

Item No. 06

(Court No. 1)

BEFORE THE NATIONAL GREEN TRIBUNAL

(By Video Conferencing)

Original Application No. 301/2021

Joginder Bhandari

Applicant

Versus

Union Territory of Jammu & Kashmir

Respondent

Date of hearing: 11.11.2021

**CORAM: HON'BLE MR. JUSTICE ADARSH KUMAR GOEL CHAIRPERSON
HON'BLE MR. JUSTICE SUDHIR AGARWAL, JUDICIAL MEMBER
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

Application is registered based on a complaint received by e-mail

ORDER

1. Grievance in this application is against unscientific muck dumping in *Arzi Nallah* by AFCONS Infrastructure Limited at Pakal Dul Hydroelectric Project in District Kishtwar, J&K, resulting in damage to the environment. The applicant has annexed photographs in support of the allegation.

2. In view of above, we direct the J&K PCC, SEIAA, J&K and the District Magistrate, Kishtwar to verify the facts and take remedial action in accordance with law. An action taken report may be filed within two months by e-mail at judicial-ngt@gov.in preferably in the form of searchable PDF/OCR Support PDF and not in the form of Image PDF.

3. We also request Justice J.R. Kotwal, former Judge of J&K High Court, who has been earlier requested to oversee certain environmental

issues in J&K, to oversee the remedial action, in such manner as found viable.

4. Notice may also be sent to AFCONS Infrastructure Limited by e-mail for their response to the allegations. Issuance of such notice will not debar the statutory regulators from proceeding further in the matter.

List for further consideration on 15.02.2022.

A copy of this order along with a copy of the complaint be forwarded to J&K PCC, SEIAA, J&K and the District Magistrate, Kishtwar by e-mail for compliance.

A copy of this order along with a copy of the complaint be also forwarded to Justice J.R. Kotwal, former Judge of J&K High Court by e-mail.

Adarsh Kumar Goel, CP

Sudhir Agarwal, JM

Dr. Nagin Nanda, EM

November 11, 2021
Original Application No. 301/2021
DV