

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

**Original Application No. 82 of 2013  
(M.A. No. 887/2014, 262/2016, 272/2016, 619/2016 & 623/2016)**

**In the matter of :**

**Aditya N. Prasad Vs. Union of India & Ors.**

**CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON  
HON'BLE MR. JUSTICE RAGHUVENDRA S. RATHORE, JUDICIAL MEMBER  
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER**

**Present:**

<b>Applicant:</b>	<b>Mr. Aditya N. Prasad, Advs.</b>
<b>Respondent No. 1 :</b>	<b>Mr. Vikas Malhotra, Adv. for MoEF</b>
<b>Respondent No.3</b>	<b>Mr. Rajiv Bansal with Mr. Kush Sharma and Mr. Keshav Datta, Advs.</b>
<b>Respondent No. 4:</b>	<b>Mr. Balendu Shekhar, Mr. Akshay Abrol and Mr. Vivek Jaiswal, Advs.</b>
<b>Respondent No. 7:</b>	<b>Mr. Sandeep Kumar Mahaptra, Adv.</b>
<b>NDMC</b>	<b>Ms. Juhi for Ms. Sakshi Popli, Adv.</b>
<b>Respondent No. 12 :</b>	<b>Mr. D. Rajeshwar Rao and Mr. Charanjeet Singh, Advs. for PWD</b>
<b>State of A.P.</b>	<b>Ms. Guntur Prabhakar and Ms. Guntur Pramod Kumar and Ms. Prashant Mathur, Advs. Ms. Mithu Jain for Mr. Sunil Fernandis, Adv. for BSES Mr. Tarunvir Singh Khehar and Ms. Guneet Khehar, Advs. for GNCT</b>

<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
<b>Item No. 24</b> <b>July 04, 2016</b> ss	<p>In furtherance to the order dated 23<sup>rd</sup> March, 2016 affidavit-cum-reports have been filed by the DDA, SDMC, PWD and EDMC, the same are taken on record. We are further informed that the Committee constituted by the Tribunal under the main order in this case, have filed the report. However, the Learned Counsel appearing for the Applicant submits that no such report has been filed.</p> <p>Be that as it may, we direct the Vice-Chairman, DDA to take up one meeting at least, once in six months wherein the Chairman/Incharge of each Committee will be summoned and progress report in relation to deconcretization and protection of trees falling under the jurisdiction of different Corporation, PWD, NDMC and Delhi Cantonment Board be prepared. It is expected that</p>

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the orders of the Tribunal would be carried out in its true spirit and substance and report must be filed twice in a year, by the Chairman, DDA and compliance report be filed before the Tribunal.

Liberty to DDA to apply to the Tribunal for seeking directions if any cause arises.

With this direction Original Application No. 82 of 2013 stands disposed. There shall be no order as to cost.

The Original Application No. 82 of 2013 will not be listed before the Tribunal without specific order of the Chairperson, National Green Tribunal.

**M.A. Nos. 619 of 2016 and 623 of 2016**

We have perused these applications which disclose independent cause and direction have been passed above in Original Application No. 82 of 2013.

Consequently we direct that both these Miscellaneous Applications be registered as Original Applications by the Registry and be listed before the Tribunal on 11<sup>th</sup> August, 2016.

Let reply to the Application be filed by the concerned respondents.

**M.A. Nos. 262 of 2016 and 887 of 2014**

The Learned counsel appearing for Forest Department submits that the inspection has already been conducted and the meeting has been held. He prays for time to file a comprehensive report in furtherance to our order dated 24<sup>th</sup> June, 2016. It is also prayed in Misc. Application No. 262 of 2016 that the directions of Tribunal

	<p><b>Item No. 24</b></p> <p><b>July 04, 2016</b></p>	<p>for incorporating the condition in the tender document that there shall be no concretization of the trees within one meter of their circumference.</p> <p>The Learned counsel appearing for DDA submits that they have already incorporated such conditions. However, the Learned counsel appearing for the SDMC submits that they would incorporate the same immediately without any default. The Learned counsel appearing for the NDMC and PWD also submit that they will also incorporate the same.</p> <p>Let all the Head of the Departments of these organizations be informed that in the event of default they shall be personally liable to be proceeded, in accordance with law.</p> <p>With the above directions M.A. Nos. 262 of 2016 and 887 of 2014 stand disposed of.</p> <p>.....,CP (Swatanter Kumar)</p> <p>.....,JM (Raghuvendra S. Rathore)</p> <p>.....,EM (Bikram Singh Sajwan)</p>
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