

BEFORE THE NATIONAL GREEN TRIBUNAL, CENTRAL ZONAL BENCH, BHOPAL

Original Application No. 18/2013

and

Misc. Application No. 83/2013

Neel Choudhary Vs. State of M.P. & Ors

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

PRESENT : Applicant : Shri Vivek Choudhary, Adv.
Respondent No. 1, 3 & 5 : Shri Sachin K.Verma Adv.
Shri Ayush Dev Bajpai, Adv.
Respondent No. 3 : Shri Asadullah Khan, Adv.
Respondent No. 4 : Shri Shivendu Joshi, Adv.
Respondent No. 6, 82, 83, 89, 90: Shri Nishant Goel, Adv.
Respondent No. 7, 8, 17, 18, 32, 64 &79 : Shri Shantanu Saxena, Adv.
Respondent No. 9, 11 to 13, 15 & 16, 21, 23, 27 & 31 : Ms. Anjum Feroz, Adv.
Respondent No.10, 26,28,41,45,54,55, : Shri O.S. Shrivastava, Adv.
72,73,75, 78,103,107
Respondent No. 24 & 65 : Shri Pushendra Tiwari,Adv.
Respondent No. 30 : Shri Aman Pal Singh, Adv.
Respondent No. 59 : Shri Shashank Khaira, Adv.
Respondent No. 95 : Shri B.K.Chaturvedi, Adv.

Date and Remarks	Order of the Tribunal
Item No. 1 30 th September, 2013	<p><u>Misc. Application No. 83/2013</u></p> <p>Misc. Application No. 83/2013 has been filed by respondent no. 1 and 5 for extension of time by 15 days for compliance of the order dated 25.09.2013.</p> <p>The respondent no. 4 has placed on record a compliance report dated 28.09.2013 alongwith a cop of the letter sent by the MP Pollution Control Board to the Deputy Director, Town and Country Planning Department wherein apart from the conditions to be imposed by the concerned departments, certain suggestions on pollution control measures that are required to be taken, have been proposed for incorporating in the conditions for granting the permission to the owners of marriage gardens, restaurants, hotels as well as to the hawkers who are selling eatables around the lake in the city of Bhopal. The same may be considered by the respondents no. 1 & 5.</p> <p>The Counsel for the Bhopal Municipal Corporation has submitted a site</p>

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plan as directed by Tribunal indicating the location of various marriage gardens in the city of Bhopal with particular reference to the respondents who have been impleaded as parties in this petition. Shri Shivendu Joshi, Learned Counsel appearing for MP Pollution Control Board and Shri Sachin K.Verma, Learned Counsel appearing for respondent no. 1 and 5 as well as the Counsel appearing for the applicant, Shri Vivek Choudhary have submitted that since the respondent no. 1 and 5 are seeking extension of time to prepare the draft revised conditions for granting the licences and steps to be taken in pursuance of the directions of the Tribunal issued on 25.09.2013 and 27.09.2013 and the same is in the process of being finalised and the MP Pollution Control Board vide their letter dated 28.09.2013 have already indicated certain measures for consideration from the environmental point of view for preventing pollution in the water bodies in Bhopal, their request is considered. A Joint Meeting with all the concerned stake holders including the MP Pollution Control Board; Bhopal Municipal Corporation; Department of Town and Country Planning; the applicant; representatives of the owners of the marriage gardens, restaurants, hawkers etc. and people of Bhopal at large as well as NGOs having concern on environment & pollution, may be held after notifying suitable date and draft scheme may be kept on the official website inviting suggestions to best suit the requirement for keeping the lakes free of pollution. Such meeting and the said notification to be issued by the respondent no. 1 and 5. Looking to the urgency on account of ensuing marriage season and the step that may be required to be taken by the owners of such premises, it is directed that the first steps of holding such meeting be taken within 10 days from today. After the meeting, the draft with the conditions to be incorporated in the licence/permission letter may be finalised at the level of the Municipal Corporation & Government within 05 days thereafter. The final outcome of the conditions to be incorporated in the permission/licence to all such persons mentioned above shall incorporate the conditions listed in the permission letter already in force. The new conditions, shall form part of the earlier granted permissions and it should be comprehensive

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enough to take care of all the relevant environmental concerns.

Accordingly, the Misc. Appl. No. 83/2013 stands disposed of.

Stand over to 22.10.2013.

.....JM
(DALIP SINGH)

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

