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

## Original Application No. 459/2015

Rajeev Suri Vs. Commissioner, SDMC & Ors.

CORAM: HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER

HON'BLE Mr. RANJAN CHATTERJEE, EXPERT MEMBER

Present: Applicant / Appellant : Mr. Rajeev Suri, Adv.

Respondent No. 1 : Mr. Balendu Shekhar, Mr. Vivek Jaiswal,

Orders of the Tribunal

Advs.

**Date** 

and

Respondent No. 2 : Mr. B.V. Niren, Adv. Respondent No. 4 : Mr. Tarunvir Singh, Adv.

Remarks	(April)
Item No. 02 December 17, 2015	H <mark>eard. Perused</mark> .
В	Respondent no. 3 makes a statement that
	Re <mark>spondent No. 3, Govern</mark> ment of NCT Delhi has no role
2001	in the case and as such they do not wish to put in their
2 Z	reply.
A	Expressing environmental concern about the
11.9	encroachment of park/green area located in the main
1 2	market of Defence Colony, New Delhi-110021, more
11/1/20	particularly shown in the photographs-Annexure 1 and
	Plan Annexure 3 to the application, upon construction
	of toilet, the applicant is seeking its demolition in the
	present application.
	Except bland statement that it is a park/green
	area there is nothing concrete to substantiate bland
	statement of the applicant. Contrary thereto are the
	facts disclosed in the reply of the Respondent No. 1-
	SDMC, dated 21.11.2015. SDMC reveals in
	unequivocal terms that the land on which the toilet has
	been constructed is not a green belt/park as reported
	by the Horticulture Dept. of the SDMC vide annexure A

to the reply. It is further reveled that the construction of toilet block has been done to provide separate facility for women and physically challenged persons in addition to one urinal block which is meant for gents already standing there.

No substantial question of environment, therefore, arises in the present case. In fact, it appears that the construction of the toilet block has been undertaken to provide additional facility for women and physically challenged persons in the Defence Colony market which will promote better sanitary conditions in the locality. Hence, rejected with no order as to cost.

