

Item No. 10

Court No. 1

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

Original Application No. 341/2022

Deepak Awasthi

Applicant

Versus

State of U.P

Respondent

Date of hearing: 28.08.2023

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

ORDER

1. The issue raised in this letter petition is in respect of illegal settlement of a Sarjupurba colony at downstream of Ranighat on the flood plain of River Ganga in Kanpur, Uttar Pradesh and discharge of garbage, polythene, sewage, etc. in the river Ganga.

2. In terms of the directions of this Tribunal dated 17.05.2022, the joint Committee has filed the report vide covering letter dated 10.08.2022 recording the following conclusion:

“5.0. Conclusion:

- *The Urban Development Department may be directed to identify and mark Buffer Zone around the 100 meter catchment areas. Constructions should be prohibited banned at 100 meter from the river flood bank.*
- *The Construction of the Ganga River flood bank/dyke all must be completed by the executive department and authorized agency in a time bound manner.*
- *Proper disposal of the solid waste generated from the colony near around the Ghata's should be done by the executive organization Nagar Nigam-Kanpur in a time bound manner.*
- *The construction of unfinished/incomplete RCC drain around the Ghat's should be done by the executing department in a time bound manner.*
- *There is a need to take sealing action by the authorized department against the illegal new construction located within 100 meters around the river flood zone.”*

3. Let notice be issued to the Secretary, Urban Development Department, State of Uttar Pradesh and Commissioner, Municipal Corporation, Kanpur for filing response to the above joint inspection report.

4. List on 16.10.2023.

Prakash Shrivastava, CP

Sudhir Agarwal, JM

Dr. A. Senthil Vel, EM

August 28, 2023
Original Application No. 341/2022
DV