

BEFORE THE NATIONAL GREEN TRIBUNAL, CENTRAL ZONAL BENCH,
BHOPAL

M.A.No. 39/2015

in

Original Application No. 131/2013 (THC) (CZ)

Ram Swaroop Yadav Vs. State of Rajasthan & Ors.

CORAM : HON'BLE MR. JUSTICE U.D.SALVI, JUDICIAL MEMBER
HON'BLE MR. P.S.RAO, EXPERT MEMBER

PRESENT : Applicant : Shri Shantanoo Saxena, Advocate
Respondent (R.S.P.C.B.) : Shri Rohit Sharma, Advocate
Respondent Nos. 1,2,3 & 4.: Shri Sachin Verma, Advocate
ShriGuljari Lal, ACF,
Forest Dept., Sikar
Respondent No.5 : Shri Arvind Soni, Advocate
Respondent Nos. 6 to 9 : Shri Pramod Saxena, Advocate

Date and Remarks	Orders of the Tribunal
Item No. 3 21st January, 2015.	<p>The Applicant approached the Hon'ble High Court of Judicature Rajasthan at Jaipur with the prayer that the stone crusher activities in the forest land in Gram Bhojiya, Tehsil Neem-ka-thana, District Sikar be stopped. Thereafter, this petition was transferred for its disposal before us as it involves environmental issues.</p> <p>We are told that the Stone Crusher Units which have been joined to this application, have stopped their crusher activities on our orders and the pleadings are complete. However, the Counsel for the Stone Crushing Units Respondent No. 5 to 9 submit that they wish to place before us certain documents in order to throw light on the aspect that the lands in question having been classified for non forest use by the State Govt. are no more forest lands and as such they do not come within the purview of Forest (Conservation) Act, 1980 and week's time be granted to place those documents on record. Their request is allowed. The relevant documents, if any, shall be filed by the Stone Crushing Units on record within a week. Copies of these documents be furnished to the Applicant as well as the State of Rajasthan.</p> <p style="text-align: center;"><u>M.A. No. 39/2015</u></p>

M.A. Application No. 39/2015 has been moved on behalf of the State of Rajasthan for placing the documents on record. There is no objection from any quarter to the prayer made. Subject to just exceptions the documents be taken on record. M.A. No. 39/2015 is allowed and stands disposed off accordingly.

In the meanwhile, prayer is made on behalf of the Respondent No. 5/Shri Krishna Aggregates Pvt. Ltd. that permission be granted to them for dismantling and removal of the Stone Crusher machinery installed for Stone Crusher at Khasra No. 627, Gram Bhopiya, Tehsil Neem-ka-thana, District Sikar. The Applicant and the other Respondents particularly the State has no objection for granting such permission. Permission to dismantle and remove the Stone Crushing machinery as solicited is granted. The work of dismantling and removal shall be completed within a month.

List this matter for final hearing on **23rd February, 2015.**

.....JM
(U.D.SALVI)

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