

Item No. 06

Court No. 2

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

Original Application No. 854/2022

Sudhir Joshi

Applicant

Versus

State of Uttarakhand

Respondent

Date of hearing: 11.01.2023

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

**Application is registered based on a complaint received by post**

**ORDER**

1. This original application has been registered under a letter petition dated 08.07.2022 received from Mr. Sudhir Joshi, Adhayakasha, Jaiv Vividha Prapandhan Samiti Gram Panchayal, Village Baagi, P.O. Bhogpur, District Dehradun, Uttarakhand.

2. The complaint is that during construction of 12 Kms road from Itharna to Kukhai, located in District Tehri-Garhwal and Dehradun, construction waste (muck and debris) has been dumped in the forest area damaging Banjh Tree Forest. The illegal and unscientific of debris reaches down to river Jakhan which is a tributary to river Ganga and due to continuous deposition of debris in river Jakhan, a temporary lake has been formed near Shambhuwala village. The above activities are causing huge damage to environment and hazards to public health in general in the nearby areas.

3. In our view, a substantial question relating to environment has arisen due to implementation of scheduled enactments under NGT Act, 2010, but before taking any further action in the matter, we find it appropriate to obtain a factual report and for the purpose we constitute a Joint Committee comprising of Uttarakhand Pollution Control Board (UKPCB), Divisional Forest Officer (DFO), Dehradun and District Magistrate, Dehradun (Uttarakhand). The Committee shall submit its report within two months by email at [judicial-ngt@gov.in](mailto:judicial-ngt@gov.in) preferably in the form of searchable PDF/OCR supported PDF and not in the form of Image PDF. Nodal agency will be the District Magistrate, Dehradun, Uttarakhand for coordination.

4. List the matter for further consideration on 21.03.2023.

5. A copy of this order along with copy of the complaint be forwarded to the UKPCB, DFO, Dehradun and District Magistrate, Dehradun, Uttarakhand by email for compliance.

Sudhir Agarwal, JM

Prof. A. Senthil Vel, EM

January 11, 2023

AVT