

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

**Original Application No. 93 of 2014
(M.A. No. 412/2014)**

**Himalaya Environment & Employment Cooperative Society Ltd.
Vs.
State of Uttarakhand & Ors.**

**CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE M.S. NAMBIAR, JUDICIAL MEMBER
HON'BLE DR. G.K. PANDEY, EXPERT MEMBER
HON'BLE DR. R.C. TRIVEDI, EXPERT MEMBER
HON'BLE MR. RANJAN CHATTERJEE, EXPERT MEMBER**

Present: **Applicant:** **Mr. Aagney Sail, Adv.**
 Respondent No. 1: **Mr. Mukesh Verma, Adv.**
 Respondent No. 2: **Mr. Rahul Verma, Adv.**
 Respondent No. 3: **Ms. P. Batra Singh, Adv.**

Date and Remarks	Orders of the Tribunal
Item No. 11 July 23, 2014	<p style="text-align: center;"><u>M.A. No. 412/2014</u></p> <p>Learned Counsel appearing for the respective parties may file their replies to the M.A. No. 412/2014 as well as main application within two weeks from today with advance copy to the Applicant who may file rejoinder thereto, if any, within one week thereafter.</p> <p style="text-align: center;">List on 27th August, 2014.</p> <p style="text-align: center;"><u>Original Application No. 93 of 2014</u></p> <p>The contention of the learned Counsel appearing for the Applicant is that the project proponent does not have Environmental Clearance (EC) and Forest Clearance (FC) for the construction of the 12 km long road by cutting the hills in the area which is reserved forest and is a virgin area. The Counsel refers to the reply given by the DFO to an RTI that have been placed on record to show that it is a reserved forest area.</p> <p>In view of the above circumstances and if the State Government does not have EC and FC then they would not proceed with further construction of road in that area</p>

but if they have these clearances then this injunction would be non-operational.

List the matter on 27th August, 2014.

Interim order to continue.

.....,CP
(Swatanter Kumar)

.....,JM
(M.S. Nambiar)

.....,EM
(Dr. G.K. Pandey)

.....,EM
(Dr. R.C. Trivedi)

.....,EM
(Ranjan Chatterjee)

