

BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL,

PRINCIPAL BENCH, NEW DELHI

Original Application No. 323/2021

In the matter of:

Raj Kumar

...Applicant

Versus

Union of India & Others

...Respondents

INDEX

S. No.	Particular	Page No.
1,	Action taken report on behalf of DPCC with respect to order dated 08.12.2021.	1-3
2,	<u>ANNEXURE-1</u> Copy of the joint inspection report dated 22.2.2022	4
3,	<u>ANNEXURE-2</u> Minutes of the meeting under the Chairmanship of Chairman, DPCC was held on 15.03.2022	5-6
4.	<u>ANNEXURE-3 (Colly)</u> Copies of the directions dated 15.03.2022 issued to North DMC and SDM	7-8
5	<u>ANNEXURE-4</u> Copy of the ATR of North DMC alongwith photographs.	9-17

Filed by:

(Delhi Pollution Control Committee)

Respondent

New Delhi:

Dated: 27.04.2022

**BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL,
PRINCIPAL BENCH, NEW DELHI**

Original Application No. 323/2021

In the matter of:

Raj Kumar

...Applicant

Versus

Union of India & Others

...Respondents

**ACTION TAKEN REPORT ON BEHALF OF DELHI POLLUTION
CONTROL COMMITTEE WITH RESPECT TO ORDER DATED
08.12.2021.**

1. That this Hon'ble Tribunal took up the above referred matter on 08.12.2021 and was pleased to direct the DPCC and SDM (Saraswati Vihar) to take action against encroachment in park opposite office of SDM (Saraswati Vihar). The encroacher throwing garbage, edible packing material, used bottles, cups, electronic wares, buffalo dung, edible waste and torn packaging material of packed snacks in the nearby..
2. That in compliance to the above mentioned order, a joint inspection was carried out on 22.02.2022 of the site, by the team of official of DPCC, SDM (Saraswati Vihar), North MCD and Tata Power Delhi Distribution Limited (TPDDL) along with Delhi Police to take action for removal of encroachment. The team could not able to remove encroachment due to non availability of JCB & Other Equipment. However, electricity connections of encroachments were disconnected during the inspection. Copy of the joint inspection report dated 22.02.2022 is enclosed herewith as **ANNEURE-1**.



3. That Chairman, Delhi Pollution Control Committee (DPCC) taken a meeting to oversee the compliance of the order passed by this Hon'ble Tribunal in this matter on 15.03.2022. In the meeting following directions were issued:-

1. SDM (Saraswati Vihar), shall take a meeting of Special Task Force for effective compliance. District Magistrate (North West) will monitor the task as part of District Task Force.
2. Assistant Commissioner, (North MCD) Keshav Puram Zone, shall take all measures to ensure effective removal of encroachment from the site and ensure no further encroachment be done at the said site.
3. The action report be sent to DPCC by next week for file ATR in Hon'ble NGT.

Copy of the minutes of meeting dated 15.03.2022 is enclosed herewith as **ANNEXUE-2.**

4. That, DPCC issued directions to the SDM (Saraswati Vihar) and North MCD on 15.03.2022 to take steps for removal of encroachment from the site as mentioned in the order passed by this Hon'ble Tribunal. Copies of the directions dated 15.03.2022 are enclosed herewith as **ANNEXUE-3 (Colly).**

5. That, North DMC vide letter dated 31.03.2022 informed that, a joint encroachment removal action was taken on 25.03.2022 by North DMC, Delhi Jal Board, DSIIDC and SDM (Saraswati Vihar) for removal of encroachment in the shape of temporary structures from the surroundings of DDA Park, near SDM Office, Ram Pura with the help of Delhi Police. During the action, all the temporary encroachment found on the site have been removed. Photographs taken on 25.03.2022 were also enclosed with the report. Garbage dumped nearby was also removed. Copy of the ATR provided by North DMC dated 31.03.2022 alongwith photographs are enclosed herewith as **ANNEXURE-4.**

6. That same complainant earlier filed OA number 998/2019 and DPCC filed its ATR on 19.06.2020 before the Hon`ble Green Tribunal. In this report, DPCC informed to this Hon`ble Tribunal that North DMC removed encroachment and SHO was directed to take a vigil on the area, so that encroacher will not resurface. A request in this regard was also made to SHO (Delhi Police) by North DMC on 16.06.2020. DPCC also imposed EDC on two dhabas on 10.06.2020 @ Rs 1,00,000/- each. Both the dhabas has not deposited EDC amount to DPCC, so DPCC issued recovery certificate on 30.03.2021 to SDM to recover the same as arrear of land revenue.
7. In view of the above, Delhi Police may be directed for constant vigil so that encroachment will not resurface again. As there is no encroachment as on day, hence no action is warranted on the part of DPCC. The present action taken report may kindly be taken on record.



(Satender Kumar)

Sr. Environmental Engineer

Dated:- 27/4/22
Place:- Delhi

Joint Inspection of the park Opposite Office of the SDM (Saraswati Vihar), Old Middle School Building, Lawrence Road, Rampura, Delhi in OA NO.323/2021

Inspection of the park Opposite Office of the SDM (Saraswati Vihar), Old Middle School Building, Lawrence Road, Rampura, Delhi, resulting in drain blockage and air pollution was carried out on 22.02.22 by a team of officials of DPCC, SDM Saraswati Vihar, North municipal Corporation and Tata Power Delhi Distribution Limited along with Delhi Police Force to take action to remove encroachment the site mentioned in the petition. The team could not able to remove encroachment due to non availability of JCB & Other Equipments. However, electricity Connections of encroachments were disconnected during the inspection /drive as per list enclosed.

Rei
22.02.2022
(V.K.Jain) EE

K. Kumar
22.02.22
(K. KUMAR) EE

Deepanshu Puri
22.2.22
(DEEPANSHU PURI) JEE

Prem Chand
22/2/22.
(PREM CHAND) Tehsildar (S.V.)

DPCC Officials

SDM (Saraswati Vihar) Officials


Is
22.2.22
(Danish Iqbal) JE
North DMC officials

Radheep Ahlawat
22.02.22
(Radheep Ahlawat) Chitrography group

San.

Annexure-2

By Speed Post

	DELHI POLLUTION CONTROL COMMITTEE DEPARTMENT OF ENVIRONMENT, (GOVT. OF NCT OF DELHI) 4 th & 5 th FLOOR, ISBT BUILDING, KASHMERE GATE, DELHI-6 visit us at : http://dpcc.delhigovt.nic.in
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F. No. DPCC/CMC-III/O.A No. 323-2021/2022/ 16964-68

Dated: 21/03/2022

Minutes of Meeting

Please find enclosed herewith minutes of the meeting held in the Chairmanship of Chairman, DPCC on 15.03.2022 at 03:30 PM, through VC to review the action taken in the matter of "Raj Kumar (Lawrence Road) Vs UOI & others" before Hon'ble National Green Tribunal in the matter of O.A. No. 323/2021, for necessary compliance.


Sr. Env. Engineer
CMC-III

Mobile: 9717593519

Encl: As above

To:-

1. Deputy Commissioner (North MCD) Keshav Puram Zone, NDMC, Dr Satpal Sachdeva marg, Keshav Puram, Tri Nagar, Delhi-110035.
2. District Magistrate (North West), DM Office Complex, Kanjhawala, Delhi-110081
3. Sub Divisional Magistrate (Saraswati Vihar) Old Middle School Building, Lawrence Road, Rampura, Delhi-110035
4. PS to Chairman, DPCC
5. PA to Member Secretary, DPCC

**Minutes of Meeting under the Chairmanship of Chairman, DPCC held
on 15.03.2022 in respect of OA No. 323/2022**

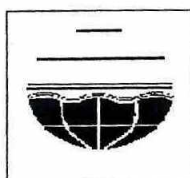
A meeting under the Chairmanship of Chairman, DPCC, was held on 15.03.2022 at 03:30 P.M, through VC to review the action taken in OA No 323/2021 titled of "Raj Kumar (Lawrence Road) vs UOI & others". The following officers attended the meeting:-

- Dr. K.S. Jayachandran, Member Secretary, DPCC
- Ms Chesta Yadav, DM (North West)
- Sh.Chander Shekar SDM (Saraswati Vihar)
- Sh. P.K. Singh, Asst. Commissioner, Keshav Puram Zone, North Delhi Municipal Corporation
- Sh.Satender Kumar, Sr. Environmental Engineer, DPCC
- Sh. V.K. Jain, Environmental Engineer, DPCC

Member Secretary, DPCC, apprised all the members about the orders of Hon'ble NGT order dated 08.12.2021 and following decisions were taken :-

1. SDM (Saraswati Vihar), shall take a meeting of Special Task Force for effective compliance of Hon'ble NGT order dated 08.12.2021. DM will monitor as part of District Task Force.
2. Assistant Commissioner, Keshav Puram Zone, shall take all measures to ensure effective removal of encroachment from the said site and ensure no further encroachment be done at the said site.
3. The action report be sent to DPCC by next week so that the same may be filed in Hon'ble NGT.

The meeting ended with vote of thanks.



DELHI POLLUTION CONTROL COMMITTEE
DEPARTMENT OF ENVIRONMENT, GOVT. OF NCT OF DELHI
5th FLOOR, ISBT BUILDING, KASHMERE GATE, DELHI-06

visit us at : <http://dpcc.delhigovt.nic.in>

F.No.DPCC/CMC-III/O.A. No. 323-2021/2022/ 16873-74

Dated: 15/03/2022

To,

The Deputy Commissioner (North MCD)
Keshav Puram Zone, NDMC,
Dr Satpal Sachdeva Marg,
Keshav Puram, Tri Nagar, Delhi-110034

Sub:- Direction for compliance of Order dated 08.12.2021 of Hon'ble National Green Tribunal in the matter of O.A. No. 323/2021.

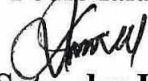
Sir,

Please find enclosed herewith the copy of petition filed by "Raj Kumar (Lawrence Road) Vs UOI & others" before Hon'ble National Green Tribunal in the matter of O.A. No. 323/2021 and order dated 08.12.2021 of Hon'ble NGT.

Inspection of the park Opposite Office of the SDM (Saraswati Vihar), Old Middle School Building, Lawrence Road, Rampura, Delhi, resulting in drain blockage and air pollution was carried out on 22.02.22 by a team of officials of DPCC, SDM Saraswati Vihar, North municipal Corporation and Tata Power Delhi Distribution Limited along with Delhi Police Force to take action to remove encroachment of the site mentioned in the petition. The team could not able to remove encroachment due to non availability of JCB & Other Equipments. However, electricity Connections of encroachments were disconnected during the inspection /drive.

You are hereby directed to remove encroachment in compliance of order dated 08.12.2021 of Hon'ble NGT and submit an Action Taken Report to this office by 25.03.2022, so that ATR may be filed before Hon'ble NGT on time.

Yours faithfully,


(Satender Kumar)
SEE, CMC III

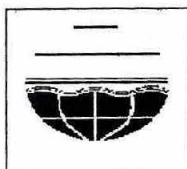
Copy to:

1. Commissioner (North DMC) Civic Centre, 4th Floor, Minto Road, ITO, Delhi-110002

o/c

By Speed Post

8



DELHI POLLUTION CONTROL COMMITTEE
DEPARTMENT OF ENVIRONMENT, GOVT. OF NCT OF DELHI
5th FLOOR, ISBT BUILDING, KASHMERE GATE, DELHI-06
visit us at : <http://dpcc.delhigovt.nic.in>

F.No.DPCC/CMC-III/O.A. No. 323-2021/2022/16871-72

Dated: 15/03/2022

To,

The Sub District Magistrate (Saraswati Vihar)
Old Middle School Building,
Lawrence Road, Pandit Lekhram Sharma Marg,
Rampura, Delhi-110035

Sub:- Direction for compliance of Order dated 08.12.2021 of Hon'ble National Green Tribunal in the matter of O.A. No. 323/2021.

Sir,

Please find enclosed herewith the copy of petition filed by "Raj Kumar (Lawrence Road) Vs UOI & others" before Hon'ble National Green Tribunal in the matter of O.A. No. 323/2021 and order dated 08.12.2021 of Hon'ble NGT.

Inspection of the park Opposite Office of the SDM (Saraswati Vihar), Old Middle School Building, Lawrence Road, Rampura, Delhi, resulting in drain blockage and air pollution was carried out on 22.02.22 by a team of officials of DPCC, SDM Saraswati Vihar, North municipal Corporation and Tata Power Delhi Distribution Limited along with Delhi Police Force to take action to remove encroachment of the site mentioned in the petition. The team could not able to remove encroachment due to non availability of JCB & Other Equipments. However, electricity Connections of encroachments were disconnected during the inspection /drive.

You are hereby directed to remove encroachment in compliance of order dated 08.12.2021 of Hon'ble NGT and submit an Action Taken Report to this office by 25.03.2022, so that ATR may be filed before Hon'ble NGT on time.

Yours faithfully,


(Satender Kumar)
SEE, CMC III

Copy to:

1. District Magistrate (North West), DM Office Complex, Kanjhawla, Delhi-110081.

o/c

NORTH DELHI MUNICIPAL CORPORATION
OFFICE OF THE ASSISTANT COMMISSIONER
A-1 BLOCK, KESHAV PURAM, DELHI

Annexure-4

9

No. 813 /AC/KPZ/NDMC/2022

dated :- 31.3.22

To,

S.D.M.

Saraswati Vihar

Rampura, New Delhi.

Subject:- **Directions for compliance of orders of Hon'ble NGT dated 8.12.21 in the matter of OA No. 323/2021.**

In pursuance of the orders of the Hon'ble NGT in the matter of Raj Kumar (Lawrance Road) V/s UOI and Others in OA No. 323/2021, a joint encroachment removal action was taken on 25.3.2022 by License deptt, DEMS, Engineering deptt. of Keshav Puram Zone/ North DMC, Delhi Jal Board, DSIIDC and SDM (Saraswati Vihar) for removal of encroachments in the shape of temporary structures from the surroundings of DDA Park, near SDM Office, Ram Pura with the help of Police provided by SHO, Keshav Puram.

During the action, all the temporary encroachments found on the site have been removed. Garbage dumped nearby was also got removed by the Sanitation Staff of DEMS deptt. Keshav Puram Zone.

Photographs taken before and after the action on 25.3.2022 are enclosed herewith for kind perusal and onward submission to the Hon'ble NGT.

Encl. As Above
— Pages 1/c to 27/c

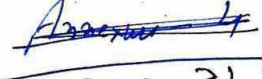


Adm. Officer
Keshav Puram Zone

NORTH DELHI MUNICIPAL CORPORATION
OFFICE OF THE ASSISTANT COMMISSIONER
A-1 BLOCK, KESHAV PURAM, DELHI

10

No. 8/3 /AC/KPZ/NDMC/2022


dated :- 31.3.22

To,

S.D.M.

Saraswati Vihar

Rampura, New Delhi.

Subject:- Directions for compliance of orders of Hon'ble NGT dated 8.12.21 in the matter of OA No. 323/2021.

In pursuance of the orders of the Hon'ble NGT in the matter of Raj Kumar (Lawrance Road) V/s UOI and Others in OA No. 323/2021, a joint encroachment removal action was taken on 25.3.2022 by License deptt, DEMS, Engineering deptt. of Keshav Puram Zone/ North DMC, Delhi Jal Board, DSIIDC and SDM (Saraswati Vihar) for removal of encroachments in the shape of temporary structures from the surroundings of DDA Park, near SDM Office, Ram Pura with the help of Police provided by SHO, Keshav Puram.

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Photographs taken before and after the action on 25.3.2022 are enclosed herewith for kind perusal and onward submission to the Hon'ble NGT.



Admn. Officer

Keshav Puram Zone

Copy to:-

1. DC/KPZ for information.
- ✓ 2. DCP (North-West - Distt), Ashok Vihar, Delhi for information.
- ✓ 3. SHO, Keshav Puram with the request to direct the concerned Beat Officer to keep strict vigil on the site to avoid re-encroachment.

रिपोर्ट की जाती है की दिनांक 25/03/2022 को जंगल
Operation में Demolition का प्रोग्राम Lawrence Road Near
SDM office kampan में चलाया गया जिसका मलका
Mix Garbage 12 ट्रक उठा दिया गया है, जिसकी
मात्रा 2000 मसूम है
सुचनाथ एवं अग्रिम कार्यवाही हेतु रिपोर्ट प्रस्तुत है

S8/KP2
A0/KP2

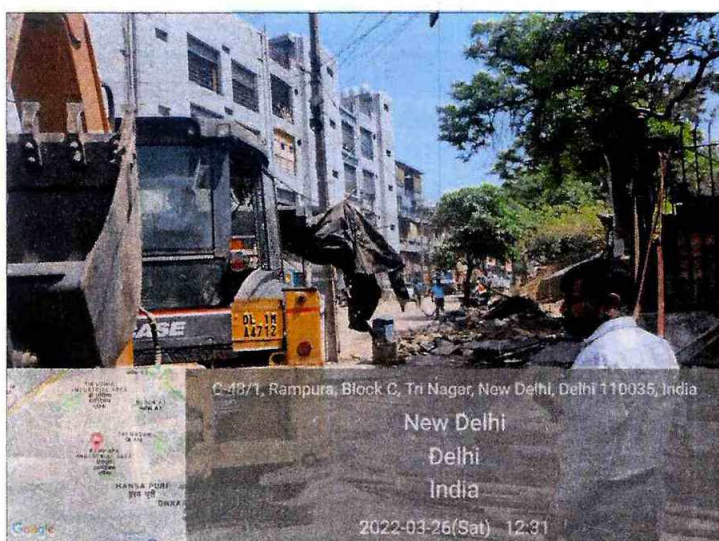
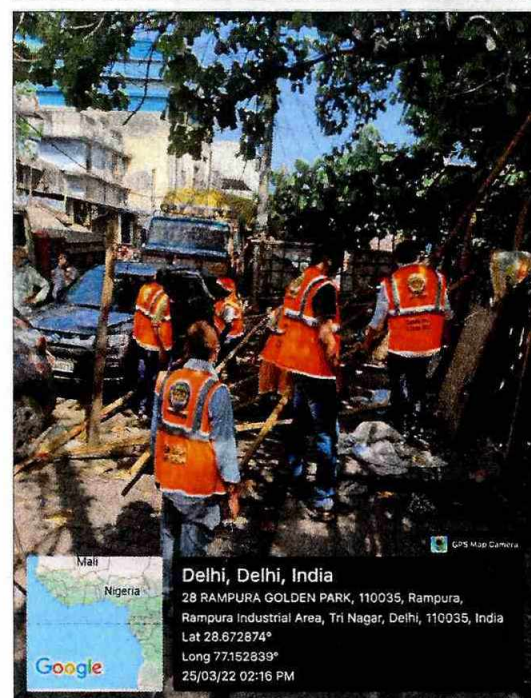
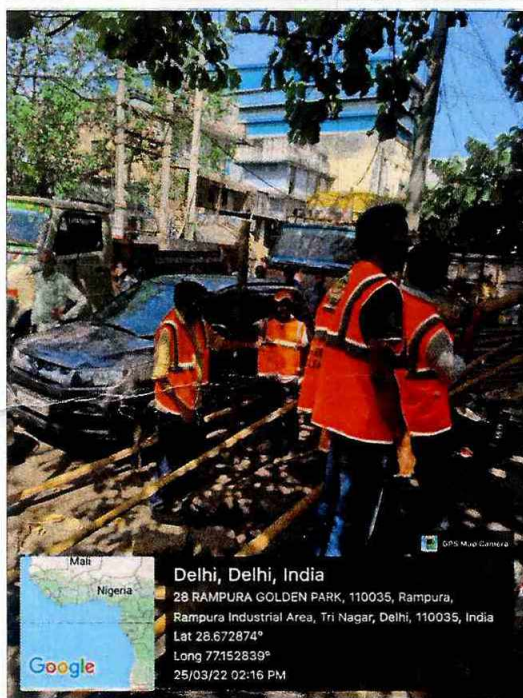
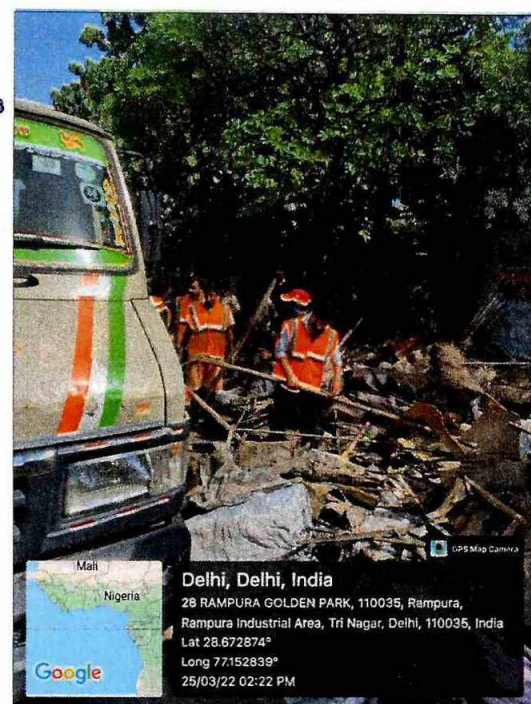
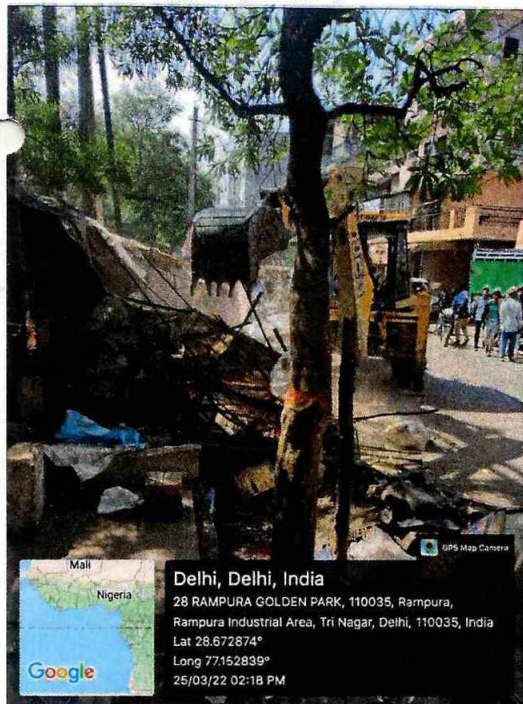
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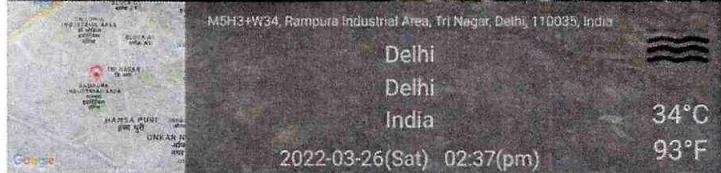
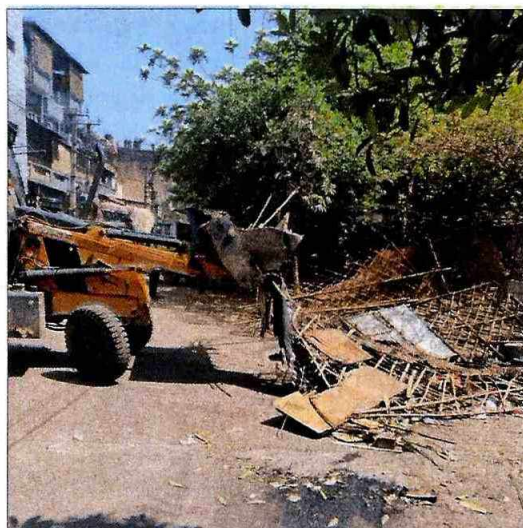
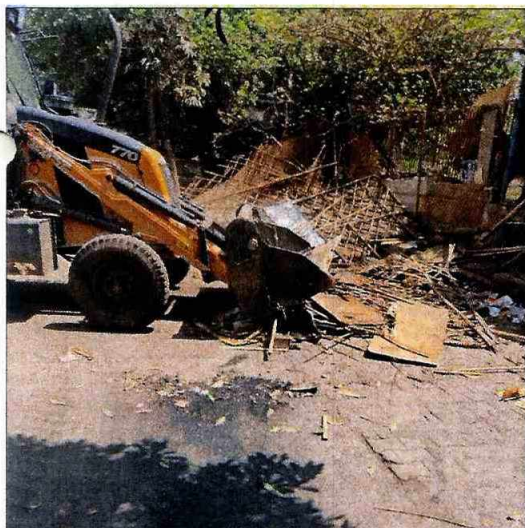
Before
Photographs

12



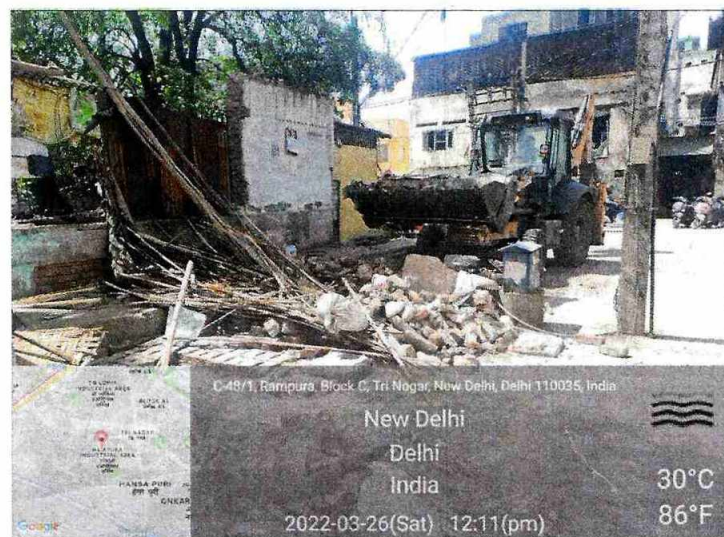
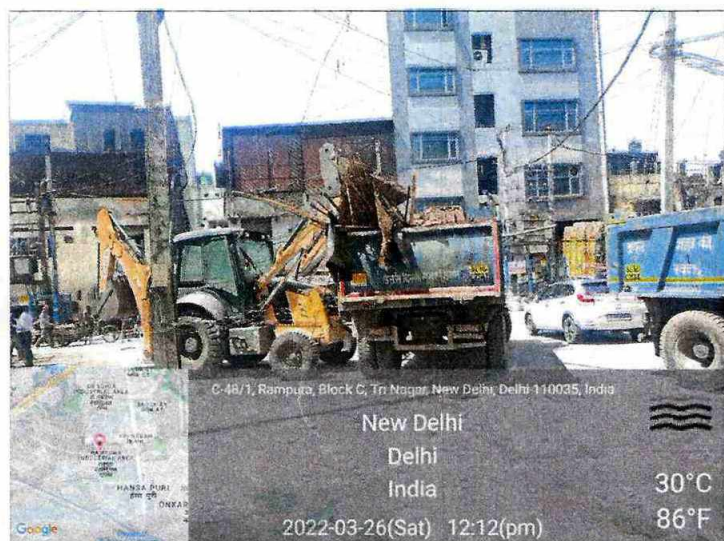
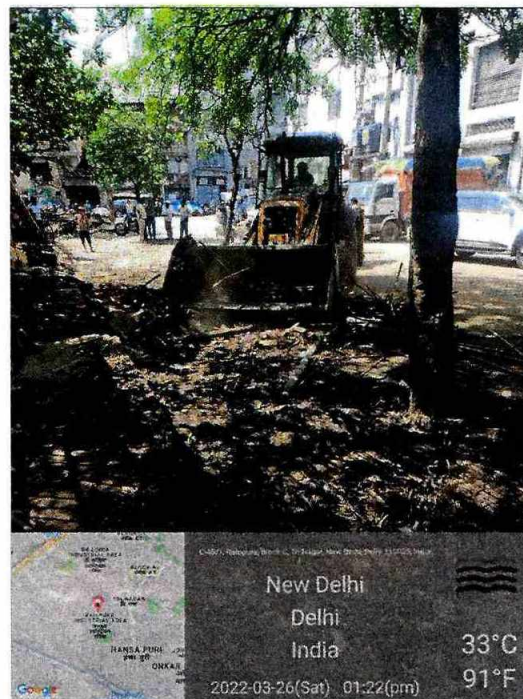
Before

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Before

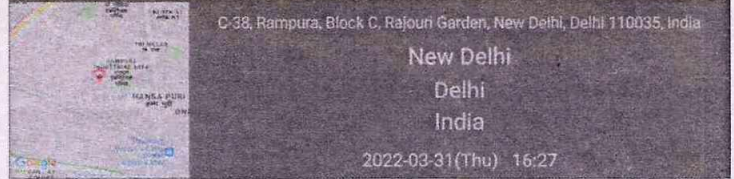
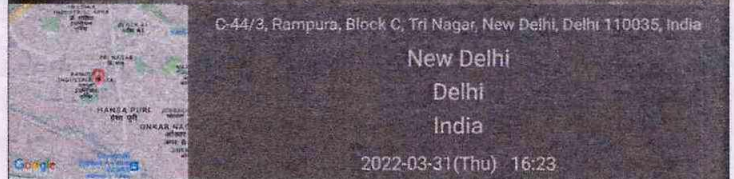
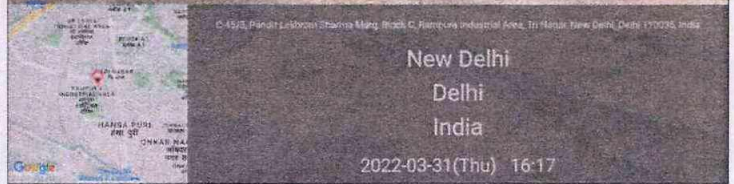
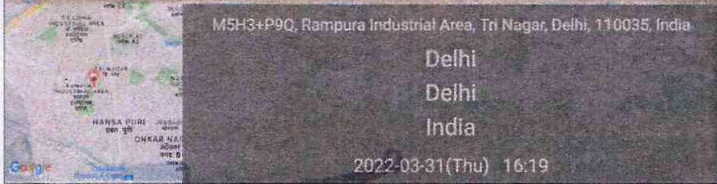
14



after cleaning Garbage photographs

SDM office, Lawrance Road, Rampura,
N. Delhi, 25

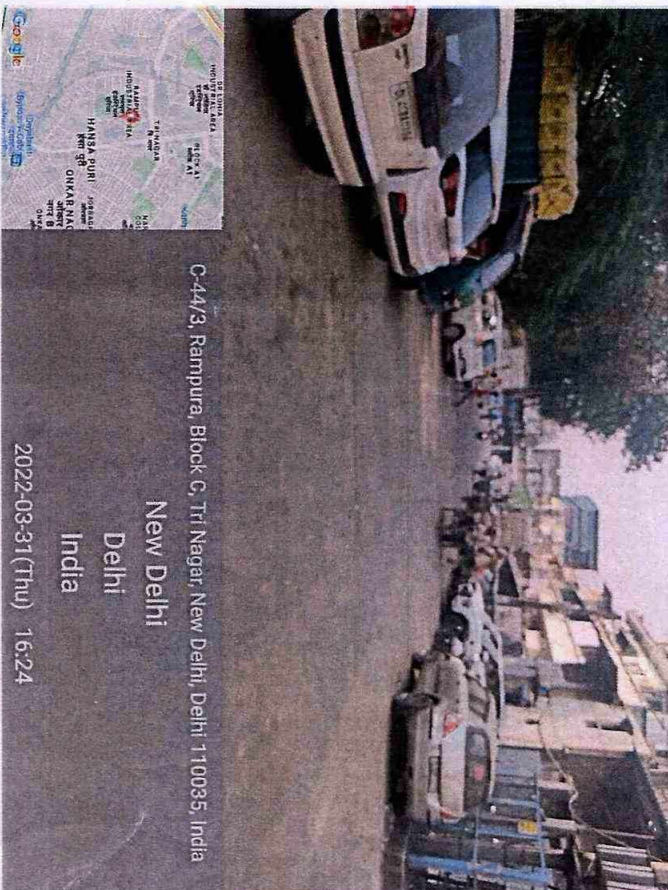
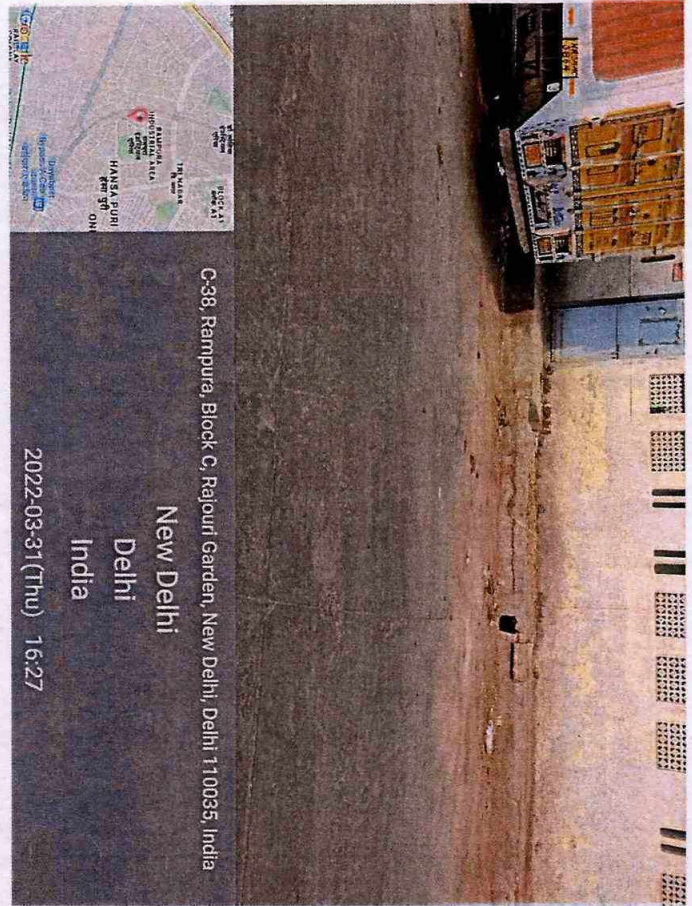
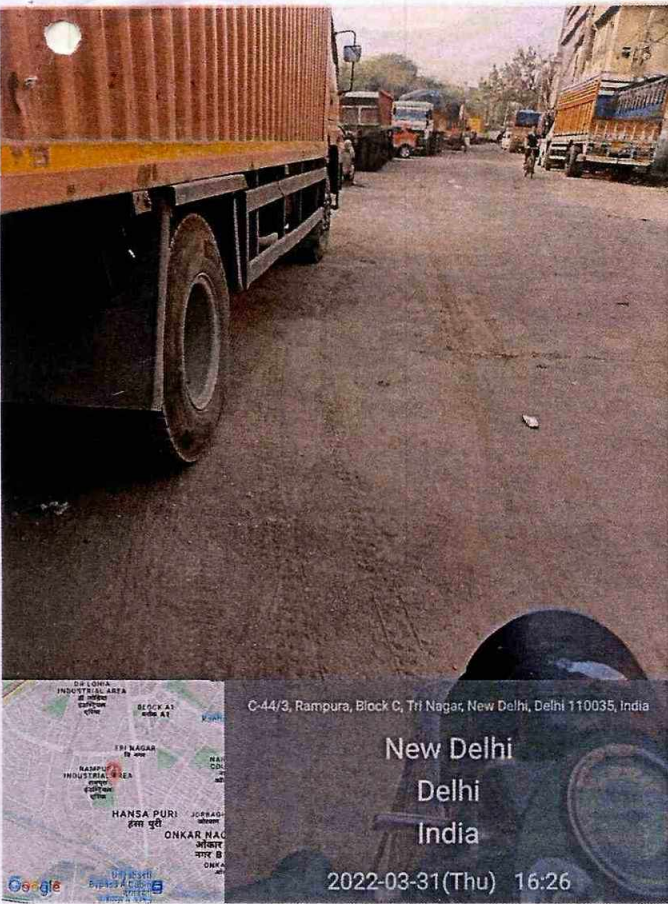
15



after Cleaning Garbage Photographs

SOM office, Lawrence Road, Rampura
N. Delhi-35

16



Before



After

