

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

**Original Application No. 121 of 2015  
(M.A. No. 612 of 2015 & M.A. No. 678 of 2015)**

**IN THE MATTER OF:**

**K.S. Gahunia Vs. N.B.C.C. Ltd. & Ors.**

**CORAM :** HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON  
HON'BLE MR. JUSTICE M.S. NAMBIAR, JUDICIAL MEMBER  
HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER  
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER  
HON'BLE Mr. RANJAN CHATTERJEE, EXPERT MEMBER

**Present:** Applicant in Misc. Application: Mr. K.S. Gahunia and Mr. Sudhir K. Saneja, Adv.  
Respondent Nos. 1 to 4: Mr. Manoj K. Das, Adv.  
Respondent No. 5: Mr. Birja Mahaptra, Adv. and Mr. Dinesh Jindal, LO  
Respondent No. 6: Mr. Rajkumar, Adv and Mr. Bhupender Kumar and Ms. Niti Choudhary, LO  
Mr. Rahul Verma, AAG, Local Commissioner

|  | <b>Date and Remarks</b>                                    | <b>Orders of the Tribunal</b>   |
|--|--|---|
|  | <b>Item No. 06</b><br><b>November 24, 2015</b><br><b>A</b> | <p>In the objections filed by the Applicant to the report of the local commissioner <i>interalia</i> but surprisingly allegations have been made that the Local Commissioner has connived with the Project Proponent and therefore the report is unsustainable. We have put to the Applicant that if this allegation is found to be incorrect after hearing the learned counsel appearing for the parties, we will be constrained to impose heavy and compensatory costs for making such allegation.</p> <p>Liberty is granted to the Applicant to file evidence in that behalf within two weeks from today. We make it clear that we will not grant any further time to the Applicant for the same.</p> <p>Liberty is granted to the Project Proponent and other Respondents to file objections to the report by way of last opportunity. The same should be done within two weeks</p> |

from today. In the event of non-compliance it shall be presumed that the parties do not wish to file any evidence or objection to the report of the local commissioner.

The DPCC may also file report within two weeks from today.

List this matter for final disposal on 15<sup>th</sup> December, 2015.

.....,CP  
(Swatanter Kumar)

.....,JM  
(M.S. Nambiar)

.....,EM  
(Dr. D.K. Agrawal)

.....,EM  
(B.S. Sajwan)

.....,EM  
(Ranjan Chatterjee)

