

Item No. 02

Court No. 1

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

Original Application No. 147/2014  
(M.A No. 436/2015, M.A. No. 1070/2018 &  
M.A. No. 1071/2018)

Legal Aid Committee, NGT Bar Association

Applicant(s)

Versus

MoEF & Ors.

Respondent(s)

Date of hearing: 08.03.2019

**CORAM: HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON  
HON'BLE MR. JUSTICE S.P. WANGDI, JUDICIAL MEMBER  
HON'BLE MR. JUSTICE K. RAMAKRISHNAN, JUDICIAL MEMBER  
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

For Applicant(s): Mr. Raj Panjwani, Senior Advocate

For Respondent (s): Mr. Ajay Jain and Mr. Pranay Jain, Advocates for  
Respondents 1, 3 and 4  
Mr. Rajkumar, Advocate for CPCB  
Mr. Krishna Kumar Singh, Advocate for MoEF

**ORDER**

1. The issue for consideration is preparation of sub regional plans by the concerned States under Section 17 of the National Capital Region Planning Board (NCRPB) Act, 1985, consistent with the regional plan prepared by the NCRPB with a view to protect the environment.
2. Vide order dated 07.08.2018, it was noted that some of the States had not completed the work of delineation of Natural Conservation Zone (NCZ). Accordingly, the Tribunal directed preparation of such plans and a joint Committee headed by the

Ministry of Environment, Forest and Climate Change (MoEF) to examine the question whether the sub regional plans are consistent with the regional plan prepared by NCRPB. The State of Haryana was to submit its report within one month and similar reports were also to be furnished by other concerned States.

3. The direction of the Tribunal has not been carried out, without any valid reason. Only excuse given on behalf of the MOEF by way of an action taken report filed on 25.2.2019 is that response of the Delhi Government and Uttar Pradesh Government was still awaited. It is not clear as to what steps have been taken in the last seven months for ensuring such response. If the report was not being furnished by the said States, sufficient time was available to require the Chief Secretaries of the said States to do the needful. MoEF was not expected to be just silent. We, thus, find the response to be not a responsible one and disapprove such attitude.

4. Let the Inspector General of Forests, MoEF dealing with this matter to remain present in person positively with the compliance report on the next date, failing which coercive action may have to be initiated.

List the matter for consideration of the compliance report on 12.04.2019.

Adarsh Kumar Goel, CP

S.P. Wangdi, JM

K. Ramakrishnan, JM

Dr. Nagin Nanda, EM

March 08, 2019  
Original Application No. 147/2014  
AS

