

Item No. 02

(Court No. 1)

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

(By Video Conferencing)

Original Application No.234/2022
(I.A. No. 74/2022)

Vijay Chawla

Applicant

Versus

Ministry of Environment, Forest and
Climate Change & Ors.

Respondent(s)

Date of hearing: 13.04.2022

**CORAM: HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON
HON'BLE MR. JUSTICE SUDHIR AGARWAL, JUDICIAL MEMBER
HON'BLE MR. JUSTICE ARUN KUMAR TYAGI, JUDICIAL MEMBER
HON'BLE PROF. A. SENTHIL VEL, EXPERT MEMBER
HON'BLE DR. VIJAY KULKARNI, EXPERT MEMBER
HON'BLE DR. AFROZ AHMAD, EXPERT MEMBER**

Applicant: Mr. Sidhinath Sengar, Advocate

ORDER

1. Grievance in this application is against cutting of trees in Village Sarai Khawaja, Faridabad, by Respondent No. 10, SVC & Lehri, Jublee Hills, Hyderabad, in violation of order of this Tribunal dated 08.03.2019 in O.A. No. 407/2017, *Lt. Col. (Retd.) Sarvadaman Singh Oberoi vs. State of Haryana & Ors.* holding the area to be 'deemed forest'. FIR dated 10.01.2020 has been filed by the Forest Department but still cutting of trees is continuing by Respondent No. 10, in violation of law without remedial action.

2. Having regard to the allegations in the application, we consider it appropriate to require the DFO, Faridabad, District Magistrate,

Faridabad and State PCB to verify the facts and furnish a report to this Tribunal. If on verification it is found that cutting of trees and construction activities are illegal, the authorities may ensure remedial action, including prevention of illegal cutting of trees and stopping construction activities without requisite consent/clearance under environmental laws from statutory regulators. Report may be filed within one month 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.

List for further consideration on 06.07.2022.

A copy of this order be forwarded to DFO, Faridabad, District Magistrate, Faridabad and State PCB by e-mail for compliance.

The applicant may serve a set of papers on DFO, Faridabad, District Magistrate, Faridabad, State PCB and SVC & Lehri and file an affidavit of service within one week.

In view of above order, no further order is necessary on application for interim relief. I.A. No. 74/2022 will stand disposed of accordingly.

Adarsh Kumar Goel, CP

Sudhir Agarwal, JM

Arun Kumar Tyagi, JM

Prof. A. Senthil Vel, EM

Dr. Vijay Kulkarni, EM

Dr. Afroz Ahmad, EM

April 13, 2022
Original Application No.234/2022
(I.A. No. 74/2022)
SN