

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

(THROUGH VIDEO CONFERENCING)

Original Application No. 898/2022

Amit Agrawal

Applicant

Versus

State of Uttarakhand

Respondent

Date of hearing: 20.02.2023

**CORAM: HON'BLE MR. JUSTICE SUDHIR AGARWAL, JUDICIAL MEMBER
HON'BLE PROF. A. SENTHIL VEL, EXPERT MEMBER**

Applicant: Mr. Amit Agrwal, Applicant in person

ORDER

1. Heard applicant in person.
2. This original application has been registered under Sections 14 and 15 of the National Green Tribunal Act, 2010 on a letter petition dated 27.07.2022 received from Shri Amit Agrawal, Shimla By Pass Road, Dehradun. The grievance is that there is a petrol pump installed in the residential area in violation of siting criteria and causing other violations of environmental norms and loss causing damage to environment but no action has been taken by the Authorities in the matter. It is said that the said petrol pump is located at Khasra No. 68, village Ajabpurkala Mata Mandi Road, Dehradun, Uttarakhand which is a residential area. On both sides of petrol pump requisite setbacks has not been left; Fire extinguishers have not been installed; Fire safety measures have been violated; Clearance from Fire Department has not been obtained and the requirement of 18 metre width road is also not complied with.

3. In our view, the complaint raised in this application can be looked into at the first instance by Local Administration, for the purpose whereof, we constitute a joint Committee of State of PCB and District Magistrate, Dehradun who shall look into the complaint, visit the site, collect relevant information and if finds any violation of environmental norms and laws or other statutory provisions, would take appropriate remedial action in terms of having preparation of on and off site crises management plan and complying requirement of maintaining isolated storages as per Manufacture Storage and Import of Hazardous Chemical (MSIHC) Rules, 1989 in accordance with law within two months.

4. The District Magistrate, Dehradun shall be nodal agency for coordination and compliance.

5. The said Committee shall submit an action taken report within three months with the Registrar General of this Tribunal who shall place the report before the Bench if find necessary for any further order.

6. The report shall be submitted 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.

7. With the above direction/observations this OA is disposed of.

8. A copy of this order be forwarded to the State PCB and District Magistrate, Dehradun by email for compliance.

Sudhir Agarwal, JM

Prof. A. Senthil Vel, EM

February 20, 2023
Original Application No. 898/2022
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