan.
CGO Complex, Lodi Road, New Delhi.
(
D.R. S. Chaudhary, Special Secretary (NM)
Tele: 23092785 / 23093155 (fax)


गृह मंत्रालय
(401)

भारत सरकार
नार्थ ब्लाक, नई दिल्ली - 110001
MINISTRY OF HOME AFFAIRS
government of india NORTH BLOCK, NEW DELHI - 110001
Dated $7^{\text {th }}$ September, 2011

Dear Shri Chatterjee,

## Dated $7^{\text {th }}$ September, 2011

Dear Shri Bhasin,
Please refer to my D.O. No.23/79/2011-J\&PP dated $20^{\text {th }}$ July 2011 regarding State Legislation received in this Ministry which were referred to your Department for comments. You are aware that State Legislation received in this Ministry are sent to the concerned Ministries/Departments for comments before seeking assent of the President. Unless and until comments are received from the concerned Ministry/Department these remain pending with the Central Government. Long delays in this regard are therefore a matter of serious concern.
2. I find that as many as eleven State legislation referred to your Department are pending for comments from your Department. One of them is 'The Plachimada Coca Cola Victims Relief and Compensation Claims Tribunal Bill, 2011' which was referred to your Department vide O.M. No.17/12/2011-J\&PP dated 13.4.2011.
3. I request you to please look into the matter and convey your comments to this office very urgently, so that we can process this Bill without any further delay.

Yours sincerely,
C
(D.R.S. Chaudhary)

Shri V.K. Bhasin,


Secretary,
Legislative Department, Ministry of Law \& Justice, New Delhi.



[^0]:    पर्यावरण भवन, सी.जी.ओ. कॉम्पलैक्स, लोदी रोड, नई दिल्ली - 110510
    PARYAVARAN BHAWAN, C.G.O. COMPLEX, LODHI ROAD, NEW DELHI - 110510

[^1]:    Shri Rakesh Kacker,
    Secretary,
    Ministry of Food Processing Industries, New Delhi.

