

Item No. 03

**BEFORE THE NATIONAL GREEN TRIBUNAL  
PRINCIPAL BENCH, NEW DELHI  
(Through Video Conferencing)**

O.A. No. 178/2017 (EZ)  
(M.A. No. 01/2018)  
WITH  
E.A. No. 02/2018 (EZ)  
IN  
O.A. No. 178/2017 (EZ)

Mahanoy River Safety Society

Applicant(s)

Versus

State of Bihar & Ors.

Respondent(s)

Date of hearing: 11.03.2019

**CORAM : HON'BLE MR. JUSTICE S. P. WANGDI, JUDICIAL MEMBER  
HON'BLE MR. JUSTICE K. RAMAKRISHNAN, JUDICIAL MEMBER  
HON'BLE DR. SATYAWAN SINGH GARBYAL, EXPERT MEMBER**

For Applicant(s): Ms. Paushali Banerjee, Advocate  
For Respondent (s): Mr. Surendra Kumar, Advocate for Respondent No. 1.  
Ms. Amrita Pandey, Advocate for Respondent No.2.

**ORDER**

1. Mr. Surendra Kumar, Learned Counsel for the State of Bihar, had prayed for 10 days time for submitting Government Notification prescribing the criteria for maintenance of distance for construction from the river bank on the last date.
2. Today, instead of filing such Notification, Mr. Kumar makes an oral submission stating that he has been instructed to submit that no such rule has been framed by the State. Taking the submission on record, we direct Mr. Kumar, to file an affidavit duly affirmed by the competent officer to that effect before the next date without fail.
3. Failing to file the affidavit shall entail cost of ₹50,000/-.
4. In the meanwhile, we direct the State to maintain *status quo* in respect of the construction in question as we are considering as to whether such construction is permissible in the area or not.

5. List on 07.05.2019 for further orders.

S. P. Wangdi, JM

K. Ramakrishnan, JM

Dr. Satyawan Singh Garbyal, EM

March 11, 2019  
O.A. No. 178/2017  
Avt&jk

