

Item No. 01

**BEFORE THE NATIONAL GREEN TRIBUNAL
PRINCIPAL BENCH, NEW DELHI
(Through Video Conferencing)**

Original Application No. 76/2018 (WZ)

Naresh Kumar Parmar

Applicant(s)

Versus

Union of India & Ors.

Respondent(s)

Date of hearing: 17.09.2019

**CORAM: HON'BLE MR. JUSTICE S. P. WANGDI, JUDICIAL MEMBER
HON'BLE MR. JUSTICE K. RAMAKRISHNAN, JUDICIAL MEMBER
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

For Applicant (s): Mr. Aditya Mehata, Advocate

For Respondent (s): None

ORDER

1. As per order dated 25.07.2019 directions had been issued upon the committee comprising of SEIAA, Gujarat and Gujarat State Pollution Control Board (GSPCB) to ascertain on the number of mining leases operating in the area in question which were dumping overburden in the natural drain which had the potential of obstructing the natural flow of water and causing siltation of the water courses in the entire mining area. It was further directed that the committee should ascertain as to whether any mining closure plan had been submitted or observed while the three mines had resorted to self-closure. That apart, the value of the illegally mined minerals, Net Present Value of

the ecological service foregone and the cost of restitution was also directed to be worked out to a deterrent value and to submit a report.

2. Let the Committee submit its report within six weeks in terms of the order dated 25.07.2019. While doing so, we also deem it necessary to call for particulars of other mining leases operating in the area which are dumping their overburden in the area which shall also be included in the report.

3. In order to make the exercise more effective we deem it necessary to include a Senior Scientist from CPCB to be one of the members of the committee in addition to the SEIAA, Gujarat and GPCB.

4. A copy of this order be transmitted of the members of the committee forthwith.

5. List the matter on 07.11.2019

S. P. Wangdi, JM

K. Ramakrishnan, JM

Dr. Nagin Nanda, EM

17th September, 2019
O.A. No. 76/2018 (WZ)
hb