

that illegally and unauthorisedly extracted sand has been handed over to the people against whom the cases are registered.

We direct the Secretary of Mines, State of Rajasthan to file a personal Affidavit as to under what law illegally and unauthorised extracted minor mineral is handed over to the offenders, particularly, when such persons have no consent from the Rajasthan PCB and have also no Environmental Clearance from the competent authority.

3. According to this officer still illegal mining is going on of course at a much lesser scale. We direct the Dy. Commissioner, SSP and Director of Mining to ensure that no illegal and unauthorised mining is permitted and /or carried out at any cost in the area which is the subject matter in the present case.

4. The State shall serve notice to all the 93 persons who have carried out illegal and unauthorised mining to appear before the Tribunal on the next date of hearing and to show cause why they be not directed to pay compensation for degradation and destruction of Environment at the site in question.

The order already passed “that no heavy vehicle including tractor and heavy trucks would be permitted to enter into the river bed” shall strictly be adhered to and implemented by the competent authority, who shall personally be responsible to compliance thereof.

5. We make it clear that in the event of default and non compliance on behalf of the State we would be compelled to attach the accounts of the State

Government as well as issue Notice as to why defaulting and disobedient officer will not require to face civil imprisonment in accordance with law.

6. The Learned Local Commissioner who is present today is at liberty to visit the site in question. The State shall pay his fee for the next visit as well as for the previous visit as directed in our earlier order.

7. The State will also file report before the Tribunal in terms of our previous order in relation to the falling of the bridge.

List the matter on 6th August, 2015.

M. A. No. 679 2015

The Learned Counsel appearing for the parties are granted liberty to file replies to this Application. Let the Replies be filed within two weeks from today with advance copy to the Applicant who may file Rejoinder thereto, if any within two weeks thereafter.

List the matter on 6th August, 2015.

.....,CP
(Swatanter Kumar)

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

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

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