

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

Original Application No. 51 of 2015

IN THE MATTER OF:-

Shailesh Singh Vs. Metropolitan Hotel & SPA

**CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. DR. D.K. AGRAWAL, EXPERT MEMBER
HON'BLE MR. B.S. SAJWAN, EXPERT MEMBER**

Present:

Applicant:	Mr. Shailesh Singh, Adv.
Respondent No. 1:	Mr. I.K. Kapila, Mr. Y.S. Dalal and Mr. Tarun Chandiol, Adv.
Respondent No.2:	Ms. Sakshi Popli, Adv.
Respondent No.3:	Mr. Raj Kumar, Adv. With Mr. S.L. Gundli, Sr. LO, CPCB
Respondent No.4:	Mr. Ardhendumauli Kumar Prasad, Adv.
Respondent No.5&6:	Mr. Sanjeev Ralli, Adv. And Mr. Dinesh Jindal, LO, DPCC

	Date and Remarks	Orders of the Tribunal
	Item No. 12 April 27, 2015 ss	<p>At the oral request of Learned Counsel appearing for the Respondent No. 1 the Delhi Jal Board is directed to be impleaded as Respondent in the main petition which is not opposed. Issue notice to the newly added Repondent by dasti only.</p> <p>We have perused the record of the Board and found that there is nothing on record to show that any inspection was conducted and/or even the consent to operate in accordance with law was issued in 2000 when the Metropolitan Hotel was established and had become operational. There is also no document to show that consent to operate which was renewed for the period of three years i.e. 2003-2007 was based upon inspection and compliance to the law in force. The STP installed was originally for 150 KLD while the water consumption is 462 KLD and waste water generation is 270 KLD which subsequently enhanced to 346 KLD. There are a number of other discrepancies and deficiencies which are apparent</p>

on the face of the records produced before us.

In the light of the above, the Respondent No. 1 has no permission from Central Ground Water Authority, or from DJB or any other Competent Authority under the law in force for drawal of groundwater. This hotel has also been operating without consent of the Board intermittently. In these circumstances we direct Respondent No. 1 to submit its reply as to why he should not be directed to close the Hotel forthwith and also be directed to pay compensation in terms of section 15 of NGT Act 2010 for causing pollution, extracting groundwater illegally and for restoration and restitution of the environment.

The DJB and New Delhi Municipal Council shall produce their original records in relation to Property in question before the Tribunal. Reply, if any, be filed within one week from today with advance copy to all the counsel appearing in this case.

List this matter for final argument on 06th May, 2015.

.....,CP
(Swatanter Kumar)

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

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