

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

M.A. NO. 203 OF 2012 & 214 OF 2012

IN

Appeal No. 26 of 2012

&

R.A. No. 09 of 2012

IN

Appeal No. 26 of 2012

Antrasingh Patel & Anr. V/s Union of India & Ors.

CORAM: HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER

HON'BLE MR. RANJAN CHATTERJEE, EXPERT MEMBER

Present:

Applicant /Appellant	:Mr. Rahul Chaudhary, Ms. Pallavi Talware, Adv.
Respondent No.1	:Mr. Vivek Chib, Mr. Ankit Prakash, Mr. Asif Ahmed, Adv.
Respondent No. 2&4	:Mr. V.K. Shukla, Adv.
Respondent No. 3	:Mr. Ritin Rai, Mr. Chahat Chawla, Ms. S. Mohindre, U. Trivedi, Adv.
Respondent No. 4	:Mr. Sumeer Sodhi, Adv., Mr. Arjun Nanda, Adv.

Date and Remarks	Orders of the Tribunal
Item No. 6&7 July 23, 2015	<p>Heard. Perused.</p> <p>The principal issue in the present case is arising out of the Review Application No. 9/2012 preferred against the order dated 9.8.2012 finally disposing of the Appeal No. 26/2012 on the question as to whether Maheshwar Dam can be permitted to be filled upto EL 154 meters. It was the obligation of the project proponent to have released the amount for R&R project which is the part of the Environmental Clearance. We find from the records that the Project Proponent had made the statement regarding the release of amount of Rs. 53.43 crores to the Executing Committee respondent-Maheshwar Hydroelectric Project within a period of 90 from 13.10.2014 or 20.11.2014.</p> <p>Learned Counsel appearing for the Project Proponent submits that the statement so made has to</p>

be read in context with the outcome of the High Level Committee meetings constituted to resolve the difficulties in implementation of the project.

We are informed that the report of the High Level Committee has been prepared. Let this report be placed before us on the next date of hearing with copies to the other side. The Project Proponent undertakes to place this report before us and furnish copies of the same to the other parties.

However, it is also necessary that the hearing of this review application also proceeds simultaneously.

List this matter on 29th July, 2015.

.....,JM
(U.D. Salvi)

.....,EM
(Ranjan Chatterjee)

