

**BEFORE THE NATIONAL GREEN TRIBUNAL
PRINCIPAL BENCH**

(By Video Conferencing)
Original Application No.605/2022

Poonam Sharma

...Applicant

Versus

Union of India & ors.

...Respondents

Date of hearing: 25.08.2022

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

Applicant: Ms. Priyanka Swami along with Ms. Preeti Saxena,
Advocates.

Respondents: Mr. Satyalipsuray, Advocate for MoEF & CC.

**Application under Sections 14 and 15 read with section 18 (1) of the
National Green Tribunal Act, 2010.**

ORDER

1. The applicant has filed the present application under Sections 14 and 15 read with Section 18 (1) of the National Green Tribunal Act, 2010 complaining about cutting of two old majestic trees having heritage value and seeking issuance of appropriate directions to the respondents to take stringent action for the removal thereof and to seal the premises and further revoke the sanctioned plan of A-1 and A-2, South Extension Part-II, New Delhi due to having been sanctioned on false presentation of the facts by the architect by concealing the two majestic old trees.

2. Pursuant to service of advance copy on the respondents by the applicant, learned counsel- Mr. Satyalipsuray, Advocate, has appeared on behalf of respondent no. 1.

3. We have heard the learned counsel for the applicant. We find that the applicant has not impleaded the owners of Plot no. A-1 and A-2, South Extension Part-II, New Delhi, who are alleged to have cut the trees and to have got the site plan of construction sanctioned from the concerned authorities.

4. Learned Counsel for the applicant seeks time to file application for impleading the present owners of the above said properties.

5. The applicant may take requisite steps for impleading the concerned owners of the properties in question as respondents in the case within one month.

6. In view of allegations made in the application, we consider it appropriate that in the first instance notice be issued to respondent no. 4- Deputy Conservator of Forest only.

7. Accordingly, notice be issued to respondent no. 4 requiring him to file his response/ reply to the allegations made in the application within four weeks by E-mail at judicial-ngt@gov.in preferably in the form of searchable PDF/OCR Supported PDF and not in the form of Image PDF.

8. List for further consideration on 30.09.2022.

Arun Kumar Tyagi, JM

Dr. Afroz Ahmad, EM

August 25, 2022
AG