

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

**Original Application No. 58 of 2015
(M.A. No. 186 of 2015, M.A. No. 400 of 2015 & M.A. No. 452 of 2015)**

Ramesh Chand & Ors. Vs. Union of India & Ors.

**CORAM : HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER
HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER**

**Present: Applicant : Mr. Anand Sharma and Mr. Vineet Tayal, Advs.
Respondent Nos. 2 to 6 : Mr. Suryanarayana Singh, AAG State of H.P.
Respondent Nos. 7 to 10 : Mr. Parikshit Kumar, Adv.**

	Date and Remarks	Orders of the Tribunal
	Item No. 01 June 16, 2015 ss	<p>Heard. Perused.</p> <p>On previous date we had directed the Department of Environment, Science and Technology, Government of H.P. to provide answer to the pertinent question as to when the construction alleged to have been raised on Khasra No. 614/46 and Khasra No. 1, 6/1, 8 and 1273/723/4 of Village Salani came into existence. We also awaited answers to the questions whether the resort in question had established a STP for treating domestic sewage, kitchen effluent and, if not, how and where it was being discharged and what is the source of water for running such commercial activity, and whether there is any generator and power backup. Answers to these questions are necessary as the activities complained of have environmental and ecological effects.</p> <p>We wanted these questions to be answered by means of Google imagery in the context with geo-reference points of the existing structures from the field. Today, the Learned Counsel appearing on behalf of the State submits that they have taken Google images of the land in question for the dates 05/12/2002, 29/05/2011, 29/03/2012, 29/05/2013 and 18/11/2013. However, the Google imagery has a limited resolution not sufficient so as to give pointed answers to the questions posed before them. It is</p>

for this reason that the State proposes to appoint a committee of experts in the field to carry out necessary investigation by means of field visit as well as the satellite imaginary available with the Forests Department. The State also proposes to take assistance from the records of the various Departments namely, Revenue, Forests and PWD. The Learned Counsel appearing for the State seeks time for doing the needful in the case.

Time is granted. Necessary investigation shall be completed and a report of the investigation be filed before us on the next date of hearing. Advance copies of the report be furnished to the parties.

In the meanwhile we also expect the individuals concerned with running of the resort in question to fairly answer the questions raised by us vide order dated 31st March, 2015. They have placed before us the permissions from various departments for running the resort in question on parcel and pieces of land bearing Khasra No. 718/4, 719/4, 720/5 and 721/5. However, these permissions do not pertain to Khasra Nos. which we have referred to previously in this order. We therefore, expect that the Learned Counsel appearing for the Respondent Nos. 8 to 11 would seek instructions as to what they propose to do in respect of structures on Khasra Nos. other than the Khasra Nos. in respect of which the permissions have been obtained.

List the case on 14th July, 2015.

.....,JM
(U.D. Salvi)

.....,EM
(Dr. D. K. Agrawal)