

Item No. 02

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

Original Application No. 49/2019 (EZ)

Birsa Munda Seba Sartha

Applicant (s)

Versus

Union of India & Ors.

Respondent(s)

Date of hearing: 27.09.2019

**CORAM: HON'BLE MR. JUSTICE S. P. WANGDI, JUDICIAL MEMBER  
HON'BLE DR. SATYAWAN SINGH GARBYAL, EXPERT MEMBER**

For Applicant (s): Paushali Banerjee, Advocate

For Respondent (s): None.

**ORDER**

1. By filing this application, the Applicant expresses deep concerns regarding the illegal and unrestricted mining of sand from the riverbed of river Basloi, Jharkhand being undertaken in gross contravention of the Jharkhand State Sand Mining Policy, 2017. It is contended that as per the policy the State Government is required to categorize streams/rivers for strict regulation of sand mining. This, as per the Applicant, has not been done in the District Survey Report (DSR) on sustainable sand mining prepared by the Pakur District Authorities, Jharkhand.
2. Considering the facts and circumstances, we find substantial question relating to environment involved in the Application.
3. Issue notice returnable in three weeks.

4. Applicant to furnish requisites within one week from hence.
5. In the meanwhile, we direct constitution of Committee comprising of (i) the Deputy Commissioner, Pakur Collectorate, (ii) District Mining Officer, Pakur District and (iii) Jharkhand Pollution Control Board (JPCB) to jointly inspect the area in question, verify on the factual aspects set out in the Application and to submit a report.

JPCB shall be the nodal agency for co-ordinating and for providing logistic support.

6. In the event the allegations are found to be correct, appropriate action be taken in accordance with law in respect of the illegal sand mining operating along the river.
7. An action taken report shall be transmitted to this Tribunal through e-mail at [judicial-ngt@gov.in](mailto:judicial-ngt@gov.in), within a period of one month.
8. List on 04.11.2019.

S. P. Wangdi, JM

Dr. Satyawan Singh Garbyal, EM

27<sup>th</sup> September, 2019  
O.A. 49/2019 (EZ)  
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