

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

**Original Application No. 517 of 2015  
(M.A. No. 1247 of 2015)**

**IN THE MATTER OF:**

**Sandeep Kumar Vs. Ministry of Environment, Forests and Climate Change & Ors.**

**CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON  
HON'BLE PROF. A.R. YOUSUF, EXPERT MEMBER**

**Present:**

<b>Applicant :</b>	
<b>Respondent No. 1 :</b>	<b>Mr. Balendu Shekhar adn Mr. Akshay ABROL, Adv. for MoEF</b>
<b>Respondent No. 2 :</b>	<b>Mr. U.K. Uniyal AG, Mr. Rajiv Nanda and Mr. Manish Kr. Vikkey, Advs.</b>
<b>Respondent No. 4 :</b>	<b>Mr. Suraj Prakash, Adv.</b>
<b>Respondent No. 7 :</b>	<b>Mr. Mukesh Verma, Adv. Ms.Bhavna Aggarawal, Adv.MoEF</b>

<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
<b>Item No. 4 December 03, 2015</b>	<p>Heard the Learned Counsel appearing for the Applicant. Notice be issued to the Respondents by Registered post/Acknowledgment due and Dasti as well. Notice returnable on 4<sup>th</sup> January, 2016.</p> <p>Learned Counsel appearing for the Applicant has filed some photographs on record to show that mine operators are not only carrying on mechanised mining which is not permissible but has even installed pipelines for suction of the minerals right from the middle of the river. Further he relied upon a notice issued by the authority, show cause notice showing that there is clear violation of the terms and conditions of the Environmental Clearance granted for mining.</p> <p>Learned Counsel appearing for the Respondent No. 1 and Respondent Nos. 2 to 7 respectively accept notice, waive service and pray for time to file replies. Replies be filed within two weeks from today with advance copy to the Learned Counsel appearing for the Applicant who may</p>

file Rejoinder thereto, if any, within one week thereafter.

Notice be issued to the remaining Respondents.

In the meanwhile, we direct that there shall be no mining activity carried on by Respondent No. 8 in any manner whatsoever. We further direct the Member Secretary of the Haryana State Pollution Control Board, Director form Department of Mining, State of Haryana and Representative from Ministry of Environment & Forest, & CC to conduct an inspection of the site in question and submit a Status Report to the Tribunal . It shall be clearly provided in that report as to whether the mining is being carried on in violation of the conditions of the Environmental Clearance as well as in a mechanised manner and pipeline has been laid down for extraction of minerals. The Superintendent of Police, Yamuna Nagar and Deputy Commissioner, Yamuna Nagar shall ensure that this order of the Tribunal is implemented forthwith.

List the matter on 4<sup>th</sup> January, 2016.

.....,CP  
(Swatanter Kumar)

.....,EM  
(Prof. A.R. Yousuf)