

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

**M.A. No. 564 of 2014
In
Original Application No.165 of 2014**

Rahul Nagar Vs. Govt. of NCT of Delhi & Ors.

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

Present: Applicant: Mr. Gaurav Kr. Bansal, Adv.
Respondents: None appeared

	Date and Remarks	Orders of the Tribunal
	Item No. 2 September 1, 2014	<p>Heard the Learned counsel appearing for the Applicant.</p> <p>The learned counsel appearing for the Applicant has brought to our notice various Orders passed by the Hon'ble Supreme Court of India as well as this Tribunal prohibiting illegal and unscientific mining particularly on the river banks. The Applicant has annexed photographs of the trucks which are carrying the illegally extracted sand from the river bed of Yamuna. The learned counsel also relies upon the letter dated 19th August, 2014 addressed by the Assistant Engineer to the Station House Officer stating that plying of truck filled with sands on the Jagatpur bund may cause damages to the bund itself which shall render the nearby residential area vulnerable to flood. It is also stated that these trucks filled with sand are plying in Jagatpur Bund which is illegal. Copy of this letter has been sent to SDM, Civil Line but it appears that no action has been taken either by the SDM or by the Police Authorities.</p>

In view of the above circumstances while issuing notice, we direct all the concerned Authorities particularly Respondent No. 2, 5 and 6 to ensure that no illegal mining is carried out on the riverbed of Yamuna and no mining is permitted without obtaining Environmental Clearance and consent from DPCC or any other competent authority in accordance with law and as per the Orders of the Hon'ble Supreme Court of India.

The SHO of Timarpur and SHO of Bewari should ensure compliance of this Order without default. They be informed accordingly.

Notice be issued to all the Respondents by registered post/acknowledgment due and Dasti as well.

Requisites to be filed within three days from today.

Notice returnable on 09th October, 2014.

.....,CP
(Swatanter Kumar)

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

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

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

.....,EM
(Ranjan Chatterjee)