

Item No. 02

**BEFORE THE NATIONAL GREEN TRIBUNAL
CENTRAL ZONE BENCH, BHOPAL
(Through Video Conferencing)
Original Application No.164/2024(CZ)**

Jagrat Agarwal & Ors.

Applicant(s)

Vs.

MoEF&CC & Ors.

Respondent(s)

Date of Hearing: **19.11.2024**

**CORAM: HON'BLE MR. JUSTICE SHEO KUMAR SINGH, JUDICIAL MEMBER
HON'BLE DR. AFROZ AHMAD, EXPERT MEMBER**

For Applicant (s):

Mr. Abhay Jain, Adv.
Ms. Rashika Narain, Adv.

For Respondent(s):

Mr. Dharamvir Sharma, Adv.
Mr. Mehul Bhardwaj, Adv.
Ms. Parul Bhadoria, Adv.

ORDER

1. The issue of discharge of untreated water into the waterbody, encroachment on the waterbody and dumping of the municipal solid waste was raised in this application and a committee was constituted with direction to submit the factual and action taken report.
2. The members of the committee visited the site and submitted the report with the facts that there are encroachments and discharge of untreated water and throwing of garbage in the waterbody in the town of Shivpuri. The recommendations are as follows :-

- i. "The District Administration shall ensure strict compliance of Section 4 of the Wetland Rules, 2017 and to ensure that there will not to be any encroachment on wetland.*
- ii. Signage and caution boards should be installed by the occupiers of the water bodies at suitable place.*
- iii. For protection of the water bodies fencing shall be done occupiers of the water bodies.*
- iv. Removal of weeds in scientific manner in Jadhav Sagar, Sakhya Sagar & Madhav Sagar Lake.*

- v. The weed trapped at automatic gates of the dam causing accumulation of the weeds therefore it is recommended to replace the automatic gates with suitable structure.*
 - vi. Multilayer screen should be installed to trap the waste coming through Jadhav Sagar.*
 - vii. Bioremediation and restoration of lake bed to improve the water carrying and holding capacity of lakes.*
 - viii. Before execution of any activities in around the lakes upto 50 meters of mean full tank level (FTL) there should be consultation of State Wetland Authority for better compliance of Wetland Rules, 2017 & NGT orders.*
 - ix. Preventive measures should be taken by PHED Shivpuri and Nagar Palika Shivpuri to ensure no untreated or partially treated sewage enters the lakes.”*
3. Municipal Corporation and the State Pollution Control Board are directed to implement the recommendations as soon as possible.
 4. The Wetland Authority is directed to demarcate, identify and to protect the wetland according to Wetland Rules, 2017. Respondents are directed to submit their reply within a week.
 5. Learned counsel has moved for adjournment.

List it on **12th December, 2024.**

Sheo Kumar Singh, JM

Dr. Afroz Ahmad, EM

19th November 2024
O.A. No. 164/2024(CZ)
PN