

BEFORE THE NATIONAL GREEN TRIBUNAL, CENTRAL ZONAL BENCH, BHOPAL

Original Application No.42/2013
Smt. Sunita Devi Kol Vs. Union of India & Ors.

CORAM : HON'BLE MR. JUSTICE DALIP SINGH, JUDICIAL MEMBER
HON'BLE MR. P.S. RAO, EXPERT MEMBER

PRESENT : Applicant : None appered
Respondent no. 2,3,4,5 & 6 : Shri Sachin K. Verma, Advocate with
Shri Ayush Dev Bajpai, Advocate
Shri Vikas Soni, OIC
(Resp. No. 5) Shri R.L.S.Parashe, SDO & OIC
(Resp. No. 4 &6) Shri R.N.Mishra, Mining Officer, Rewa &
OIC

Date and Remarks	Orders of the Tribunal
<p>Item No. 2 9th January, 2014</p>	<p>Heard Learned Counsel for the parties. From the reply filed and the annexed documents Annexure-R (C-2) consisting the orders dtd. 12.12.2013 issued by the Collector (Mines), Rewa, Madhya Pradesh, it is apparent that so far as the mining lease of the respondent no. 7 is concerned the same has been cancelled and as such the aforesaid activity which was going on for which this application has been filed before the Tribunal alleging that the illegal and unauthorised acts have been going on, has been stopped. Be that as it may, so far as the alleged act on the part of the respondent no. 7 is concerned it is necessary to determine whether any damage or loss to the environment has been caused as a result of the aforesaid alleged illegal activity on the part of the respondent no. 7. The respondent no. 4, Collector, respondent no. 5, DFO and respondent no. 6, Mining Officer shall carry out an assessment either personally or through their subordinates for ascertaining the damage caused to the environment and for doing so they may seek the assistance from the MP Pollution Control Board as well . The report shall also contain a rough estimate of the expenditure liable to be incurred for restoration of the area where it is alleged that the environment has been adversely affected. The aforesaid report be submitted before this Tribunal within 4 weeks' from today.</p> <p>The Learned Counsel appearing for the respondent no. 7 has submitted that while the Collector has stopped the activity by cancelling the mining lease of the respondent no. 7 vide its order dated 12.12.2013, however there are several other lease holders and illegal mining activities are being carried out in</p>

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the vicinity by various persons against whom no action has been taken by the Administration. However this statement made by the Learned Counsel for the Respondent no.7 has been disputed on behalf of the State Government. In view of the above, the Learned Counsel for respondent no. 7 may submit the list containing the details such as names of such persons, their mining lease numbers, if any, the mining lease area with Khasra number if possible, where such activities are allegedly being carried out by the lease holders and unauthorised persons in the vicinity of the present mining site under dispute, thereby causing damage to the environment.

Matter be listed on **11.02.2014**.

.....,JM
(DALIP SINGH)

.....,EM
(P.S. RAO)

