

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

Original Application No. 6 of 2012

Manoj Mishra Vs. Union of India &Ors.

CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER
HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER
HON'BLE PROF. (DR.) P.C. MISHRA, EXPERT MEMBER
HON'BLE DR. R.C. TRIVEDI, EXPERT MEMBER

Present:

Applicant: Mr. Rahul Choudhary, Advocate

Respondent No. 1: Ms. Neelam Rathore, Advocate with Mr. Vikramjeet, Adv.

Respondent No. 2&5: Mr. Vivek Kumar Tandon, Advocate

Respondent No. 3: Mr. Sangram Patnaik Advocate, Mr. Deepak Kumar, Advocate

Respondent No. 4: Mr. Narender Pal Singh, Advocate and Mr. Dinesh Jindal, Law Officer, DPCC

Respondent No. 8: Mr. Jagdish Kumar, Executive Engineer, Mr. Balendu Shekhar, Advocate for East, North and South

Respondent No. 12: Mrs. P.L. Gautam, Advocate
Mr. Jintendra Kumar, for M. Dutta, Advocate for Central Ground Water Authority
Mr. Ankur Gupta, Advocate DMRC
Mr. Pinky Anand, Sr. Advocate and Balendu Shekhar for SDMC

Local Commissioners: Mr. Aniruddha Deshmukh, Advocate and Mr. Salim Mushtaq, Advocate

Date and Remarks	Orders of the Tribunal
Item No. 15 August 27, 2013	<p>We have heard learned counsel appearing for the parties.</p> <p>It is stated by the learned counsel appearing for DMRC and DDA that it has been mutually decided to remove the debris lying on the eastern bank and thus the dispute has been sorted out and removal of some of the debris has been completed and whatever debris are remaining on the river bank at the site would be cleared by DMRC by 15th September, 2013 positively.</p> <p>Local Commissioners appointed by the Tribunal have not filed reports in terms of our Order dated 22nd July, 2013. Let Reports by the Local Commissioners be positively filed within two weeks from today. The Registry shall inform all the local Commissioners of this direction.</p> <p>Learned counsel appearing for the Applicant has filed some photographs before us showing that the U.P. Irrigation Department at Thokar No. 11&13 has been dumping debris and other solid waste along side of NOIDA link road towards Geeta Colony. Let the Chief Engineer of U.P. Irrigation Department be present before the Tribunal on the next date of hearing to inform us about the exact position</p>

as well as to show cause why the directions as contemplated in our Order of the 22nd July, 2013 be not passed against the said Department and recovery ordered from the Officer/s personally.

The DDA shall file a specific Affidavit as well to show cause as to why similar directions as contemplated vide our Order dated 22nd July, 2013 be also not passed against DDA and its Officers in relation to dumping of debris at HNZ Bridge opposite CWG village. Let needful be done within two weeks from today.

Learned counsel appearing for the Ministry of Environment and Forests (MoEF) also submits that the Report of the Ministry on the preservation and beautification of the Yamuna River Front would be submitted positively before the next date of hearing. In the interest of justice and by way of last opportunity, we allow this request.

List this matter for hearing on 24th September, 2013.

.....,CP
(Swatanter Kumar)

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

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

.....,EM
(Prof. (Dr.) P.C. Mishra)

.....,EM
(Dr. R.C. Trivedi)