

Item No.1

(Court No. 2)

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

(Through Physical Hearing with Hybrid VC Option)

Original Application No. 698/2023

Kaushalya Sharma

...Applicant

Versus

Mathura Vrindavan Development Authority & Anr.

...Respondents

Date of hearing: 10.11.2023

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

Applicant: Mr. Shailendra Bhardwaj Advocate for Applicant
(Through VC)

**Application has been filed under the provisions of the National Green
Tribunal Act, 2010.**

ORDER

1. Smt Kaushalya Sharma has filed this application under the provisions of the National Green Tribunal Act, 2010 seeking implementation of order bearing No. – 3348/8-1-10-17 various/03 T.C.-1 dated 05.08.2010 issued by the Housing and Urban Planning Section-I of Government of Uttar Pradesh with regard to rain water harvesting and plantation of Trees for improving environment in respect of the respondent no. 2-Group Housing Society.

2. *Prima facie*, the averments made in the application raise questions relating to environment arising out of the implementation of the enactments specified in Schedule I to the National Green Tribunal Act, 2010.

3. Notices alongwith copies of the application and documents attached therewith be issued to respondents requiring them to file their reply/response to the allegations made in the application within two months by email at judicial-ngt@gov.in preferably in the form of searchable PDF/OCR Support PDF and not in the form of Image PDF.

4. In view of the averments made in the application, we also consider it appropriate that a Joint Committee be constituted to verify the factual position and suggest appropriate remedial action. Accordingly, we constitute a Joint Committee comprising of representatives of CPCB, State PCB and District Magistrate, Mathura and direct the same to meet within two weeks, undertake visits to the site, look into the grievances of the applicant, associate the applicant and representative of the concerned project proponent, verify the factual position and suggest appropriate remedial action. The State PCB will be the nodal agency for coordination and compliance.

5. Factual and Action taken Report may be submitted within two months by e-mail at judicial-ngt@gov.in preferably in the form of searchable PDF/OCR Supported PDF and not in the form of Image PDF.

6. List for further consideration on 02.02.2024.

7. A copy of this order, along with a copy of the application and documents attached with the same, be forwarded to CPCB, State PCB and District Magistrate, Mathura by e-mail for requisite compliance.

Arun Kumar Tyagi, JM

Dr. Afroz Ahmad, EM

November 10th, 2023
AG