

Item Nos. 02 & 03

Court No. 1

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

(By Video Conferencing)

Original Application No. 279/2019

(With report dated 09.10.2020)

Chaudhary Yashwant Singh

Applicant

Versus

Union of India & Ors.

Respondent

WITH

Original Application No. 278/2019

Chaudhary Yashwant Singh

Applicant

Versus

State of U.P. & Ors.

Respondent

Date of hearing: 13.10.2020

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

Respondent: Mr. Pradeep Misra, Mr. Daleep Dhyani, Advocates for UPPCB

ORDER

1. Issue for consideration is the remedial action against the illegal operation of stone crushers and mining by M/s Maihar Stone, M/s Jai Maa Bhandari Stone, M/s Jyoti Stone, M/s Vaishono Stone and M/s Guru Kripa Associates in District Sonebhadra.

2. Vide order dated 28.03.2019, the Tribunal constituted a joint Committee comprising representative of UPPCB and District Magistrate Sonebhadra and sought a factual and action taken report.

3. The matter was last considered on 19.12.2019 in the light of the reports dated 20.04.2019 and 08.07.2019 acknowledging that illegal mining was taking place in violation of environmental norms. The Tribunal directed that steps be taken to cancel the EC for violation of EC conditions, compensation be recovered on 'Polluter Pays' principle and restoration plan be prepared utilizing the amount of compensation recovered. The Tribunal also directed that further action report be filed.

4. Accordingly, report dated 09.10.2020 has been filed by the State PCB to the effect that the compensation issue has been finalized. The State PCB may proceed further with the restoration process, associating the District Magistrate and any other Agencies, in accordance with law.

The application is disposed of.

Adarsh Kumar Goel, CP

S. P. Wangdi, JM

Dr. Nagin Nanda, EM

October 13, 2020
Original Application No. 279/2019
& Original Application No. 278/2019
AK