

Item No. 03

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

Original Application No. 06/2020 (WZ)
(I.A. No. 11/2020)

Shankarlal Gopalbhai Patel

Applicant(s)

Versus

Union of India & Ors.

Respondent(s)

Date of hearing: 29.01.2020

**CORAM : HON'BLE MR. JUSTICE S. P. WANGDI, JUDICIAL MEMBER
HON'BLE MR. SIDDHANTA DAS, EXPERT MEMBER**

For Applicant(s):

Mr. Sanjay Upadhyay, Ms. Eisha Krishn
and Kazi Sangay Thupden, Advocates

ORDER

1. By this application, the Applicant has alleged damage having been caused to the flora, fauna and ecology of the Kutch region particularly in Sangnara village, due to alleged rampant illegal felling of trees for construction of wind farms by M/s. Green Infra Wind Energy Limited, Respondent No. 7 and seven Wind Energy Companies. Such activities are alleged to have been carried out in the absence of any criteria for identification of forest in the State of Gujarat in violation of the orders of the Hon'ble Supreme Court dated 12.12.1996 and 28.03.2008 passed in *T.N. Godavarman v. Union of India*¹.

¹ W.P.(C) No. 202 of 1995

2. Without going further into other details, we deem it appropriate to issue notice upon Respondents returnable in three weeks.
3. The Applicant to furnish requisites within one week from hence.
4. List on 19.02.2020.
5. In the meanwhile, we direct the Principal Chief Conservator of Forest (HoFF), Gujarat to conduct an inspection of the area concerned, verify on the factual aspects and submit a report before the next date. The District Magistrate, Bhuj, Gujarat shall also assist the PCCF (HoFF) in carrying out the task.
6. A copy of this order be transmitted to the PCCF (HoFF), Gujarat and District Magistrate, Bhuj, Gujarat for compliance.
7. The respondents shall show cause as to why the interim relief sought for in the application be not granted.
8. To 19.02.2020.

S.P. Wangdi, JM

Siddhanta Das, EM

29th January, 2020
O.A. NO. 06/2020 (WZ)
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