

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

**Original Application No. 184 of 2013
(M.A. No. 865 of 2013 & M.A. No. 669 of 2014)**

Gurpreet Singh Bagga Vs. MoEF Vs. Ors.

**CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE M.S. NAMBIAR, JUDICIAL MEMBER
HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER
HON'BLE PROF. A.R. YOUSUF, EXPERT MEMBER**

Present:

Applicant:

Respondent No. 1: Mr. Vikas Malhotra & Mr. M.P. Sahay, Advs.

Respondent No. 2 to 5: Ms. Reena Singh AAG of UP, Advs with Ms. Sakshi Mehley, Adv.

Respondent No.6: Ms. Savitri Pandey & Ms. Azma Parveen Advs.

Respondent No. 7: Mr. Neeraj Jain Singh and Mr. Anupam Mishra, Advs.

Respondent No. 8 : Mr. S.P. Singh, Sr. Adv. with Ms. Kalyan Dutt, Adv.
Mr. Anil Grover, AAG, Haryana with Mr. Rahul Khurana, Adv. With Mr. Pravesh Sharma, Mining Engineer, Haryana.

Date and Remarks	Orders of the Tribunal
<p data-bbox="315 1123 483 1292">Item No. 12 August 18, 2015</p>	<p data-bbox="513 1158 1443 1647">In furtherance to our order dated 17th August, 2015, the Learned Counsel appearing for the State of Haryana submits that the contention raised against the State are incorrect and no authority has indicated that the State of Haryana is carrying on illegal mining in relation to the sites in question. Let the State of Haryana file an affidavit interalia but primarily on the following:-</p> <p data-bbox="529 1682 1443 2018">(a) Whether in the report of CEC filed before the Hon'ble Supreme Court of India, the State of Haryana was found carrying on any illegal mining activity either in its own territory or on the border of State of Uttar Pradesh on river Yamuna.</p> <p data-bbox="529 2059 1443 2319">(b) Whether the State of Haryana received any letter as stated in the application making complaints of illegal mining from state of Uttar Pradesh that illegal mining is being carried on in the Uttar Pradesh area</p>

of river Yamuna and if so what is the stand of the State of Haryana and what action did the State take.

- (c) What is the extent of Stone Crushing activity carried on in Yamuna Nagar belt in the State of Haryana. What are the sources of raw material and the capacity of those Stone Crushers.
- (d) If any mining is being carried out in this belt, the extent of mining lease/licenses granted by the State Government, the extent of the extraction and the extent of restitution required in this area.

Let the affidavit be filed within 10 days from today.

The MoEF also shall file an affidavit within the same period taking a clear stand as well as placing on record the Environmental Clearance granted or renewed for mining and particularly in the light of the facts that CEC in its report before the Hon'ble Supreme Court of India had clearly stated that illegal and unauthorized mining was carried on in the State of U.P. area, including by the Noticees herein.

List this matter for disposal on 31st August, 2015.

.....,CP
(Swatanter Kumar)

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

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

.....,EM
(Prof. A.R. Yousuf)