

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

Original Application No. 412/2018
(M.A. No.151/2019)

(With report dated 29.08.2019)

Sri Om Tyagi

Applicant(s)

Versus

Ministry of Environment & Forest & Ors.

Respondent(s)

Date of hearing: 18.10.2019

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): None

For Respondent(s): Dr. Vijendra Mahndiyan, Advocate for State of
Uttar Pradesh
Mr. Pradeep Mishra, Advocate for UPPCB
Mr. Vishwajit Singh, Ms. Aishwarya Mishra,
Advocate for Ghaziabad Nagar Nigam

ORDER

1. The question for consideration is the remedial action against illegal activities of marriage halls in question at Ghaziabad being run without requisite consent and compliance of environmental norms.
2. Vide order dated 17.05.2019, the matter was reviewed in the light of earlier orders and report dated 16.05.2019 submitted by a joint Committee comprising of Central Pollution Control Board (CPCB), Uttar Pradesh Pollution Control Board (UPPCB) and the Divisional Commissioner, Meerut. It was found that there were violations of

Solid Waste Management Rules, illegal extraction of ground water and absence of requisite permissions under the Water (Prevention and Control of Pollution) Act, 1974 and the Air (Prevention and Control of Pollution) Act, 1981. Action taken by the authorities was to seal the borewells, passing of closure orders followed by disconnection of electricity. The Tribunal directed assessment and recovery of compensation for damage to the environment and further preventive and remedial action.

3. Accordingly, a report has been filed by the SPCB on 29.08.2019 to the effect that compensation has been assessed and would be recovered.

4. In view of large-scale violations reported in the joint inspection report filed on 16.05.2019, apart from the remedial action already taken, it is necessary to ensure that such violations are not repeated for continuous vigilance be maintained in the area. The authorities concerned must prepare a plan for the purpose.

The application is disposed of.

Adarsh Kumar Goel, CP

S.P Wangdi, JM

K. Ramakrishnan, JM

Dr. Nagin Nanda, EM

October 18, 2019
Original Application No. 412/2018
DV