

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

Original Application No. 21/2014

(M.A. No. 828/2017, M.A. No. 829/2017, M.A. No. 889/2017, M.A. No. 1177/2017, M.A. No. 1314/2017, 1341/2017, 1345/2017, 1350/2017, 1351/2017, M.A. No. 1361 of 2017, M.A. No. 1366 of 2017, M.A. No. 1371 of 2017, M.A. No. 1375/2017, M.A. No. 1384/2017, M.A. No. 1387 of 2017, M.A. No. 1423/2017, M.A. No. 1424/2017 M.A. No. 1425/2017, M.A. No. 1431 of 2017 and M.A. No. 1435 of 2017)

And

Original Application No. 95/2014

(M.A. No. 1156 of 2016)

And

Original Application No. 303/2015

And

Original Application No. 609 /2016

And

Original Application No. 179 of 2016

(M.A. No. 1388/2017 & M.A. No. 1389/2017)

IN THE MATTER OF:

Vardhaman Kaushik Vs. Union of India & Ors.

And

Sanjay Kulshrestha Vs. Union of India & Ors.

And

Supreme Court Women Lawyers Association Vs. Union of India & Ors.

And

Diya Kapur & Ors. Vs. Union of India & Ors.

And

Mahendra Pandey Vs. Govt. of NCT of Delhi & Ors.

**CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE DR. JUSTICE JAWAD RAHIM, JUDICIAL MEMBER
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER**

Present: Applicant :

Mr. Sanjay Upadhyay Ms. Upama Bhattacharjee, ms. Sharmishtha Shukla and Mr. Saumitra Jaiswal, Advs.

Mr. Shivam Bajaj., Adv in M.A. No. 1384

Mr. Rajneesh Bhardwaj and Mr. Raj Kishan and Mr. Rahul Sharma and Mr. Tarun, advs

Mr. Pinaki Mishra, Sr. Adv, Mr. Sudhir Mishra and Ms. Ritwick Nanda, Adv

Mr. Dinesh Jindal, LO for Delhi Pollution Control Committee

Mr. Bhanwar Pal Singh Jadon and Dr.

Sandeep Singh, Adv.

Mr. Pradeep Misra and Mr. Daleep Kr.

Dhyani, Adv.

Mr. Soumyajit Pani, Adv with Mr. Chittaranjan Singh, Adv.

Dr. Sandeep Singh and Mr. Vinay Pal, Adv.

Mr. Dinesh Kumar Garg, Adv. and Mr. Deepak Mishra, Adv.

Adv. for State of Uttarakhand

Mr. Krtika Sachdeva and Mr. Mukesh Kumar, Adv

Mr. Raman Yadav and Ms. Varnita Rastogi, Adv. for

GDA

Mr. Amit Agarwal, Adv. for WBPCB

Ms. Deep Shikha Bharati, Adv. for MoEF

Mr. Shuvodeep Roy Adv. for State of Assam

Mr. V. K. Shukla, Adv for State of M.P.

Mr. Pradeep Misra, Mr. Daleep Dhyani, Adv. for

UPPCB

Mr. Sumit Kishore, Adv. for PNGRB

Ms. Priyanka Sinha, Ms. Ajita Tandon Adv.

Mr. Rajul Shrivastava, Adv. for MPPCB
Mr. Kshitiz Ahuja, Adv.
Mr. Gaurav Dubey, Adv.
Mr. Ajay Marwah for HPPCB
Mr. D. K. Thakur, AAG for State of Himachal Pradesh
Mr. Pradeep Mishra and Mr. Daleep Dhyani, Adv for
UPPCB
Mr. Vibhav Misra, Ms. Saumya Misra and Mr.
Yashveer Singh, Advs. for DTC
Mr. Devraj Ashok, Adv.
Mr. Guntur Prabhakar and Mr. Guntur Pramod Kumar
and Mr. Prashant Mathur, Advs.
Mr. Raja Chatterjee, Mr. Piyush Sachdev, Advs. for
State of West Bengal
Ms. Priyanka sinha and Ms. Ajita Tondon, Adv. for
Jharkhand
Mr. Atul Jha, Adv. for State of Chhattisgarh
Mr. Rajkumar, Adv with Mr. Bhupender L.A for
CPCB
Mr. Jayesh Gaurav, Adv. for JSPCB
Mr. Anil Grover, AAG & Mr. Rahul Khurana , Adv. for
HSPCB, MCG, MCF & HUDA
Mr. A.K. Prasad and Mr. Shashank Saxena, Advs. for
MoPNG
Mr. Ravindra Kumar, Adv. for NOIDA & Greater
NOIDA
Ms. Sakshi Popli and Mr. Tarun, Advs
Mr. Rakesh Sharma Mr. V. Mowli, Advs. for State of
TN and TNPCB
Mr. Gopal Singh, Mr. Rituraj Biswas, Advs. for State
of Tripura
Mr. Anil Shrivastav, and Ms. Sujaya Bardhan and Mr.
Rituraj Biswas, Advs.
Mr. Raj Kumar, Adv. with Mr. Bhupender Kumar, LA
for Central Pollution Control Board
Mr. Mukesh Verma, Adv. for MPCB
Mr. Mukul Singh, Adv. for Ministry of Environment,
Forest and Climate Change
Mr. R.S. Suri, Sr. Adv. and Mr. Varun Khanna, Adv.
Mr. Tarunvir Singh Khehar and Ms. Guneet Khehar,
Mr. Sandeep Mishra, Advs. for GNCTD
Mr. Rajiv Bansal, Sr. Adv., Mr. Kush Sharma, Mr.
Lalit Mohan and Ms. Malvika, Advs for Delhi
Development Authority
Mr. Arjun Sawhney adv in M. a. No. 1435/2017
Mr. Rahul Singhal, Adv., Mr. Anchit Sharma, Mr.
Dipankar Wadhwa, MrAdvs.
Ms. Aruna Mathur, Mr. Avneesh Arputham and Ms.
Anuradha Arputham, , and Ms. Simran Jeet, Advs.
For State of Sikkim & Pollution Control Board
Dr. Abhishek Atrey, Adv. for Ministry of
Environment, Forest and Climate Change
Ms. Yogmaya Agnihotri, and Ms. Prity, Advs.for CECB
Mr. Tarveen Singh Nanda, Mr. Anchit Sharma and Mr.
Satumita Ghosh, for Delhi Cantonment Board
Mr. Soumyajit Pani and Mr. Chittaranjan Singh, Adv
for State of Odisha,
Mr. Om Prakash, Adv.
Mr. Gautam singh and Ms.. Shibani Ghosh advs.
Mr. Nishe Rajen Shonker and Ms. Anu K. Joy, Advs.
for State of Kerala.
Mr. Parag Tripathi, Sr. Adv., Mr. R.S. Suri, Sr. Adv
and MR. Abeer Kumar, Adv.
Mr. Jayesh Gaurav, Adv.
Ms. Hemantika Wahi and Ms. Puja Singh Advs.
Dr. Sandeep Singh and Ms. Priyanka Swami and Mr.
Vinay Pal, Advs. for State of Uttar Pradesh
Mr. Dileep Poolakkot, Adv.
Mrs. Rani Chibber and Ms. Priyanka Sony, Advs.
Mr. Jogy Scaria, Adv., Ms. Beena Victor, Mr. Reeghan
S. Bal, Ms. Mrianda Solaman Advs. for Kerala State
Pollution Control Board
Ms. Sumedha Dang, Adv.
Mr. Edward Belho, AAG, K. Luikang Michael and Ms.
Ms. Hoineithiam Advs. For Nagaland.
Ms. Priyanka Swami, Adv. for Ghaziabad Nagar
Nigam and State of UP
Ms. Aditi Singh Adv. for Narendra Pal Singh Adv and
Mr. Dinesh Jindel LO
Dr. Sanjay Kulshreshtha, Applicant in person
Mr. Rishabh Sharma, Advs.

Mr. Gautam Singh, Mr. Rudreshwar Singh Advs. for BSPCB
 Mr. Gautam Singh and Mr. Sohoab Alam, Advs. for State of Bihar
 Mr. Balendu Shekhar, Adv., Mr. Sriansh Prakash, Mr. R.K. Maurya, Mr. Ravi Gopal Advs. for East Delhi Municipal Corporation
 Mr. Shubham Bhalla, Adv.
 Mr. Pragyan Pradip Sharma, Adv Ms. Nitesh , Advs.
 Mr. S.M. Sharma and Mr. Saurabh Rajpal, Advs. for State of Rajasthan and RSPCB
 Ms. Prity, Adv.
 Dr. Abhishek Atrey, Adv.
 Ms. Priyanka Ghorawat, Adv.
 Ms. Shashi Juneja Adv.
 Mr. A.R. Takkar, with Mr. Amarjeet & Ms. Shriya Takkar, Advs. for Ambica Steel Ltd.
 Mr. K.V. Jagdishvaran, Mr. Bhupesh Narula & Mr. G Indira, Advs. for UT of Admanan and Nicobar Administration
 Ms. Priyanka Sinha, Adv. for State of Jharkhand
 Dr. Sandeep Singh, Adv., Mr. Utkarsh Sharma and Mr. Vinay Pal, Adv. for State of Uttar Pradesh
 Mr. D. Rajeshwar Rao and Mr. Abhinav Srivastav, Adv for Delhi Police
 Ms. Alpana Poddar and Mr. Bhupendra Kumar, LA and Mr. Kamal Bandhu, ALO
 Ms. Puja Kalra, Adv.
 Mr. Ankur Chhibber and Mr. Nitish Negi, Mr. Nawani, Advs.
 Mr. Gautam Dhamija, Adv.
 Mr. Rishabh Sharma, Mr. Nitish NEgi, Adv. and Mr. Nawani, Assismand Engineer
 Mr. Rajneesh Bhuj, Mr. Raj Kishan Gaur, Mr. Rahul Sharma and Mr. Tarun Aggarwal, Advs.
 Mr. Tarunvir Singh Khehar, Ms. Guneet Khehar, Mr. Sandeep Mishra Advs.
 Mr. Ajay Kumar Misra, Sr. Adv., Mr. Vandil Misha and Ms. Anuradha D. Mishra, Advs.
 Mr. Y.D. Sharma, Adv.
 MR. Krishna Menon, Mr. Gautam Bhanja and Mr. Daniya Nayyar, Advs.
 Mr. Pinaki Misra, Sr. Adv. and Mr. Manoj Kumar and Ms. Geeta Das, Adv.
 Mr. Sanchar Anand and Mr. Apoorv Singhal, Advs.
 Mr. Jitendra Kumar Tripathi and Mr. simar Pal, Advs.
 Mr. Shibashish Mishra and Mr. sylona Mohapatra, Advs.
 MS. Somya Rathore, Advs.
 Mr. Naginder Benipal, Adv. for PPCB
 Mr. Pinaki Misra and Mr. Mayank Das, Advs. for NBCC
 Ms. Shyel T. and Mr. Rishabh Sharma,. Advs.
 Mr. Manoj Kumar Das adv.
 Ms. Sugandama Batra, Adv.
 Mr. Arun K. Sinha, Advs.
 Mr. Rajueesh Bhardwaj and Mr. Aj Kishan Gaur, Advs.
 Mr. M. Paikaray and Mr. S. Panda and Mr. A. K. Panda, Advs.
 Mr. Shubham Bhalla and Ms. Roopam Rai, Advs.
 Mr. Arun Monga and Ms. Divya Sharma, Advs.

	Date and Remarks	Orders of the Tribunal
	Item No. 38 to 42 November 24, 2017	<p style="text-align: center;"><u>M. A. No. 1423/2017</u></p> <p>Nobody is present on behalf of the applicant. The M. A. No. 1423/2017 stand dismissed for default of appearance.</p>

	<p>Item No. 38 to 42</p> <p>November 24, 2017</p>	<p><u>M. A. No. 1424/2017</u></p> <p>Nobody is present on behalf of the applicant. The M. A. No. 1424/2017 stand dismissed for default of appearance.</p> <p><u>M. A. No. 1425/2017</u></p> <p>Nobody is present on behalf of the applicant. The M. A. No. 1425/2017 stand dismissed for default of appearance.</p> <p><u>M. A. No. 1431/2017</u></p> <p>Notice. We have heard the Learned Counsel appearing for the applicant. Copy of this application be provided to all the Learned Counsel appearing in this case.</p> <p>List the matters on 28th November, 2017.</p> <p><u>M. A. NO. 1341/2017</u></p> <p>We have heard the Learned Counsel appearing for the parties. We allow this Application and direct the Director of Transport authority to register two heavy commercial diesel vehicles (BS-IV) on the following conditions:</p> <ol style="list-style-type: none"> 1. That the new vehicles that are sought to be registered now should be BS-IV compliant. 2. The Applicant shall file an Affidavit before the Tribunal as well as before RTO that they do not possess or engage any diesel vehicle/truck which is more than 10 years old for the purpose of transporting of aviation turbine fuel granted by Oil Market Company . 3. It is also directed to furnish details of the other vehicles owned by this Applicant in the form of
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	<p>Item No. 38 to 42</p> <p>November 24, 2017</p>	<p>Affidavit.</p> <ol style="list-style-type: none"> 4. The said vehicle should be duly maintained and used only for exclusive purpose of transporting of aviation turbine fuel and no other use. 5. It should not increase the width or height of the vehicles and it should be strictly within the specified limit. 6. All these vehicles will be fitted with GPS. 7. The log-book shall also be maintained. <p>With the above direction, M.A. No. 1341 of 2017 stands disposed of accordingly.</p> <p><u>M. A. NO. 1345/2017</u></p> <p>We have heard the Learned Counsel appearing for the parties. We allow this Application and direct the Director of Transport authority to register the three heavy commercial diesel vehicles(BS-IV) on the following conditions:</p> <ol style="list-style-type: none"> 1. That the vehicles that are sought to be registered now should be BS-IV compliant. 2. The Applicant shall file an Affidavit before the Tribunal as well as before RTO that they do not possess or engage any diesel vehicle/truck which is more than 10 years old for carrying on the LPG Gas Cylinders. 3. It is also directed to furnish details of the other vehicles owned by this Applicant in the form of Affidavit. 4. The said vehicles should be duly maintained and used only for exclusive purpose for carrying LPG Gas Cylinder and no other use.
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	<p>Item No. 38 to 42</p> <p>November 24, 2017</p>	<p>5. It should not increase the width or height of the vehicles and it should be strictly within the specified limit.</p> <p>6. All these vehicles will be fitted with GPS.</p> <p>7. The log-book shall also be maintained</p> <p>With the above direction, M.A. No. 1345 of 2017 stands disposed of accordingly.</p> <p><u>M. A. NO. 1350/2017</u></p> <p>We have heard the Learned Counsel appearing for the parties. We allow this Application and direct the Director of Transport authority to register the three heavy commercial diesel vehicles (BS-IV) on the following conditions:</p> <ol style="list-style-type: none"> 1. That the vehicles that are sought to be registered now should be BS-IV compliant. 2. The Applicant shall file an Affidavit before the Tribunal as well as before RTO that they do not possess or engage any diesel vehicle/truck which is more than 10 years old for carrying on the LPG Gas Cylinders. 3. It is also directed to furnish details of the other vehicles owned by this Applicant in the form of Affidavit. 4. The said vehicles should be duly maintained and used only for exclusive purpose for carrying LPG Gas Cylinder and no other use. 5. It should not increase the width or height of the vehicles and it should be strictly within the specified limit. 6. All these vehicles will be fitted with GPS.
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	<p>Item No. 38 to 42</p> <p>November 24, 2017</p>	<p>7. The log-book shall also be maintained</p> <p>With the above direction, M.A. No. 1350 of 2017 stands disposed of accordingly.</p> <p><u>M. A. NO. 1351/2017</u></p> <p>We have heard the Learned Counsel appearing for the parties. We allow this Application and direct the Director of Transport authority to register the ten heavy commercial diesel vehicles (BS-IV) on the following conditions:</p> <ol style="list-style-type: none">1. That the vehicles that are sought to be registered now should be BS-IV compliant.2. The Applicant shall file an Affidavit before the Tribunal as well as before RTO that they do not possess or engage any diesel vehicle/truck which is more than 10 years old for carrying on the LPG Gas Cylinders.3. It is also directed to furnish details of the other vehicles owned by this Applicant in the form of Affidavit.4. The said vehicles should be duly maintained and used only for exclusive purpose for carrying LPG Gas Cylinder and no other use.5. It should not increase the width or height of the vehicles and it should be strictly within the specified limit.6. All these vehicles will be fitted with GPS.7. The log-book shall also be maintained <p>With the above direction, M.A. No. 1351 of 2017 stands disposed of accordingly.</p>
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	<p>Item No. 38 to 42</p> <p>November 24, 2017</p>	<p>List the matters on 28th November, 2017.</p> <p>.....,CP (Swatanter Kumar)</p> <p>.....,JM (Dr. Jawad Rahim)</p> <p>.....,EM (Bikram Singh Sajwan)</p>
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