

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

Original Application No. 703/2023

News Item titled "**Gramino ne SDM se Kailash Nadi mei avaidh khaman rokane kee maang kee**" appearing in Hindustan dated 31.10.2023.

Date of hearing: 05.02.2024

**CORAM: HON'BLE MR. JUSTICE PRAKASH SHRIVASTAVA, CHAIRPERSON
HON'BLE MR. JUSTICE SUDHIR AGARWAL JUDICIAL MEMBER
HON'BLE DR.A. SENTHIL VEL, EXPERT MEMBER
HON'BLE DR. AFROZ AHMAD, EXPERT MEMBER**

Respondent: Mr. Ayush Negi, Adv. for the State of Uttarakhand & DM, Sitarganj
Mr. Mukesh Verma, Adv. for UKPCB
Ms. Anjali Rajput, Adv. for Mining Department

ORDER

1. In this Original Application, registered *suo-moto* on the basis of newspaper report, the issue under examination is about illegal mining by using JCB and pokeland machines in the river Kailash at Santfarm of Nakulia Village. The danger and hazard of such illegal mining has been taken note of in the previous order, when the Tribunal had impleaded the respondents and directed them to file the report.

2. A report under the signature of Additional District Magistrate, Udham Singh Nagar dated 02.02.2024 has been filed.

3. We find that complete details relating to the extent of illegal mining have not been disclosed by the District Magistrate. Hence, we implead RO, MoEF&CC as respondent no. 4 in the OA and direct him to carry out the spot inspection and disclose the full details including geo-coordinates of the spot where the inspection is done and illegal mining is found, the number and size of pits/voids created on account of illegal mining and

persons responsible for such illegal mining. Let the notice be served upon the RO, MoEF&CC (Dehradun) who will file its report at least one week before the next date of hearing by e-mail at judicial-ngt@gov.in preferably in the form of searchable PDF/ OCR Support PDF and not in the form of Image PDF.

4. List on 18.04.2024.

Prakash Shrivastava, CP

Sudhir Agarwal, JM

Dr. A. Senthil Vel, EM

Dr. Afroz Ahmad, EM

February 05, 2024
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SN.