

Item No.10

Court No. 1

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

Original Application No. 03/2023

Manish Kumar

Applicant

Versus

Govt. of NCT of Delhi & Ors.

Respondent(s)

Date of hearing: 13.03.2024

**CORAM: HON'BLE MR. JUSTICE PRAKASH SHRIVASTAVA, CHAIRPERSON  
HON'BLE MR. JUSTICE SUDHIR AGARWAL, JUDICIAL MEMBER  
HON'BLE DR. A. SENTHIL VEL, EXPERT MEMBER**

Applicant: None present

Respondent(s): Ms. Jyoti Mendiratta & Ms. Ananya Basudha, Advs. for Wetland  
Authority & DM, South Delhi

**ORDER**

1. In this original application, grievance is in respect of encroachment, pollution, reduction of area of the pond in Smriti Van which is a DDA park at Kishangarh Village.

2. Tribunal by order dated 21.02.2023 had constituted the joint committee. A report of the joint committee along with status report of Wetland Authority has been filed which discloses that the area of the pond has been reduced and pond has been polluted by throwing the muck and discharge of sewage water.

3. Learned Counsel appearing for District Magistrate, South Delhi has submitted that action has been initiated against the encroachers.

4. Though, Delhi Pollution Control Committee (DPCC) was earlier represented through advocate but no one is present today on behalf of DPCC to appraise the Tribunal about the action taken for violations and

against the violators and also to remediate the situation and restore the pond to its original position.

5. Hence, in view of the material which has come on record, District Magistrate, South Delhi and DPCC are now required to take requisite action for restoration of the pond, removal of encroachment, identification of violators and action against them for committing the violations of environmental norms.

6. Let necessary action in this regard be taken by District Magistrate, South Delhi and DPCC within three months and report be submitted before Registrar General of the Tribunal within two weeks from expiry of three months and if found necessary, the matter will be listed before the Bench for consideration.

7. Original application is accordingly disposed of.

Prakash Shrivastava, CP

Sudhir Agarwal, JM

Dr. A. Senthil Vel, EM

March 13, 2024  
Original Application No. 03/2023  
JG.