

**BEFORE THE NATIONAL GREEN TRIBUNAL
PRINCIPAL BENCH**

(By Video Conferencing)

Original Application No. 557/2022

Gaur Atulyam Apartment Owners
Association

...Applicant

Versus

Greater Noida Industrial Development
Authority & Anr.

...Respondents

Date of hearing: 05.08.2022

**CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI, JUDICIAL MEMBER
HON'BLE DR. AFROZ AHMAD, EXPERT MEMBER**

Applicant: Mr. Vaibhav Shahi alongwith Mr. Rishav Ranjan, Advocates

Application under Section 14 of the National Green Tribunal Act, 2010.

ORDER

1. The applicant- Gaur Atulyam Apartment Owners Association has filed present application under Section 14 of the National Green Tribunal Act, 2010 for quashing of allotment letter dated 05.07.2022 issued by Respondent no. 1-Greater Noida Industrial Development Authority (GNIDA) in favour of Respondent no. 2- M/s Indus Tower Ltd. allowing construction of mobile towers in green belts including green belt in front of Gaur Atulyam Society.

2. The applicant has submitted that about 6500 persons including senior citizen and children are living in Gaur Atulyam Apartments which is one of the most densely populated residential society in Greater Noida. Respondent no. 1 has issued allotment letter dated 05.07.2022 in favour of Respondent no. 2 allowing construction of mobile towers in green belts in violation of directions of Hon'ble Supreme Court and this Tribunal. Construction of mobile towers in greenbelts in the vicinity of the residential premises will cause serious health risks to the residents in the locality. The applicant made

representation dated 19.07.2022 to respondent no. 1 but no action has been taken on the same.

3. Notices alongwith copies of the application and documents attached therewith be issued to Respondents no. 1 and 2 requiring them to file their response/ reply to the allegations made in the application within 10 days at judicial-ngt@gov.in preferably in the form of searchable PDF/OCR Support PDF and not in the form of Image PDF.

4. List the matter for further consideration on 16.08.2022.

5. The applicant is directed to take requisite steps for effecting service of notices on the respondents. The applicant may also take the notices Dasti and serve the same on the respondents and file affidavit in this regard within five days.

Arun Kumar Tyagi, JM

Dr. Afroz Ahmad, EM

August 05, 2022
AG