BEFORE THE NATIONAL GREEN TRIBUNAL, PRINCIPAL BENCH, NEW DELHI

Original Application No. 168 of 2016

IN THE MATTER OF:

Society for Protection of Environment and Bio-diversity Vs. Union of India & Ors.

CORAM :HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON HON'BLE MR. JUSTICE RAGHUVENDRA S. RATHORE, JUDICIAL MEMBER HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER

Present: Applicant:

Date

Remarks

Respondent No. 3:

and

Mr. Sanjay Upadhyay, Ms. Divya Sharma and Mr. Salik Shafique, Advs. Mr. Rajiv Bansal, Mr. Kush Sharma, and Ms. Arptia, and Mr. Anirudh Chadha, Advs. Ms. Sakshi Popli, Adv. for MoEF Mr. B. V. Niren, Adv. for CGS Orders of the Tribunal

Item No. 06 Learned Counsel appearing for the Ministry of September Environment, Forests and Climate Change submits that 30, 2016 they are in the process of amending the EIA Notification, jg 2006. According to her the draft Notification has already been published and objections/suggestions have been invited and after expiry of the Statutory period they would issue the final Notification after considering the objections filed. Learned Counsel appearing for the DDA on instruction from Director of Planning submits that DDA has already notified the unified building bye laws, however, the chapter on environment conditions for sanctioning building plans would not be put into practice/implemented till Ministry of Environment, Forests and Climate Change give its approval/concurrence. The Learned Counsel appearing for the applicant has raised an issue with regard to the unified bye laws being in conflict with the Notification of EIA, 2006. According to the applicant these objections should be considered.

Item No.

06

September 30, 2016

jg

In view of the statement made by the Learned Counsel appearing for the respective parties, we are of the considered view that nothing survives in this application.

The respective authorities will abide by their statements. We also direct the Ministry of Environment, Forests and Climate Change to consider the objections of the applicant before issuing final Notification so that the unified building bye laws are not in conflict with EIA Notification, 2006.

In view of the above, the Original Application No.168 of 2016 stands <mark>di</mark>sposed of with no order as to cost.

(Swatanter Kumar)

.....JM (Raghuvendra S. Rathore)

.....,EM (Bikram Singh Sajwan)