

Item No. 03

Court No. 1

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

Original Application No. 10/2020

(With report dated 17.09.2020)

Ved Prakash Aggrawal

Applicant

Versus

Executive Engineer, Meerut Division, Gang Nahar,
Meerut. & Ors.

Respondent

Date of hearing: 18.11.2020

**CORAM: HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON
HON'BLE MR. JUSTICE SHEO KUMAR SINGH, JUDICIAL MEMBER
HON'BLE DR. SATYAWAN SINGH GARBYAL, EXPERT MEMBER
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

Applicant: Mr. Ved Prakash Aggrawal, in person

ORDER

1. Grievance in this application is that no action is being taken against encroachment of Tikri Rajvaha Bhola Jhal, (drain) joining Dasna drain in district Ghaziabad. M/s Landcraft Developers Pvt. Ltd has developed the housing township and M/s Columbia Asia Hospital has set up a hospital by way of encroachment. There is also encroachment by Ghaziabad Development Authority.

2. Vide order dated 22.01.2020, the Tribunal sought an action taken report from the Executive Engineer, Meerut Division (Gang Nahar), Meerut and the District Magistrate, Ghaziabad. Accordingly, the District Magistrate, Ghaziabad has filed an action taken report on 17.09.2020, annexing an inspection report as follows:

“.... ..”

“1. The temporary hoarding imposed by M/s Land Craft Developers Pvt. Ltd. in the land of the irrigation Department on Tikri distributary has been removed. There is no illegal occupation of the land of the irrigation department. Photo is attached.

2. A temporary tin was placed on the Tikri distributary by ATS Grand realtors Pvt. Ltd. It has been removed from the spot. There is no occupation of the land of the irrigation department. Photo is attached.

3. The temporary wooden kiosk that was placed in front of the M/s. Columbia Asia Hospital on the land of the irrigation department on Tikri distributary has been removed from the spot. There is no encroachment on the concerned irrigation department land (Tikri Distributary). Photo is attached.”

3. However, the applicant has filed objections on 13.11.2020 to the effect that the Ghaziabad Development Authority (GDA) is still encroaching the drain in question as shown by the photographs annexed to the said objections.

4. In view of above, we permit the applicant to put forward the said objections to the District Magistrate, Ghaziabad who may look into the same and take further remedial action within one month.

The application is disposed of.

A copy of this order be forwarded to the District Magistrate, Ghaziabad by e-mail for compliance.

Adarsh Kumar Goel, CP

S.K. Singh, JM

Dr. S.S. Garbyal, EM

Dr. Nagin Nanda, EM

November 18, 2020
Original Application No. 10/2020
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