

BEFORE THE NATIONAL GREEN TRIBUNAL,
PRINCIPAL BENCH, NEW DELHI

Original Application No. 92 of 2013

Kallpavalli Vriksha Pempakamarula & Ors.Vs. Union of India &Ors.

**CORAM : HON’BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON’BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER
HON’BLE DR. D.K. AGRAWAL, EXPERT MEMBER
HON’BLE MR. B.S. SAJWAN, EXPERT MEMBER
HON’BLE DR. R.C. TRIVEDI, EXPERT MEMBER**

Present: **Applicant:** **Appearance not given**
 Respondent No.2&3: Mr. P. Venkat Reddy & Mr. V. Pattabhi Ram,
 Advocate
 Respondent No.4: Mr. Nikhil Nayyar, Advocate and Mr. Ambuj Agrawal,
 Advocates
 RespondentNo.5: Mr. Shyam Diwan, Sr. Advocate, Mr. Himinder Lal,
 Advocate and Ms. Rajni Lal, Advocate

| Date and Remarks | Orders of the Tribunal |
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| Item No. 14 December 11, 2013 | <p>We have heard Learned counsel appearing for the parties at some length.</p> <p><i>Prima facie</i>, we find no substance in this Application particularly in the face of the fact that the Project has already been established and become operational. Furthermore, for restoration of the ecological damage, the Applicant has received admittedly 20 lakhs from the Project Proponent.</p> <p>Mr. Shyam Diwan, Learned Sr. Advocate appearing for the Respondent No. 5 contended that the compensation prayed relates to the death of cows one caused due to the vehicular accident and other eating plastic which was allegedly used for the purposes of packing material received by the Project Proponent on the side. However, Learned counsel appearing for the Applicant prays for time to file an Affidavit by way of giving expert evidence regarding ecological and environmental loss as a result of the establishment of the wind mills. By way of last opportunity, we grant two weeks’ time to the Applicant to do the needful. In the event of default, we will be compelled to dismiss this Application.</p> <p>List on 16th January, 2014.</p> <p>.....,CP (Swatanter Kumar)</p> |

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

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

.....,EM
(B. S. Sajwan)

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

