

**BEFORE THE NATIONAL GREEN TRIBUNAL,
PRINCIPAL BENCH, NEW DELHI**

**Original Application No. 27 of 2016
(M.A. No. 38 of 2016)**

IN THE MATTER OF:

K. Manoharan Vs. Union of India & Ors.

CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE M.S. NAMBIAR, JUDICIAL MEMBER
HON'BLE MR. JUSTICE SONAM PHINTSO WANGDI, JUDICIAL MEMBER
HON'BLE DR. D. K. AGRAWAL, EXPERT MEMBER
HON'BLE PROF. A. R. YOUSUF, EXPERT MEMBER

Present: Applicant

Mr. Amit Chhaddha, Sr. Adv. and Mr. Anunaya Mehta and Mr. Dilpreet Singh, Adv.

Respondent No. 1 :

Mr. B.V. Niren, Adv.

Respondent No. 2:

Mr. Divya Prakash Pande, Adv.

Respondent No. 4:

Mr. Rajkumar, Adv. and Mr. Bhupendra Kumar, LA

Respondent No. 5:

Mr. Tarunvir Singh Khehar, Adv.

	Date and Remarks	Orders of the Tribunal
	Item No. 01 January 29, 2016 A	<p>The Learned counsel appearing for the Applicant submits that an additional Affidavit and documents would be filed within two weeks from today.</p> <p>Having heard the Learned counsel appearing for the Applicant we grant liberty to file the additional Affidavit and documents within two weeks from today.</p> <p>In the meanwhile, we issue Notice to the Respondents.</p> <p>At the oral request of the Learned counsel appearing for the Applicant, the NCT of Delhi, DPCC and Department of Transport of NCT of Delhi are ordered to be impleaded as Respondent Nos. 4 to 6 respectively for complete and proper adjudication of the matter in issue.</p> <p>Learned counsel appearing for all the Respondents accept Notice, waive service and pray for time to file the Reply. Copies of the Application be furnished to them</p>

during the course of the day. Let the Replies be filed within two weeks from today with advance copies to the Learned counsel appearing for the Applicant who may file Rejoinder(s) thereto, if any, within one week thereafter.

In the meanwhile, we direct CPCB, DPCC and Department of Transport of NCT of Delhi to conduct surveys in Delhi and answer the following:

1. The emissions of the 2 stroke engines of two wheelers vehicle of all kind that is scooter, motorbikes etc. It shall also take sample of CNG buses and would submit report to the Tribunal as to the quality of emission from these respective vehicles.

They are at liberty to stop any vehicle and take the sample. The Police Authorities (including Traffic Police) are directed to fully cooperate with the Committee to execute the order of the Tribunal.

The analyses report should be placed before the Tribunal before the next date of hearing.

They shall also notice the age and manufacturer of the said vehicles.

The samples taken would be tested for any pollutant whether prescribed standards or not.

List this matter on 26th February, 2016.

.....,CP
(Swatanter Kumar)

		<p>.....,JM (M.S. Nambiar)</p> <p>.....,JM (Sonam Phintso Wangdi)</p> <p>.....,EM (Dr. D.K. Agrawal)</p> <p>.....,EM (Prof. A.R. Yousuf)</p>
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