

Item No. 01

**BEFORE THE NATIONAL GREEN TRIBUNAL  
PRINCIPAL BENCH, NEW DELHI  
(Through Video Conferencing)**

Original Application No. 71/2020 (CZ)  
(I.A. No. 84/2020)

Om Singh Chundawat

Applicant(s)

Versus

State of Rajasthan & Ors.

Respondent(s)

Date of hearing: 26.08.2020

**CORAM: HON'BLE MR. JUSTICE SHEO KUMAR SINGH, JUDICIAL MEMBER  
HON'BLE DR. SATYAWAN SINGH GARBYAL, EXPERT MEMBER**

For Applicant(s) : Mr. Paul John Edison, Advocate

For Respondent(s) : Mr. Shoeb H Khan, Advocate for State

**ORDER**

1. By filing the present application the applicant has raised the issue of encroachment of Khasra No. 41/2 which is said to be a road and the villagers were using it for travelling and the mining department illegally encroached both sides of the said road for mining and marked the area as mining area and further way of mining the water quality of the River Khari which is generally and mainly used for drinking purposes and for Cattles is seriously damaged and there is threat to Flora Fauna including the interest of the more than thousands families residing there.
2. Issue notice to the respondents. Notice made returnable within four weeks.
3. Applicant is directed to take required step for service to the respondents by both ways, *Dasti* as well as by Registered Post and also send the required documents by available e-mail within three days.

4. The respondents are directed to file their reply within six weeks by e-mail at [judicial-ngt@gov.in](mailto:judicial-ngt@gov.in) preferably in the form of searchable PDF/ OCR Support PDF and not in the form of Image PDF.
5. We deem it just and proper to constitute a Committee consisting (i) District Mining Officer/Collector (Mining) and (ii) Rajasthan State Pollution Control Board (SPCB) and to direct them submit a factual and action taken report. Report be submitted within six weeks. Rajasthan SPCB will be the nodal agency for compliance.
6. Let a report in the matter be filed by e-mail at [judicial-ngt@gov.in](mailto:judicial-ngt@gov.in) preferably in the form of searchable PDF/ OCR Support PDF and not in the form of Image PDF.
7. The applicant is directed to provide copy of the application and all relevant papers to the Committee within a week by post and also by available e-mail.
8. List it on 18.11.2020.

Sheo Kumar Singh, JM

Dr. S.S. Garbyal, EM

August 26, 2020  
MN