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

## Original Application No. 268/2015

## Sanjay Arora V/s. Govt. of NCT Delhi & Ors.

## HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER **CORAM:** HON'BLE MR. RANJAN CHATTERJEE, EXPERT MEMBER

**Present:** 

Applicant / Appellant Respondent no.1, 3 & 4 Respondent no.2

: Ms. Shilpa Chohan : Mr. Mamla Tondon, Mr. V.K Tondon, Advs :Mr. Ardhendu Mauli Prasad, Mr. V.V Vardhan,(CGWA) Adv : Ms. Sakshi Popli, Adv

Respondent no. 5& 6

Date and Remarks	Orders of the Tribunal
Item No. 2	
August 20, 2015	Heard. Perused.
	Proof of service is filed. It reveals that all the
	respondents have been duly served. Service is complete.
	Learned counsel appearing on behalf of respondent
EL	no.1, Government of NCT and respondent no. 4, SDM
2	submits that the unauthorized bore well which is situated
	on the public street was sealed on 07.08.2015 by cutting
21	the water line which facilitates the abstraction of ground
	water from the bore well and sealing the mouth of the cut
	water line thereafter. However, learned counsel
	appearing on behalf of the applicant submits that despite
	the sealing being done on 07.08.2015 by the SDM, the
	respondent no. 7, Ms Seema Gautam has caused the seal
	to be broken and restored the water line and the
	abstraction of the ground water thus continues.
	Learned counsel appearing on behalf of respondent
	no. 1, 3 & 4 submits that the inspection of the said spot
	has been carried out yesterday in order to ascertain truth

of the assertions made by the applicant, and upon inspection it was found that the seal was broken and, therefore, the SDM is taking steps for lodging a complaint with the local police station against the respondent no.7, Ms. Seema Gautam. SHO of the local police station i.e Amar Colony, Delhi shall duly take the cognizance of the said complaint in accordance with the law and cause the confiscation of the implements used for abstraction of the ground water namely the submersible pump etc. to be made. The mouth of the bore well shall be permanently closed by putting a concrete slab over it. Report of the compliance of the order be placed before us on the next date. Cost of Rs. 10000/- is imposed on respondent no.7, Ms. Seema Gautam in respect of the actions which the authorities have been compelled to take. This cost shall be recovered by the SDM from respondent no.7, Ms. Seema Gautam, and shall enure to the State.

List the matter on 08.09. 2015 for consideration of the issue of imposing compensation on respondent no.7 for the damage caused to the environment by the unauthorized abstraction of the ground water.

List the matter on 08.09.2015.

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

....,EM (Ranjan Chatterjee)