

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

**M.A. NO. 489/2013, 491/2013, 565/2013 & 609/2013**

**IN**

**Original Application No. 89 of 2013**

**Akash Vashishtha & Anr.Vs.Union of India &Ors.**

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

**Present:** Applicant in M.A. 489/2013  
And 491/2013: Mr. Amit Seth, Advocate  
Applicant in M.A. 609/2013: Mr. Kailash Pandey  
Respondent No1: Ms. P. Batra Singh, Adv.  
Respondent No.2&3: Mr. Gaurav Bhatia, Add. A.G. U.P. and Ms. Savitri Pandey, Advocate, Mr. Raman Yadav, Advocate  
Respondent No.5: Mr. D. Rajeshwar Rao and Mr. Charanjeet, Advocates  
Respondent No.7: Mr. Ruchir Mishra, and Mr. R. Mishra, Advocates  
Respondent No.8: Mr.Gaurav Bhatia, Add. A.G. U.P., Mr. Gautam Demala Advocate and Mr. Pankaj Pandey, Adv.  
Respondent No.9 & 12: Ms. Reena Singh AAG, UP and Ms. Bhakti Sethi, Adv.  
Respondent No.10: Ms.Sushma Singh, Advocate  
Respondent No.11: Ms Jyoti Saxena with Mr. M. P. Shorawale, Advocates  
Respondent No.14: Mr. Ravi P. Mehlotra, Mr. Abhinav Kumar Malik, Advocate  
Respondent No.15: Mr.Balendu Shekhar, Adv.  
Respondent No.16: Mr. Harsh Pandey, Advocate  
Respondent No. 20, 21, 21: MR. G.S. Raghav and Mr. Pankaj Kr. Advocate

<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
<b>Item No. 9 January 10, 2014</b>	<p>Learned counsel appearing for the State of Uttar Pradesh and NOIDA Authority submits that in furtherance to the Order of the Tribunal they had filed an Affidavit dated 02<sup>nd</sup> December, 2013 filed on 08<sup>th</sup> January, 2014 clearly stating the law under which the Flood Plain and permissible activity therein has been spelt out.</p> <p>He further states that representations of the Noticees nearly 48 have been decided by the State of Uttar Pradesh and 32 by the NOIDA Authority. Let copies of the Orders passed by the State of Uttar Pradesh and NOIDA Authority be supplied to all the Noticees who will obviously be at liberty to take actions in accordance with law.</p> <p>Some of the Learned counsel appearing Respondents/Noticees submit that they had not received</p>

the copy of the Affidavit dated 02<sup>nd</sup> December, 2013 filed on 08<sup>th</sup> January, 2014. Let copy of the said Affidavit be also furnished to the Learned counsel who have not received the Affidavit.

Liberty is granted to the Noticees/Respondents to file the Replies to this Affidavit within two weeks from today with advance copies to the Learned counsel appearing in the case particularly on behalf of the State of Uttar Pradesh and NOIDA Authority.

In the meanwhile, we also direct the Learned counsel appearing for the Ministry of Environment and Forests to reveal their clear stand with regard to the controversy in the present case.

List on 06<sup>th</sup> February, 2014.

.....,CP  
(Swatanter Kumar)

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

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

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

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

