

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

I.A. Nos. 346/2019 & 366/2019
In
Original Application No.229 /2013

Giriraj Parikrama Sanrakshan
Sansthan & Ors.

Applicant(s)

Versus

Department of Environment &
Forests & Ors.

Respondent(s)

Date of hearing: 29.05.2019

CORAM:

**HON'BLE MR. JUSTICE RAGHUVENDRA S. RATHORE, JUDICIAL MEMBER
HON'BLE DR. SATYAWAN SINGH GARBYAL, EXPERT MEMBER**

For Applicant(s)

Mr. Sarthak Chaturvedi, Advocate
Mr. Anand Gopal Das, Advocate
Mr. Bhuvan Ravandran, Advocate

For Respondent(s)

Mr. Pradeep Misra and Mr. Daleep
Dhyani, Advocates for UPPCB
Mr. Amit Tiwari, Advocate for State of
UP

ORDER

I.A. No. 366/2019

This interlocutory application has been filed by State of Uttar Pradesh for early hearing of the application (I.A. NO. 346/2019).

After considering the submissions made by the Learned Counsels for the parties and on perusal of the application, we considered it appropriate to allow the same.

Consequently, I.A. No. 366/2019 is allowed with no order as to cost.

I.A. NO. 346/2019

As agreed by the counsels for the parties this interlocutory application is being heard and considered. It has been filed by State of Uttar Pradesh with the prayer to execute the proposed projects, as detailed in the application. However, the Learned Counsel for the State of Uttar Pradesh has clarified that there is only one project relating to an old guest house which was initially built by Department of Tourism, State of UP, for the purpose of stay of the pilgrims. It is that structure which is now in dilapidated condition and same is not being used for last several years. Therefore the structure of the guest house is required to be renovated.

We have considered the application as well as perused the photographs of the structure attached to it. In the area of Radha Kund this old guest house is situated which is owned by State of Uttar Pradesh. It is a three storeyed building which was once used as a guest house. But due to its deteriorated condition, the same is not being used since long. On renovation, this guest house would facilitate the stay of pilgrims who visit Parikarma Marg, Goverdhan/Giriraj Parvat.

Taking into consideration the fact that this guest house belonging to the State will be used for public purpose

so as to facilitate their stay, who are coming from far of places, we dispose of this application with the following directions:-

1. The respondent-State shall renovate the old guest house located in Radha Kund by repairing or re-enforcing old foundation and while doing so no new structure shall be raised.
2. The pilgrims/public/ visitors or any other person who visit the said guest house shall not bring any vehicles. The vehicles would be parked at the point where the parking has been built for people coming to Radha Kund. The pilgrims may use rickshaw for the purpose of covering the distance between the parking place and the old guest house.
3. The open area around the guest house should be developed into a green area by planting trees of suitable species.
4. The discharge of municipal solid waste shall be connected to the main sewage of Radha Kund area.
5. The respondent-State is directed to ensure that the Parikarma Marg of Radha Kund should not be, in any manner, disturbed or obstructed by renovation of old guest house.
6. The respondent-State shall also establish rain water harvesting system, in the open area of the said guest house.

7. Solar energy shall be installed to fulfill the requirement of electricity at the guest house.

In view of the above, interlocutory application no. 346/2019 is disposed of, with no order as to cost.

Raghuvendra S. Rathore, JM

Dr. Satyawan Singh Garbyal, EM

May 29, 2019
JG

