

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

**Original Application No.448 (T_{HC})/2013
(CW 4050/12)
(M.A. No. 1228/2015)
And
M.A No. 129/2016
In
Original Application No. 358(T_{HC})/2013
And
Original Application No. 20(T_{HC})/2015
And
Original Application No.446 (T_{HC})/2013
(CW 7932/11)
(M.A No. 811/2015)**

IN THE MATTER OF :-

**U.R. Beniwal Vs. State of Rajasthan & Ors.
And
Laxmi Suiting Vs. State of Rajasthan & Ors.
And
Ramesh Vs. State of Rajasthan & Ors.
And
Multan Singh Vs. State of Rajasthan & Ors.**

**CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE DR. JAWAD RAHIM, JUDICIAL MEMBER
HON'BLE MR. JUSTICE SONAM PHINTSO WANGDI, JUDICIAL MEMBER
HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER**

**In Original Application No.448 (THC)/2013:
Present: Applicant:
Respondent No. 1**

**Mr. Siddharth Tatiya, Adv.
Mr. Bhavna Aggarwal, Adv.
Mr. Shiv Mangal Sharma, AAG Mr. Ankit
Shah, Mr. Saurabh Rajpal, Mr. Lokendra
Singh Kachhawa and Mr. Adhiraj Singh
Rajawat, Advs. For State of Rajasthan
and Rajasthan Pollution Control Board.
Mr. Sanjeet Purohit, Adv. for RIICO
Dr. Rdss Kharha, Adv. in MA No. 734/15
O.A. No. 448 of 2013.
Mr. Raj Kumar, Adv. for CPCB
Dr. Raman Deep Singh Sidhu, and Mr.
Pragya Singh, Advs. In OA 129 of 2016**

| | Date and Remarks | Orders of the Tribunal |
|--|--|--|
| | Item Nos. 07 to 10 February 12, 2016 A | <p>Learned counsel appearing for the Respondents submit that they would comply with the directions issued in our order dated 08th January, 2016 within two weeks from today.</p> <p>We make it clear the in the event of default now each of them would be liable to pay the cost of Rs. 50,000/- (by each) if the matter is adjourned by them.</p> <p>The status report should be furnished to all the</p> |

| | |
|--|--|
| | <p>Learned counsel appearing for the parties. Response thereto should be filed within one week thereafter. In the event no response is filed we will not permit them to question the correctness of the status report filed by the Respondents.</p> <p>List this matter for hearing on 22nd March, 2016.</p> <p><u>M.A. No. 129 of 2016.</u></p> <p>The only prayer in this Application is that the collector should be directed to hear the applicant – farmers before passing the closure orders. The State Government has no objection if collector would provide hearing to them.</p> <p>Every farmer will file an undertaking before the Collector at the time of hearing that they would not permit any industry to use the ground water that is being extracted for agricultural activity, unless it is otherwise permissible.</p> <p>It is undisputed that the area in question is a ‘Dark Zone’ for the purpose of extraction of water. Learned counsel appearing for the Applicant points out that the inspection team shall notice by and large all industries are extracting ground water unauthorisedly and do not have permission from the CGWA.</p> <p>Let the Board and the State Government both take steps against these industries in accordance with law.</p> <p>Accordingly, M.A. No. 129 of 2016 stands disposed of without any order as to costs.</p> <p>.....,CP (Swatanter Kumar)</p> |
|--|--|

| | | |
|--|--|--|
| | | <p>.....,JM (Dr. Jawad Rahim)</p> <p>.....,JM (Sonam Phintso Wangdi)</p> <p>.....,EM (Dr. D. K. Agrawal)</p> <p>.....,EM (B.S. Sajwan)</p> |
|--|--|--|

