

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

**ORIGINAL APPLICATION NO.21 OF 2014  
AND**

**Original Application No. 21/2014**

**(M.A. NO. 156/2016 M.A. NO. 172/2016, M.A. NO. 475/2016, M.A. NO.  
564/2016, M.A. NO. 567/2016, M.A. NO. 578/2016, M.A. NO. 690/2016, M.A.  
NO. 740/2016, M.A. NO. 755/2016 & M.A. NO. 756/2016)**

**And**

**Original Application No. 95/2014**

**And**

**Original Application No. 303/2015**

**And**

**Original Application No. 181/2013**

**(M.A. No. 824/2015)**

**IN THE MATTER OF:**

**Vardhaman Kaushik Vs. Union of India & Ors.**

**And**

**Vardhaman Kaushik Vs. Union of India & Ors.**

**And**

**Sanjay Kulshrestha Vs. Union of India & Ors.**

**And**

**Supreme Court Women Lawyers Association Vs. Union of India & Ors.**

**And**

**Omesh Saigal Vs. Govt. of NCT of Delhi & Ors.**

**CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON  
HON'BLE MR. JUSTICE M.S. NAMBIAR, JUDICIAL MEMBER  
HON'BLE MR. JUSTICE RAGHUVENDRA S. RATHORE, JUDICIAL MEMBER  
HON'BLE PROF. A.R. YOUSUF, EXPERT MEMBER  
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER**

**Present: Applicant :**

**Respondent No. 2 & 4 Mr. Salik Shafique, Advs.  
Mr. Narender Pal Singh, Adv. with Mr. Dinesh  
Jindal, LO, DPCC**

**Respondent No. 5 & 6 Mr. Balendu Shekhar & Mr. Akshay Abrol, Advs.  
For EDMC.  
Ms. Panchajanya Batra Singh, Adv. for Ministry  
of Environment & Forest, & CC  
Ms. Taruna A. Prasad, Adv. for MoEF  
Mr. Rajiv Bansal, Advs. (DDA)  
Ms. Nishe Rajen Shonker and Mrs. Anu K. Joy,  
Adv. for State of Kerala  
Mr. Ravindra Kumar and Mr. Gudipati G.  
Kashyap , Advs. For NOIDA & Greater NOIDA.  
Ms. Sakshi Popli, Adv. with Ms. Juhi, Adv. for  
NDMC  
Mr. A.K. Prasad and Mr. Panshul Chandapaka,  
Advs. For MoUD/PNG & Respondent No. 2 to 6  
Mr. Rudreshwar Singh and Mr. Gautam Singh,  
Advs. For State of Bihar and BSPCB  
Mr. Jayesh Gaurav, Adv. for JSPCB  
Mr. Sarthak Chaturvedi, Mr. Rohit Pandey and  
Mr. Devender Nath Tirpathi, Adv. for Andman  
and Nicobar Admin  
Ms Hemantika Wahi, Ms. Puja Singh and Ms.  
Aagam Kaur, Advs. for State of Gujarat.  
Mr. Mukesh Verma and Mr. Devesh Kumar  
Agnihotri, Advs. for MPCB & State  
Mr. Om Prakash for Railway  
Shri Rajeev Bansal and Ms. Sukriti Kashyap,  
Advs.  
Mr. Sakshi Popli, Adv. for NDMC**

**Mr. Edward Belho, Mr. K. Luikang Michael and Ms. Elix Gangmei, Advs. For State of Nagaland and PCB**

**Mr. Balendu Shekhar and Mr. Akshay Abrol, Advs. For EDMC**

**Mr. Rajul Shrivastav, Adv. for MPPCB**

**Mr. Anil Grover, AAG, Haryana with Mr. Rahul Khurana, Adv. and Mr. Mishal Vij, Adv. for Haryana, HSPCB, MCF, MCG & HUDA**

**Sapam Biswajit Meitei and Mr. Z.H. Isaac Haiding, Advs. For State of Manipur.**

**Ms. Aruna Mathur, Mr. Avneesh Arputham and Ms. Anuradha Arputham, Advs. For State of Sikkim**

**Mr. Abhishek Yadav, Adv. for State of U.P.**

**Mr. Guntur Prabhakar, Mr. Guntur Pramod Kumar and Mr. Prashant Mathur, Advs. For State of Andhra Pradesh**

**Ms. Priyanka Sinha and Mr. Shridhar Swarup, Adv. for State of Jharkhand**

**Mr. Vijay K. Sondhi, Ms. Cauveri Birbal, Mr. Aranyak Pathak and Ms. Avantika, Advs.**

**Ms. Priyanka Swami, Adv.**

**Mr. V.K. Shukla, Advs. For State of M.P.**

**Mr. Joydeep Mazumdar, Mr. Parijat Sinha and Mr. Rohit Dutta, Advs.**

**Mr. Ashish Negi, Mr. Rishi Kapoor, Advs. for Ms. Richa Kapoor, Advs. Punjab Pollution Control Board**

**Mr. Raman Yadav and Mr. Sharad Chauhan, Adv. for Ghaziabad Development Authority**

**Mr. Gopal Singh and Ms. Varsha Poddar, Advs. for State of Tripura**

**Mr. R. Rakesh Sharma, Adv. for State of Tamil Nadu & TNPCB and Mr. Marutha Samy, Adv.**

**Mr. Amit Agarwal and Ms. Asha Nayar Basu, Advs. for West Bengal Pollution Control Board**

**Mr. Bhupender Kumar, LA, CPCB**

**Mr. KTS Tulsi, Mr. Raj Kamal and Ms. Pallavi Malhotra, Advs.**

**Mr. D. Rajeshwar Rao and Mr. Charanjeet Singh, Advs. with Mr. Harender Kumar Singh, DCP (Traffic) for PWD, Transport Deptt. and Delhi Police**

**Mr. P. Venkata Reddy, Standing counsel with Mr. Prashant Tyagi, Advs. For Govt. of Telangana**

**Mr. Sandeep Narain, Ms. Natasha Surawat, Ms. Khushboo Bari, Advs. with Mr. Bipin Das, Legal Manager for Tata Motors Ltd. Karanjawala & Co.**

**Ms. Puja Kalra, Adv. For SDMC and North MCD**

**Mr. Suryanarayan Singh, Sr. Addl. Advocate General for State of H.P.**

**Ms. Pinky Anand, Sr. Adv., ASG, with Mr. Balendu Shekhar and Mr. Vivek Jaiswal, Advs. For Ministry of Heavy Industries**

**Ms. Pinky Anand, ASG and Mr. K.K. Singh, Advs. for MoEF**

**Ms. Pinky Anand, Sr. Adv., ASG, with Mr. Balendu Shekhar and Mr. Rajesh Ranjan and Ms. Somya Rathore, Advs. For Ministry of Road and Transport Highway**

**Mr. Balendu Shekhar, Advs. For Ministry of Road & Transport**

**Mr. Jogy Scaria and Ms. Beena Victor, Advs. for State of Kerala & KSPCB**

**Mr. Pragyan Sharma, Mr. Ganesh Bapu Tr. and Mr. Ravi Kant Pal, Advs. For Mizoram State & Pollution Control Board**

**Mr. Karan Grover, Adv. for NHAI M/s. M.V.Kiwi**

**Mr. Anil Soni, ASG with Mr. Naginder Benipal, Adv. for State of Punjab**

**Mr. Atul Jha, Adv. for State of Chhattisgarh**

**Mr. Devraj Ashok, Adv. for State of Karnataka**

**& KSPCB**

**Mr. Tarunvir Singh Khehar and Ms. Guneet Khehar, Adv. for Transport Deptt. & GNCTD  
Mr. Shiv Mangal Sharma, AAG State of Rajasthan along with Mr. Adhiraj Singh and Mr. Saurabh Rajpal, Adv.  
Ms. Priyanka, Adv. for Ghaziabad Nagar Nigam  
Sh. Hemant Jain and Smt. Usha Jain for  
Noticee K. Sunil and Aviral Mittal, Adv.**

<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
<p><b>Item No. 13 to 17</b></p> <p><b>August 02, 2016</b></p>	<p><b><u>M.A. NO. 740 OF 2016</u></b></p> <p>This application filed on behalf of the Fire Department, NCT of Delhi on the ground that Fire Department has already condemned 66 diesel vehicles which are more than 10 years old and for maintaining the effectiveness of fire fighting system in Delhi they have purchased 10 new vehicles of BS-IV compliance. It is further stated in the market no fire fighting equipments vehicles are available so far, which have any other source of energy except diesel.</p> <p>In the above circumstances we permit 10 new vehicles purchased by the Department to be registered by RTO. However the registration will only be upon production of certificate of condemnation and dismantling of 66 diesel vehicles which have been condemned.</p> <p>We make it further clear that registration of these vehicles would abide by the orders or the Tribunal already passed in relation to non-registration of the vehicles after 10 years.</p> <p>With above directions M.A. 740 of 2016 stands disposed of without any order as to cost.</p> <p><b><u>M.A. NO. 755 OF 2016 &amp; M.A. NO. 756 OF 2016</u></b></p> <p>Notice.</p> <p>Reply to the application may be filed before the next</p>

	<p><b>Item No. 13 to 17</b></p> <p><b>August 02, 2016</b></p>	<p>date of hearing.</p> <p>List this matter 09<sup>th</sup> August, 2016.</p> <p><b><u>Main Matters</u></b></p> <p>There is a request on behalf of the Additional Solicitor General of India that she is busy in Hon'ble Supreme Court of India.</p> <p>Consequently we direct the matter be listed on 09<sup>th</sup> August, 2016.</p> <p>The Noticee No. D-292, Smt. Maya Devi &amp; Mr. Narinder Kumar, 76, Bhesa Enclave, Paschim Vihar, New Delhi, Noticee No. D-230, Mr. Ajim Ahmed, House No. 71, Road No. 42, West Punjabi Bagh, New Delhi and Noticee No. D-175, Pushpak Ray, A-37, Chittaranjan Park, New Delhi submit that they would not repeat violation again and it was under some bonafide they have been challaned by the authority concerned. They further submit that they are very small plot owners and have financial limitations. Keeping in view the fact that they are first offenders, in the event they pay environmental compensation of Rs. 5,000/- each, the Notice issued to them be withdrawn. Of course if in future they are found to be defaulting, they will be liable to proceed strictly in accordance with law.</p> <p>They should pay environmental compensation of Rs. 5,000/- each to the Corporation concerned within one weeks from today.</p> <p>List these matters on 09<sup>th</sup> August, 2016.</p> <p>.....,CP (Swatanter Kumar)</p>
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	<p><b>Item No. 13 to 17</b></p> <p><b>August 02, 2016</b></p>	<p>.....,JM (M.S. Nambiar)</p> <p>.....,JM (Raghuvendra S. Rathore)</p> <p>.....,EM (Prof. A.R. Yousuf)</p> <p>.....,EM (Bikram Singh Sajwan)</p>
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