

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

Original Application No. 970/2018

A. Swaminathan, President Narayanapuram  
Residents Association

Applicant(s)

Versus

State of Tamil Nadu

Respondent(s)

Date of hearing: 02.04.2019

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

For Applicant(s):

For Respondent (s):

Ms. Sakshi Popli with Pritika, Advocates for T.N.  
SEIAA  
Mr. V. Mowli, Advocate for TNPCB

**ORDER**

1. A report was sought vide order dated 02.01.2019 *inter-alia* from Principal Secretary, Housing & Urban Development Department and Commissioner of Greater Chennai Corporation, Chennai on the allegation that illegal construction in the course of the project called 'Ramaniyam Ocean Dew Apartment', affecting free flow of water from Narayanapuram lake to Pallikaranai marshland, by blocking the water ways. It is alleged that no open space reservation area was provided for use of local community. Green areas were covered by parking. There was no solid waste management, rain water harvesting, solar energy harvesting and other necessary features for safety of high rise building of 15<sup>th</sup> floors. Water canal was blocked. Untreated sewage was discharged in open and debris & construction material was dumped at the site.

2. According to the Department of Environment, only parties concerned are Principal Secretary, Housing & Urban Development Department and the Commissioner, Greater Chennai Corporation. Counsel present before the Tribunal do not represent them and do not claim to be concerned about the issue. If it is so, no purpose is served by their appearance and they stand discharged at this stage.
3. The Principal Secretary, Housing & Urban Development Department and the Commissioner, Greater Chennai Corporation have failed to furnish their action taken reports in the matter. The Director, Department of Environment was to be the nodal agency but he has merely filed a report stating that he is waiting for reply from the Principal Secretary, Housing & Urban Development Department and the Commissioner, Greater Chennai Corporation which is no coordination.
4. Before we adopt coercive measures against the Principal Secretary, Housing & Urban Development Department and the Commissioner, Greater Chennai Corporation for their failure by requiring their personal attendance or attaching their salary or taking other measures, we grant one opportunity for the purpose.
5. Let such report be now filed positively within two weeks from today by e-mail at [ngt.filing@gmail.com](mailto:ngt.filing@gmail.com).
6. A copy of this order be sent to the Principal Secretary, Housing & Urban Development Department and the Commissioner, Greater Chennai Corporation by e-mail for compliance. E-mail be also sent through Chief Secretary, Tamil Nadu and Resident Commissioner,

Tamil Nadu in Delhi. It is made clear that in default, their presence will be secured by issuing arrest warrants.

List for further consideration on 23.04.2019.

Adarsh Kumar Goel, CP

K. Ramakrishnan, JM

Dr. Nagin Nanda, EM

April 02, 2019  
Original Application No. 970/2018  
DV

