

(7)

It has not been disputed that the forest area inhabited by the members of the Jarawa tribe have been declared as reserved area and, therefore, no one is entitled to enter into the reserved area until and unless a pass is granted by the Deputy Commissioner or by such other officer authorized by him in this behalf.

(8)

....Notwithstanding the fact that notification under Section 115 of the MV Act has not been issued, the petitioners cannot escape the rigours of Section 7 of the Regulation. One has to reach Baratang by road by traversing the reserved area inhabited by the members of the Jarawa tribe. Therefore, the petitioners must be held to be bound by the conditions of the pass that may be granted by the Deputy Commissioner or any officer authorized by him for the purpose of operating their tourist vehicles within the reserved area inhabited by the Jarawas.

(9)

....Before parting, this court would wish that the Administration considers the desirability of introducing a system which would facilitate return of a tourist vehicle from Baratang on the same day of its journey from Port Blair to Baratang. If presently ten vehicles are being allowed to operate between Port Blair and Baratang on the up-journey and another ten vehicles between Baratang and Port Blair on the down journey, passes may be issued only in favour of ten vehicles for operating a round trip on particular days of the month according to the choice of the Administration by maintaining parity amongst all tourist vehicle operators. This would not result in increase of vehicular traffic, and the number of trips on the up journey and the down journey would remain the same. The operators of the tourist vehicles may be informed before hand the particular dates of the month on which they would be permitted to operate round trip from Port Blair to Baratang and back. If such system is