

Item No. 07

Court No. 2

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

(By Video Conferencing)

Original Application No. 685/2022

Narayan Singh

Applicant

Versus

State of H.P

Respondent

Date of hearing: 31.10.2022

**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 letter is a petition which has been registered as Original Application under Sections 14 and 15 of National Green Tribunal Act, 2010 (hereinafter referred to as "NGT Act, 2010") whereof *suo motu* cognizance has been taken by this Tribunal. The Complaint is that one M/s. Sai Eternal Foundation is dumping construction waste and waste stone debris on valley side causing damage to environment and also creating health hazards to local people in the area. The said company is constructing a double lane in Shimla, Himachal Pradesh and in the process of said construction activities, construction waste and other waste is being dumped at Dhalli Tunnel project down the valley side.

2. In our view, matter requires consideration as it involves a substantial question relating to environment arising from implementation

of the scheduled enactments under NGT Act, 2010. However, before proceeding further, we find it appropriate to obtain a factual report for which we constitute a joint Committee comprising State PCB and Forest Department. Committee shall visit concerned area within 15 days from today and submit a factual report to this Tribunal within two months 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.

3. State PCB will be nodal agency for coordination and compliance.
4. List for further consideration on 04.01.2023.
5. A copy of this order, alongwith copy of compliant, be forwarded to State PCB and Forest Department by e-mail for compliance.

Sudhir Agarwal, JM

Prof. A. Senthil Vel, EM

October 31, 2022
Original Application No. 685/2022
DV