

Item No. 04

Court No. 1

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

(By Video Conferencing)

Original Application No. 756/2018

(With report dated 24.07.2020)

Satish Kumar

Applicant(s)

Versus

Govt. of NCT of Delhi

Respondent(s)

Date of hearing: 24.07.2020

**CORAM: HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON
HON'BLE MR. JUSTICE S. P. WANGDI, JUDICIAL MEMBER
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

Respondent(s): Ms. Puja Kalra, Advocate for North DMC

ORDER

1. The issue for consideration is the allegation that there is encroachment of Government land at Khasra No. 216-217-964/2018, revenue estate of Village Haiderpur, Delhi by Mehtab Singh son of Khazan Singh Nambardar, Charan Singh son of Mehtab Singh, Krishan son of Mehtab Singh, Anit son of Mehtab Singh and Varsha Devi daughter in law of Mehtab Singh, residents of 198-B, Banjara Wali Gali, Haiderpur, Delhi.

2. The matter was last considered on 16.03.2020 in the light of earlier proceedings and the action taken report produced during the hearing as follows:-

“It is further submitted that in order to resolve the issue, a meeting dt. 11.03.2020 was convened under the chairmanship of Special Secretary (L.&B.) at Room No. 304, 3rd Floor, Trade & Taxes Department, New Delhi. In the said meeting it was resolved that all the stake holders shall take appropriate action jointly. It is further submitted that although the land does not belong to North DMC and

*in order to comply the directions of Chief Secretary, GNCTD, a joint inspection with revenue department, GNCTD was conducted on 12.03.2020, however, **no fruitful purpose was served as they could not verify and demarcate the Green Belt in the area.** In compliance of the orders passed in the meeting dt. 11.03.2020 by Special Secretary (LAB.), the answering respondent has already written a letter No. EE(M-I)/KPZ/2019-20/1527 dt.12.03.2020 to the S.D.M, Saraswati Vihar, GNCTD to fix a joint inspection and to demarcate the area in question as the area mentioned is in Khasra nos. for which dimensions are not clear so that further appropriate action in the matter could be taken by North DMC.”*

3. The Tribunal accordingly directed:-

“4. In view of the above, let Sub Divisional Magistrate, Saraswati Vihar take necessary steps for joint inspection and demarcation and North Delhi Municipal Corporation may coordinate with the Sub Divisional Magistrate, Saraswati Vihar. An action taken report may be filed by the North Delhi Municipal Corporation before the next date by e-mail at judicial-ngt@gov.in.”

4. A further action taken report dated 24.07.2020 has been filed. The action taken report is in fact ‘inaction report’. In view of long delay in compliance, we request the Chief Secretary, Delhi to look into the matter and get the issue resolved by necessary coordination. A meeting be held by Chief Secretary within two months from today and report furnished to this Tribunal before the next date 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.

A copy of this order be sent to the Chief Secretary, Delhi by e-mail.

List for further consideration on 11.12.2020.

Adarsh Kumar Goel, CP

S. P. Wangdi, JM

Dr. Nagin Nanda, EM

July 24, 2020
Original Application No. 756/2018
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