

**Joint Inspection report of River bed
mining lease at Vill- Katari Sunaudha,
Tahsil-Bilhaur, District-Kanpur Nagar,
Uttar Pradesh**

Placed before


**HON'BLE NATIONAL GREEN TRIBUNAL (NGT),
New Delhi**

**In the matter of OA No. 176 Of 2022
Aman Chaudhary VS Union of India and Others**

Members Represented by


(Y.K. Mishra)
AEE, Regional
Office, U.P.
Pollution Control
Board, Kanpur
Nagar


(Radhey Shyam)
Regional Office,
U.P. Pollution
Control Board,
Unnao


(Vijeta)
City Magistrate,
District - Unnao


(S.K. Singh)
Additional District
Magistrate (Land
Acquisition),
District - Kanpur
Nagar

**REPORT OF JOINT INSPECTION TEAM IN COMPLIANCE TO HON'BLE
NGT ORDER DATED 07.03.2022 IN THE ORIGINAL APPLICATION NO.
176 OF 2022 IN THE MATTER AMAN CHAUDHARY Vs UNION OF
INDIA AND OTHERS**

Hon'ble NGT directions in its order dated 07.03.2022 Original Application No. 176 OF 2022 in the matter of Aman Chaudhary VS Union of India and Others constituted a joint Committee having representation from District Magistrate Kanpur Nagar, District Magistrate Unnao and UPPCB, to seek factual and action taken reports regarding river sand mining at Kanpur and Unnao. The major issues of concerns highlighted by Hon'ble NGT are-

- An unauthorized bridge has been constructed in the middle of river of the Ganga due to which the river has divided into two streams which can also prove to be Hazardous to the nearby villages.

The District Magistrates of Kanpur Nagar/Unnao and UPPCB issued order of the Committee based on the nominations. As instructed in order, the committee has carried out field visits on 02.04.2022 to verify the status on the issues raised in Hon'ble NGT order.


Following are the details of joint committee visit:-

1. The Committee carried out survey of mining area located at Village-Katari Sunaudha, Tehsil-Bilhaur, District-Kanpur Nagar. Village-Katari Sunaudha (Population approx. 1400) situated near river Ganga which is approx. 800 meters away from mining area.
2. In the interaction with District Administration the committee found that several orders/ directives have been issued by concerned departments in the matter. The compilation of action taken/ directive issued by various departments in this matter is tabulated and attached at **Annexure-1**.


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(Vijeta)


(S.K. Singh)

3. Environmental Clearance (EC) was issued to Shri Nagendra Singh, M/s. Vaishnavi Enterprises, R/o MIG-02, Mahabalipuram, Kanpur Nagar, U.P. on 12.02.2018 by State Level Environmental Impact Assessment Authority (SLEIAA) for ordinary Sand Mining at Gata No. 2mi, Village-Katari Sunaudha, Tehsil-Billhaur, District-Kanpur Nagar. The EC was granted for sanctioned lease area of 26.0 acres (10.50ha).
4. The period of Mining lease is for 5 years from the date of execution.
5. Permitted annual capacity is 2,10,000 M³ per annum of ordinary sand mining by manual/Semi Mechanised method.
6. Mining lease deed was registered on 07.04.2018 for the period up to dt. 06.04.2023.
7. The District Magistrate, Kanpur Nagar has restricted the mining Vide notice dt. 03.02.2021, which is restored vide order dt. 13.12.2021.
8. As per the information of mining department, the mining activities was started in April, 2018. Details of extraction is as below against the allowed permitted capacity.


Year	Annual Mining Extraction in m ³
April, 2018 to March, 2019	169297
April, 2019 to March, 2020	35339
April, 2020 to January, 2021	92154
December, 2021 to March, 2022	51306

The average daily vehicles movements during the mining operations is 30-35 vehicles per day.


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9. At the mining site facilities/equipments available are as below-

- Office
- Weigh bridge
- Water supply
- Electricity
- 03 No. tankers for water sprinkling
- 01 No. Compactor
- 03 No. Excavators (JCB)

10. Mining area identified by revenue department was marked by using pillars and mining activity was found within the marked area.

11. One temporary water way is found developed for transportation vehicles moment in the mining area.

12. During joint inspection it was found that mining activities is carried out only in the Jurisdiction of Kanpur Nagar at right bank of river Ganga.

13. In the EC issued by SEIAA, several conditions are imposed. The compliance of some the major conditions are as given below-


➤ The proponent was to establish ambient air quality monitoring stations to monitor the ambient air during the mining operations. The proponent was also to submit monitoring reports of ambient air quality/water & waste water, flora & fauna, six monthly compliance report, annual environmental statement and detailed replenishment study report to SEIAA/ PCB/ district administration.

➤ No such data / compliance reports are submitted by the project proponent.


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- The proponent was to carry out various Corporate Social Responsibility (CSR) activities including community development & income generating programs, maintenance of village road, free distribution of smoke less Chulha, etc.
- No such data / compliance reports are submitted by the project proponent.
- The project proponent have to develop green cover belt in an area equivalent to 20 % of the total leased area either on river bank or along road side.
- No such efforts are been made by the proponent.

14. The Photographs taken during visit and Google Earth Images of various timescale are attached as **Annexure-02**.


Findings of the visit:-

- River bed mining lease is sanctioned at Vill- Katari Sunaudha, Tahsil- Bilhaur, District-Kanpur Nagar. The Committee found the issues raised in the Hon'ble NGT order are matter of concerns w.r.t. construction of temporary bridge at mining site. During inspection no such temporary bridge was found in the mining lease area.
- According to Google Earth timeline map of dated 25.03.2018 & 18.04.2019, no such temporary bridge was observed.
- During inspection approach road was found at the mining lease site in the main stream area of River, which obstruct the flow of the River.
- Project proponent has not taken any significant measures for environmental safeguard and also not made any efforts/initiatives for conducting activities under CSR.


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- Compliance of conditions of Environmental Clearance issued by SEIAA are not found.

Hence, the Committee is in view that the lease holder may be directed to comply the conditions of Environmental Clearance and mining deed. Environmental compensation may be imposed for violation of various Norms and degradation of surrounding environment.

S.K. Singh, Additional District Magistrate(Land Acquisition), District – Kanpur Nagar	
Vijeta City Magistrate, District - Unnao	
Radhey Shyam, Regional Officer U.P. Pollution Control Board, Unnao	
Y.K. Mishra Assistant Environment Engineer Regional Office, U.P. Pollution Control Board, Kanpur Nagar	



Latitude: 26.710369
Longitude: 80.245201
Altitude: 86.87±16 m
Accuracy: 2100.0 m
Time: 02-04-2022 12:50
Note: Mining project Bithoor

Powered by NoteCam

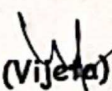



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Elevation: 134.64±6 m
Accuracy: 6.9 m
Time: 02-04-2022 12:56
Note: Mining project Bithoor

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(Vijeta)

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क्षेत्रीय कार्यालय : उ०प्र० प्रदूषण नियन्त्रण बोर्ड, कानपुर
REGIONAL OFFICE : U.P. POLLUTION CONTROL BOARD, KANPUR

संदर्भ :- 325/22-106/22

दिनांक :- 7/6/22

सेवा में,

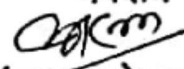
खान अधिकारी,
कानपुर नगर।

विषय:- मा० राष्ट्रीय हरित अधिकरण, नई दिल्ली द्वारा ओ०ए० संख्या 178/2022 अमन चौधरी बनाम यूनियन ऑफ इण्डिया व अन्य में पारित आदेश के अनुपालन के सम्बन्ध में।

महोदय,

कृपया उपरोक्त विषयक सन्दर्भ करने का कष्ट करें। सन्दर्भित याद में मा० अधिकरण द्वारा पारित आदेश दिनांक 07.03.2022 के अनुपालन में जिला प्रशासन कानपुर नगर तथा उन्नाव व उ०प्र० प्रदूषण नियन्त्रण बोर्ड की संयुक्त टीम द्वारा ग्राम-कटरी सुनौदा, तहसील-बिल्हौर, जनपद-कानपुर नगर स्थित बालू खनन स्थल का निरीक्षण किया गया था, निरीक्षण आख्या की प्रति संलग्न कर समिति की सस्तुति के क्रम में आवश्यक कार्यवाही किये जाने तथा कार्यवाही आख्या से इस कार्यालय को सूचित किये जाने के आशय से आपको प्रेषित की जा रही है। जिससे कि मा० अधिकरण को कार्यवाही आख्या प्रेषित किया जाना सुनिश्चित किया जा सके।

संलग्नक:- यथोपरि।

भवदीय

(डा० ए०के० माथुर)
क्षेत्रीय अधिकारी

प्रतिलिपि:- जिलाधिकारी महोदय, कानपुर नगर को सूचनार्थ सादर प्रेषित।

क्षेत्रीय अधिकारी