

Item No.9

(Court No. 2)

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

(Through Physical Hearing with Hybrid Option)
Original Application No.270/2023
(I.A. No. 145/2024)

Shrankhla Mittal

...Applicant

Versus

Government of NCT of Delhi & Ors.

...Respondents

Date of hearing: 04.04.2024

**CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI, JUDICIAL MEMBER.
HON'BLE DR. AFROZ AHMAD, EXPERT MEMBER.**

Applicant: Ms. Sushmita Chaudhary Advocate for Applicant.

Respondent: Mr. Virender Singh and Ms. Saloni Proxy Counsels for
Ms. Puja Kalra Standing Counsel for Respondent No.
2- MCD
Mr. Narender, PHI, South Zone, MCD.
Mr. Narender Pal Singh and Ms. Anjali Advocates for
Respondent No. 3 - DPCC.

**Application Section 18 read with Sections 14 of the National Green
Tribunal Act,2010.**

ORDER

1. The applicant had filed this application to seek appropriate action against Respondent No. 5 to 7 for not conforming to noise standards and affecting public health and surrounding environment.

2. The matter was last heard on 14.12.2023 and in compliance of order dated 14.12.2023 report has been filed by the DPCC vide email dated 02.04.2024.

3. In the report it has not been mentioned by the DPCC as to whether the penalty amount of Rs. 10000/- imposed on the violators by the SDM Hauz Khas has been deposited with the DPCC or not. The DPCC is directed to verify this fact and file additional report in this regard by 18.04.2024.

4. The DPCC is also directed to file by 18.04.2024 list of all eateries/restaurants etc. established/operating in the area with complete particulars and compliance status so that all the violators can be impleaded as parties to the present application and appropriate orders can be passed by this Tribunal after granting opportunity of being heard to them.

5. Learned Counsel for the applicant has submitted that restaurants/ eating houses in the area including the Project Proponents impleaded as respondent no. 5 to 7 are still violating the Noise Pollution (Regulation and Control) Rules, 2000 and creating noise pollution.

6. In the course of hearing SDM Hauz Khas has appeared before this Tribunal through VC.

7. SDM Hauz Khas is directed to verify the factual position and take appropriate measures for abatement of noise pollution in the area and file action taken report in this regard by 18.04.2024.

8. List on 19.04.2024 for further consideration.

Arun Kumar Tyagi, JM

Dr. Afroz Ahmad, EM

April 04th 2024
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