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55) PUC is the fax message dated 3rd December 2010 received from Shri Aman Ahluwalia, Advocate regarding SLP (Civil) No.12125/2010 (A&N Administration-vs-M/s Barfoot Inns and Leisure's Pvt Ltd. The Advocate has stated that the matter related to SLP (Civil) No.12125/2010 was listed in the Hon'ble Supreme Court on 3rd Dec 2010 before a bench comprising of Hon'ble Justice G.S.Singhvi and Hon'ble Justice A.K.Ganguly. The matter related to SLP was discussed and it was informed by Respondent that there is another resort currently in the Buffer Zone against which no notice has been issued. It was also stated on behalf of the Respondent that the two Bars that have already been closed, continue to remain operational as restaurants and only the liquor licenses has been withdrawn.

56) The Hon'ble Court was prima facie of the view that the 2007 notification notifying the "buffer zone" are not being properly implemented but rather, was only selectively implemented. The Hon'ble Court has therefore directed that all commercial and tourist establishments in the buffer zone must be closed down and a statement must be made on the next date of hearing fixed for 15/12/2010.

57) The Hon'ble Court has further directed that the notification must be implemented universally and not selectively against the Respondent and few others. The advocate has requested us to communicate these orders to concerned department for taking necessary action expeditiously. The Officers from A&N Administration must be present in Delhi a day before the date of hearing in the court.

58) As per the Order of Hon'ble Supreme Court, (copy is placed at Flag 'A') Andaman & Nicobar Administration has to make a statement before the Court on the issue of closure of all commercial and tourist establishment within Buffer Zone and the next hearing is listed on 15th December 2010.

59) As directed by the Hon'ble Supreme Court, we may direct Deputy Commissioner, South Andaman and Deputy Commissioner, North & Middle Andaman to close all operational tourists resorts and those restaurants whose Bar licenses were cancelled in the Buffer Zone by issuing fresh orders. We may however take the view of the Department of Environment and Forests about tourist set up/facilities currently operational in the Buffer Zone, specially the Lime Stone Caves, Mud Volcanoes and the Parrot Island.

60) We need to further apprise Hon'ble Supreme Court about the proposed amendment to the PAT Regulation in which 'Commercial' activities are defined, which was not so with the earlier Notification. We may seek a direction from the Court that small establishments such as eateries/dhabas,