

FOOTNOTES

1. For details see Abel, "A Comparative Theory of Dispute Institutions in Society", 8(2) Law and Society Review 219 (1973); and L.F. Felstiner, "Influences of Social Organization on Dispute Processing", 9 Law and Society Review 63 (1974).
2. <sup>3</sup> International See/Encyclopaedia of Social Sciences 226 (1968); supra note 1.
3. G.Ramachandra Raj, "Industrial Conflict in the context of conflict in larger system," A Research Monograph p.15.
4. M.C.Mehra v. Union of India AIR 1988 SC 1115.
5. Tehri Dams and Narmada Valley Project are some of the recent illustrations.
6. Capelletti, M. and Garch, B.(ed.), Access to Justice, Vol.1 p.192 (1978).
7. Sriram Foods and Fertilizer Industries v. Union of India & Ors. (1986)2 SCC 176.
8. Ibid., Ganga Pollution case ( supra note 7 ).
9. Municipal Council, Ratlam v. Vardichand & Ors AIR 1980 SC 1622.
10. The Water (Prevention and Control of Pollution) Act, 1974, and the Environment (Protection) Act, 1986.
11. See 'How to Fish', The Economist, December 10-16 (1988)p.117.
- 11a. See V.K.Gopalan, "Impact of Ecological Changes and Over-Exploitation on Fishery Resources", (paper read in a seminar 'Protect Water Protect Life') (1984)
12. See Papanasau Fishermen Co-op. Society Ltd & anr. v. Collector of Thanjavur, AIR 1975 Mad 81.
13. Ibid.
14. Gnarekhan, P.R., "Pollution Control Scenario in India", Ecology, vol.1, no.11 p.23 (April 1987).
15. Easement Act, 1882, s.7.

16. Ratlam Municipality case, supra note 9.
17. Ibid.
18. L.K.Koolwal v. State of Rajasthan, AIR 1988 Raj. 2.
19. Ganga Pollution case, Supra note 4.
20. Supra note 6.
21. Baxi, U. "Environment (Protection) Act, 1986: Views", Encology, Vol.1, No.5 p.24 (1986)
22. The defaulters include undertakings like the British India Corporation, NTC, Hindustan Vegetable Oil Corporation, Kanpur Municipal Corporation etc. etc. For details see Encology Vol.I, No.10 p.39 (March 1987)
23. Leelakrishnan, p., "Towards Better Regime of Environment", in J.P.Vyas, G.S.Nathawat, Satish Shastri (ed) Man, Environment and nature p.21.
24. See Encology, Vol.2, No.1. (June 1987) and Encology Vol.2, no.6 p.39 (Nov.1987) and Green File of June 1987
25. Oleum Gas Leakage case, Supra note 7.
- 25.a. See Baxi, U., Environment (Protection) Act, 1986: An Agenda for Implementation (1986).
26. The Yamuna Vihar Residents Welfare Association has sued the DDA for damages, for providing polluted water. The Association has alleged that the DDA has designed and constructed water drains in a faulty manner resulting in pondage and stagnation of water in drains causing not only death by drowning but also pollution of sub-soil water and environment. N.T./08.06.89.

In another case Bombay High Court issued a notice to City Administration and the Government for failure in discharging its statutory obligations in supplying hygienic drinking water to the public. This failure in duty of the City Administration has caused epidemic of various diseases like jaundice, cholera etc. in the area. There are many such instances - see Green File and Encology Magazine (especially vol.3 No.9, Feb. 1989) P.40) and ABP/23.06.89

27. Annual Report of the Ministry of Water Resources as quoted in Arun Ghosh, 'Management of Water Resources, 23 EPW 2032 (1988).
28. See Dhillon, Paul Singh, Water Resources Development and Management in North West India: Some Issues (1987).
29. Gangaram v. Secretary of State for India, LVIII Indian Cases 769 (1919).
30. Gajjan Singh v. State, LXIX PLR 395 (1967).
31. Kishan Singh v. State, LXVII PLR 212 (1965).
32. Punjab Cotton Press Co. v. Secretary of State, LXXIV PLR 321 (1923).
33. See Northern India Canal & Drainage Act, 1873; Bombay Irrigation Act, 1879; Bengal Irrigation Act, 1876; M.P. Irrigation Act, 1931 with M.P. Irrigation Rules, 1974; Orissa Irrigation Act, 1959; Mysore Irrigation Act, 1965; Maharashtra Irrigation Act, 1976.
34. See Chaturvedi, T.N. (ed.), Administrative Accountability, IIPA (1984).
35. Supra note 33.
36. M/s Mamal Mills Ltd. v. State, AIR 1965 SC 1942
37. See Section 42 of Maharashtra Irrigation Act, 1976, and Section 26 of Bombay Irrigation Act, 1879.

