

Item No. 03

Court No. 1

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

(By Video Conferencing)

M.A. No. 55/2020

IN

Original Application No. 424/2016

Mehdad & Anr.

Applicant(s)

Versus

Ministry of Environment, Forest &
Climate Change & Ors.

Respondent(s)

Date of hearing: 28.09.2020

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

Applicant(s)

In (M.A. 55/2020): Mr. Nalin Kohli and Ms. Ruchira Gupta, Advocates

ORDER

1. This application has been filed by the State of Goa seeking extension of time for finalizing Coastal Zone Management Plan (CZMP). The matter has been hanging fire for a long time. As noted earlier in the order dated 27.11.2019, repeated extensions have been given earlier. It was observed:

“3. Even though there is no justification for further extension in view of huge unexplained delay for the last more than one and a half year after expiry of date fixed by this Tribunal, as a last resort extension is granted till 31.01.2020 subject to the condition that the concerned Secretary of the State of Goa will not be entitled to draw salary from 01.02.2020, if there is a default, till compliance.

4. We further direct that in view of huge delay having adverse consequences further steps be expedited by other concerned authorities. National Centre for Sustainable Coastal Management

(NCSCM), Chennai may take further action expeditiously but within three months thereafter i.e. 30.04.2020. Thereafter, the MoEF&CC may issue necessary notification at earliest but within one month thereafter i.e. by 31.05.2020. Delay may call for coercive measure under Section 25 of the National Green Tribunal Act, 2010 read with Section 51 of CPC.”

2. The applicant has stated that though the State of Goa has taken all steps, delay is being caused by National Centre for Sustainable Coastal Management (NCSCM). Having regard to the significance of the expeditious action in the matter, we find that there is continued failure on the part of the State of Goa. Let the NCSCM expedite the matter. The Secretary, MoEF&CC may monitor the same and as far as possible, the whole process may be completed by 31.01.2021.

The application is disposed of.

A copy of this order be sent to the NCSCM and the Secretary, MoEF&CC by e-mail for compliance.

Adarsh Kumar Goel, CP

S. P. Wangdi, JM

Dr. Nagin Nanda, EM

September 28, 2020
M.A. No. 55/2020 In
Original Application No. 424/2016
SN