

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

Original Application No. 837/2018  
(M.A. No. 1549/2018)

Sandeep Mittal

Applicant(s)

Versus

Ministry of Environment, Forest  
and Climate Change & Ors.

Respondent(s)

Date of hearing: 10.01.2019

**CORAM: HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON  
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):

For Respondent (s):

**ORDER**

Vide order dated 30.10.2018, the Tribunal directed the Ministry of Environment, Forest and Climate Change (MoEF&CC) to evolve an appropriate institutional mechanism to periodically monitor compliance of Environment Clearance conditions with a view to achieve the real purpose of conducting environment impact assessment and imposing requisite conditions to neutralize any adverse impact on the environment.

According to the response of the MoEF&CC, there is a proposal to empanel government institutions of national repute for compliance monitoring against the baseline information available in the Environment Impact Assessment (EIA) Report. Para 10(v) is sought to be added in the EIA Notification dated 15.09.2006, as follows:

*“10(v) notwithstanding the above provisions, the ministry will empanel government institutions of national repute for carrying out compliance monitoring of Environment Clearance conditions of projects and activities. The compliance monitoring will be done inter-alia against the baseline information available in the Environmental Impact Assessment report, Environmental Management Plan appraised by EAC, terms and conditions of the Environmental Clearance as well*

*as other provisions as may be specified by the ministry from time to time.”*

It is not clear as to in how many cases post Environmental Clearance monitoring has been effectively done and the result thereof. Consideration of such data is necessary for any further direction which may be necessary for environment protection.

Let such data be furnished within one month by e-mail at [ngt.filing@gmail.com](mailto:ngt.filing@gmail.com).

It may also be indicated whether in the present case any such post Environmental Clearance monitoring has been done.

A copy of this order be sent to the MoEF&CC by e-mail.

List for further consideration on 14.03.2019.

Adarsh Kumar Goel, CP

S.P. Wangdi, JM

K. Ramakrishnan, JM

Dr. Nagin Nanda, EM

January 10, 2019  
Original Application No. 837/2018  
DV

