

Item No. 01 (Through VC)

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

Original Application No. 456/2018
(Earlier O.A. No. 146/2014 (CZ))
(M.A. No. 183/2019, 191/2019 & I.A. No. 648/2019)

Nityanand Mishra

Applicant(s)

Versus

State of M.P. & Ors.

Respondent(s)

Date of hearing: 10.10.2019

CORAM:

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

For Applicant(s): Mr. Aditya Vijay Singh, Advocate

For Respondent(s): Mr. Kumar Shashank, Advocate
Ms. Kanupriya Tiwari, Advocate
Dr. R. S. Parihar, R.O., MPPCB
Mr. M. P. Tiwari, Sub Engineer,
MPPCB
Mr. Manoj Kataria,
Superintendent Son Gharial WLS
Mr. Aakash Amkedkar, Advocate
for Mr. Om Shankar Shrivastava,
Advocate
Mr. Yaduvendra Yadav, Advocate

ORDER

M.A. No. 183/2019 & I.A. No.648/2019

These applications have been filed by respondent no. 1 for exemption from filing official English translation of annexure 1 to 17. However, after making submission for some time, the learned counsel prays that he may be permit to withdraw these applications, so as to file a proper application, on the basis of correct position.

Consequently, M.A. No. 183/2019 and I.A. No. 648/2019 are dismissed as withdrawn, with the aforesaid liberty.

M.A. No. 191/2019

This application has been filed by respondent no. 2- State Pollution Control Board. The learned counsel for the Board submits that this application become infructuous.

Consequently, M.A. No. 191/2019 is dismissed as having become infructuous.

Main Matter

After having perused the reply affidavit filed on behalf of respondent no. 1 and hearing their counsel, who has instructed by the officer present in court, we deem it proper to direct the Principal Secretary of Forest and Environment, State of Madhya Pradesh and Secretary, Mining, State of Madhya Pradesh to file personal affidavits in respect of the action taken for prohibiting any sought of mining in Son Gharial Sanctuary. The affidavit be filed within one week from today, with an advance copy to the other side.

List this matter on 5th November, 2019.

Justice Raghuvendra S. Rathore, JM

Dr. Satyawan Singh Garbyal, EM

MN