

Item No. 03

Court No. 1

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

Original Application No. 753/2023

Dr. Rajesh Bahuguna

Applicant

Versus

State of Uttarakhand & Ors.

Respondent(s)

Date of hearing: 04.01.2024

**CORAM: HON'BLE MR. JUSTICE PRAKASH SHRIVASTAVA, CHAIRPERSON  
HON'BLE DR. A. SENTHIL VEL, EXPERT MEMBER**

Applicant: Dr. Rajesh Bahuguna, in Person

**ORDER**

1. In this original application, applicant has raised the plea that a Sal reserve forest spread over 20.9270 acres in Aamwala Tarla, Dehradun, Uttarakhand within Ward No. 61 of the Municipal Corporation exists. The grievance of the applicant is that the private builders have constructed a road inside the forest and they are cutting the trees and trying to sell the land of the forest.

2. Applicant present in person has submitted that initially action was initiated at the initiative of Mrs. Beena Bahuguna, the former Gram Pradhan and Block Pramukh and the forest department had blocked the encroached road by JCB machine but after the death of Mrs. Beena Bahuguna in November, 2022 the illegal activities have again started and inspite of the complaint by the villagers, no action has been taken.

3. The OA raises substantial issue relating to the compliance of provisions of the scheduled enactments.

4. In the circumstances of the case, we deem it proper to form a joint committee comprising of the Principal Chief Conservator of forest (PCCF), Uttarakhand, the head of the Regional Office of MoEF & CC, Dehradun and the District Magistrate, Dehradun. The District Magistrate will act as the coordinating agency. The joint committee will carry out the spot inspection, assess the ground situation on the spot, ascertain the truthfulness of the allegations made in the OA, examine the relevant record and ascertain the extent of damage if any caused by the private builders to the reserve forest and file a report before the tribunal atleast one week before the next date of hearing by email at [judicial-ngt@gov.in](mailto:judicial-ngt@gov.in) preferably in the form of searchable PDF/ OCR Support PDF and not in the form of Image PDF.

5. Let notice be also issued to the respondents. Applicant is directed to serve the respondents and file affidavit of service on or before the next date of hearing.

6. List on 01.03.2024

7. A copy of this order be forwarded to the PCCF, Uttarakhand, Regional Office of MoEF & CC, Dehradun and the District Magistrate, Dehradun.

Prakash Shrivastava, CP

Dr. A. Senthil Vel, EM

January 04, 2024  
Original Application No. 753/2023  
AS.