

Item No. 13

Court No. 2

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

Original Application No. 787/2022

Sunil Thapliyal

Applicant

Versus

State of Uttarakhand

Respondent

Date of hearing: 04.01.2023

**CORAM: HON'BLE MR. JUSTICE SUDHIR AGARWAL, JUDICIAL MEMBER
HON'BLE PROF. A. SENTHIL VEL, EXPERT MEMBER**

Application is registered based on a complaint received by e-mail

ORDER

1. This original application has been registered under Sections 14 and 15 of National Green Tribunal Act, 2010 (hereinafter referred to as '**NGT Act, 2010**') pursuant to a letter petition dated 27.06.2022 received from Sunil Thapliyal (Sanyojak), Samajik Chetna Ki Buland Awaaz "Jai Ho" Group. It is said that during widening of Delhi – Yamunotri National Highway from Khaneda Khadd to Kuthnour downstream, a lot of muck/construction waste and debris was directly dumped in Yamuna river damaging ecology, trees, flora and fauna of the river and nearby area. It has also resulted in change of river flow from its mainstream and thereby damaged environment, ecology of Yamuna River and trees inhabiting wildlife. Thousands of tons of debris are still lying on the bed un-lifted damaging fragile eco-system.

2. In our view, a substantial question relating to environment for implementation of the scheduled enactments under NGT Act, 2010 has arisen but before taking any further action in the matter, we find it appropriate to obtain a factual report for the purpose whereof, we constitute a joint Committee comprising State PCB and District Magistrate, Uttarkashi who shall visit affected area, collect relevant information and submit a factual report as well as action taken, if any, report within two months by e-mail at judicial-ngt@gov.in preferably in the form of searchable PDF/ OCR Support PDF and not in the form of Image PDF..

3. District Magistrate, Uttarkashi will be nodal agency for coordination and compliance.

4. List for further consideration on 21.03.2023.

5. A copy of this order, alongwith copy of complaint, be forwarded to State PCB and District Magistrate, Uttarkashi by e-mail for compliance.

Sudhir Agarwal, JM

Prof. A. Senthil Vel, EM

January 04, 2023
Original Application No. 787/2022
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