

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

**M.A. No. 570/2013 & M.A. No. 582/2013 in  
In**

**Application No. 50(T<sub>HC</sub>) of 2013**

**And**

**M.A. No. 556/2013 & M.A. No. 584/2013 in  
In**

**Original Application No. 51(T<sub>HC</sub>) of 2013**

**Sh. S.C. Jain Vs. Govt of NCT of Delhi & Ors.**

**And**

**Sh. Nagender Deswal Vs. Chief Secretary & Ors.**

**CORAM :** HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER  
HON'BLE MR. JUSTICE M.S. NAMBIAR, JUDICIAL MEMBER  
HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER  
HON'BLE DR. G.K. PANDEY, EXPERT MEMBER  
HON'BLE MR. RANJAN CHATTERJEE, EXPERT MEMBER

**Present: In Application No. 50(T<sub>HC</sub>) of 2013**

**Applicant:** Appearance not given  
**Respondents No. 1:** Mr. Gaurang Kanth Advocate with Ms. Savyasachi Sahai, Advocate  
**Respondent No.2:** Mr. Anuj Aggarwal, Advocate  
**Respondents No.3:** Ms. Neelam Rathore, Advocate and Mr. Vikramjeet, Advocate  
**Respondent No. 4:** Mr. Vikash Chandra and Mr. Kundan Lal, Advocates  
**Respondents No5:** Mr. A. D. N. Rao Advocate  
**For DSIIDC:** Mr. B. B. Singh, Advocate  
**For SDMC:** Mr. Balendu Shekhar, Advocate  
**For DDA:** Mr. Sangram Patnaik, Mr. Umesh Yadav and Mr. Deepak Singh, Advocates

**In Application No. 51(T<sub>HC</sub>) of 2013**

**Applicant :** Appearance not given  
**Respondents No. 1:** Mr. Gaurang Kanth Advocate with Ms. Savyasachi Sahai, Advocate  
**Respondents No.2:** Mr. Sangram Patnaik, Adv Mr. Umesh Yadav, Adv and Mr. Deepak Singh Adv.  
**Respondent No. 3:** Mr. Balendur Shekhar, Advocate  
**Respondents No.4:** Mr. Somnath, Inspector, SHO, Mayapuri  
**Respondents No.5:** Mr. Sanjeev Ralli Advocate, Mr. D. K. Singh, SEE and Mr. Dinesh Jindal, Law Officer, DPCC  
**Respondents No.6:** Ms. Neelam Rathore with Ms. Sayed Amber, adv.  
**Respondent No. 7:** Mr. Vikash Chandra and Mr. Kundan Lal, Advocates  
**Respondents No8:** Mr. A. D. N. Rao Advocate  
**For DSIIDC:** Mr. B. B. Singh, Advocate  
**For Atomic Energy: Commission** Mr. Anuj Aggrwal, Adv

<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
<b>Item No. 9 &amp; 10 December 18, 2013</b>	Heard. Perused. Learned Counsel appearing for the Respondent No. 5 & 8 in Original application No. 50(T <sub>HC</sub> )/2013 and Original Application No. 50(T <sub>HC</sub> )/2013 respectively- Mayapuri Iron Merchant association submits that Five Members of the Association had applied for the consent to establish and could obtain consent to establish. However, they have not yet obtained consent to operate. As regards to other Members steps would be taken to obtain consent to establish and consent to

operate shortly. Liberty is granted to the Members of the Respondent No. 5 & 8 in the respective applications to move an appropriate authority for obtaining consent to establish and consent to operate. Learned Counsel for the said parties submits that they would be making applications for such consents without prejudice to their rights and contentions in the present Application.

Learned Counsel appearing for Respondent No. 4 and Respondent No. 8 in Original application No. 50(THC)/ 2013 and Original Application No. 50(THC)/ 2013 respectively – Old Motor & Machinery Parts Dealer Welfare Association further submits they have yet to apply for the consent to establish and operate. However, they would be taking requisite steps within one week. He also makes a statement that none of their members are using any gaseous or electric cutters in dismantling of heavy machinery, generator, tractor, transformer, etc.

The Applicant in person points out that except Associations others have filed their replies in the Original application No. 50(THC)/ 2013 and Original Application No. 50(THC)/ 2013. The Applicants have also filed their responses to the Applications moved on behalf of the associations for clarification of the order dated 8<sup>th</sup> May, 2013.

Learned Counsel appearing for Associations seeks time to file replies in the original application. Three weeks time is granted to file their replies. Rejoinders thereto if any, be filed within one week thereafter.

Learned Counsel appearing for Respondent No. 2, (DDA) submits that a report in compliance of our order dated 8<sup>th</sup> May, 2013, has already been filed. In the meanwhile, the Respondent-Associations shall tender before the Tribunal a complete list of their Members along with details of their operations which they carry out on or before the next date of hearing.

List the matter on 21<sup>st</sup> January, 2014.

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

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

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

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

.....,EM  
(Ranjan Chatterjee)

