

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

Original Application No. 667/2018  
(M.A. No. 18/2019 & M.A. No. 19/2019)

WITH

Original Application No. 679/2018  
(M.A. No. 1373/2018 & M.A. No. 1374/2018 M.A. No. 47/2019 &  
M.A. No. 48/2019)

Mahendra Singh Applicant(s)  
Versus

State of Haryana & Ors. Respondent(s)

WITH

Tejpal Applicant(s)  
Versus

State of Haryana & Ors Respondent(s)

Date of hearing: 09.04.2019

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

For Applicant(s):

For Respondent (s): Mr. Rahul Khurana, Advocate with Mr.  
Bhupender Singh, R.O., HSPCB

**ORDER**

1. The report of the District Magistrate, Mahendergarh dated 05.04.2019 is of no value as it does not show that the stone crushers are as per siting criteria.
2. Vide order dated 12.12.2018, report dated 10.12.2018 was disapproved by this Tribunal and the Chief Secretary, Haryana was directed to take appropriate action for the misconduct of the officers involved. We find similar position with regard to the present report.

3. We note that the Chief Secretary has sent a report today to the effect that following action has been taken:

“1. Revenue & Disaster Management Department

*It has been decided in principle to charge-sheet Sh. Yogesh, Tehsildar Narnaul under rule-8 of the Punishment & Appeal Rules, 2016. It has also been decided to charge-sheet Sh. Krishan kumar, Naib- Tehsildar under rule-7 of the Punishment & Appeal Rules, 2016. Further disciplinary proceedings are underway.*

2. Town & Country Planning Department

*Sh. Manjeet Singh, Junior Engineer posted in the office of District Town Planner Mahendergarh has been suspended vide orders dated 2.4.2019 and a show cause notice has been issued to him as to why disciplinary action should not be initiated against him for his carelessness and negligence in issuance of NOC.*

3. Forest & Wildlife Department

*Forest Department has reported that the role of Forest Department is limited to specifying distance of location of stone crusher from nearest Forest. The distance parameters from forest are found to be correct with minor difference and in view thereof, no irregularity has been committed by DFO (Mahendergarh). Therefore, no disciplinary action is required against DFO in this case.”*

4. Since the present report received vide e-mail dated 05.04.2019 does not mention the fulfilment of the siting criteria, with reference to all the 95 stone crushers in question and mechanism for drawal of water by all of them, it is necessary to require the District Magistrate, Mahendergarh to prepare a fresh proper report in the matter and to remain present in person on the next date with such report.
5. A copy of this order be sent to the District Magistrate, Mahendergarh by e-mail for compliance.

List for further consideration on 24.07.2019.

Longer date is being given on account of ensuing Elections.

Adarsh Kumar Goel, CP

K. Ramakrishnan, JM

Dr. Nagin Nanda, EM

April 09, 2019  
Original Application No. 667/2018 with  
Original Application No. 679/2018  
DV

