

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

**Original Application No. 479/2015
(M. A. No. 1097/2015 & M.A. NO, 1137/2015)**

Manoj Kumar Mishra Vs. NCT of Delhi & Ors.

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

Present: Applicant/Appellant(s) : Mr. Rahul Choudhary Adv.
Respondent No.2 : Mr. Abhishek Yadav, Adv.
Respondent No.3 : Mr. Rajiv Bansal, Mr. Kush Sharma and Ms. Parnika Jain, Adv.
Respondent No. 4 : Ms. Savitri Pandey and Ms. Azma Parveen Adv.
Respondent No. 5 : Mr. B.V. Niren, Adv. for CGSC
Respondent No. 6 : Ms. Brija, Adv. with Mr. Dinesh Jindal, LO MoEF :Mr. Krishna Kumar Singh, Adv. PWD : Mr. H.S. Phulka Sr. Adv. with Mr. Tarunvir Singh, Adv.

Date and Remarks	Orders of the Tribunal
Item No. 20 November 16, 2015	<p>We have heard the Learned Counsel appearing for the parties at some length. Various issues arise for consideration of the Tribunal. However, the question of limitation as well as maintainability of the present application has been raised by the respondents. Learned Counsel appearing for the applicant submits that it is a continuous project containing four phases. First phase has been completed, second phase is about to be completed, third phase is in progress and fourth is still to be started. According to the Learned Counsel appearing for the respondents, the project is a state of art project and is intended to serve a larger public purpose of decongestion of traffic in Delhi. He further states that the linking road by the other States like UP has already been completed and the bridge construction</p>

is in progress. He further states upon instruction that the river bank is being used only for temporary purpose as a support to construction of the bridge and the same will be removed once the bridge is completed and the work will be done in non- monsoon season. Having heard the Learned Counsel appearing for the parties and keeping the Doctrine of Sustainable Development we vacate the interim order passed by the Tribunal on 26th October, 2015. However, all constructions made shall be subject to final decision of this application.

List this matter on 21st December, 2015.

.....,CP
(Swatanter Kumar)

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

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

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

.....,EM
(Ranjan Chatterjee)

