BEFORE THE NATIONAL GREEN TRIBUNAL, PRINCIPAL BENCH, NEW DELHI

Original Application No. 149 of 2013

Dr. P.C. Prasad & Ors. Vs. Govt. Of NCT of Delhi & Ors.

CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER HON'BLE MR. JUSTICE S. N. HUSSAIN, JUDICIAL MEMBER HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER HON'BLE DR. B. S. SAJWAN, EXPERT MEMBER

Present: Applicant:

Respondent No. 1 to 3:

Mr. Aditya Prasad, Applicant No. 2 in person With Mr. Suraj Naik Mr. Sanjay Dewan, Advocate and Mr. Manoj Kumar, SE Mr. Sangram Patnaik, Advocate for DDA

Orders of the Tribunal

Item No. 5 November 11, 2013

Date and Remarks

> The Applicant has filed his objections, a copy which has been furnished to the Learned counsel appearing for the Respondents.

> The Applicant who appears in person and Learned counsel appearing for the Respondents submit that they would argue the matter on the basis of the pleadings as filed.

> Learned counsel appearing for the Delhi Development Authority submits that they would file an Affidavit stating the decision taken by the competent Authority to ensure an specialist from the field of Environment and Forests to be on the body of UTIPPEC.

> Let that Affidavit be filed during the course of the day. As far as a specific prayer in that regard is concerned that stands satisfied in view of the Order passed in Original Application No. 169 of 2013 in the matter of Aditya N. Prasad &Ors.Vs. Union of India & Ors. which is reproduced as below:-

> > "Learned Counsel appearing for Respondent No. 5 as well as for DDA submits that UTTIPEC is a section of DDA itself. He further states that the decision has been taken by the competent Authority and the Learned Counsel has instructions to inform the Tribunal that UTTIPEC shall henceforth have an Environmentalist and a very senior official or private person having expertise in Forest nominated to the UTTIPEC Board for

considering all the projects for clearance. He further states that a Notification in this regard would be issued by the DDA within 3 weeks from today.

In view of the statements made on behalf of these two Respondents this Application does not survive.

Thus, on accepting the statements made on behalf DDA and UTTIPEC this Application stands disposed of with a clear direction that the Vice Chairman, DDA shall ensure issuance of the Notification within 3 weeks from today.

In view of the above order this Application stands disposed of without any order as to costs."

Accordingly that prayer does not survive and stands disposed of.

We direct Learned counsel appearing for the Respondent/ Department to file an appropriate drawing giving the correct placement of trees along the stretches of road under development with supporting Affidavit before the next date of hearing.

List on 13th November, 2013 at the end of the Board.

....,СР (Swatanter Kumar),JM (U.D. Salvi)

,....,JM (S.N. Hussain)

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

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