

Item No. 04

(Court No.1)

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

(By Video Conferencing)

M.A. No. 253/2019
IN
Original Application No. 487/2015

Bharat Jhunjhunwala & Ors.

Applicant(s)

Versus

Inland Waterways Authority & Ors.

Respondent(s)

Date of hearing: 02.09.2021

**CORAM: HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON
HON'BLE MR. JUSTICE SUDHIR AGARWAL, JUDICIAL MEMBER
HON'BLE MR. JUSTICE BRIJESH SETHI, JUDICIAL MEMBER
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

ORDER

1. The issue for consideration is whether EIA is necessary for navigation infrastructure in the River Ganga in the stretch from Allahabad to Haldia also known as the National Waterway 1 (NW1) undertaken by Inland Waterways Authority of India. The project envisages developmental activities such as river terminal, jetties and locks and barrages and 4 multimodal river water terminals along with necessary dredging operations. It is estimated to cost ₹4,200 crores and is likely to take 6 years to be completed.

2. The matter was considered vide order dated 10.01.2020 in the light of order of the Allahabad High Court dated 28.04.2016 in PIL No. 31229 of 2005, the project information on the website of the World Bank and other material before this Tribunal. The Tribunal sought a report from the MoEF&CC on the general issue of requirement of EIA in the circumstances

mentioned in the order. The MoEF&CC, however, has still not furnished the requisite information.

3. We are informed that presently the matter may be within the purview of Ministry of Jal Shakti instead of MoEF&CC. Accordingly, the Registry may send a copy of order dated 10.01.2020 by email to the Ministry of Jal Shakti as well as MoEF&CC for their view in the matter.

List for further consideration on 22.11.2021.

Adarsh Kumar Goel, CP

Sudhir Agarwal, JM

Brijesh Sethi, JM

Dr. Nagin Nanda, EM

September 02, 2021
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AVT