

Item Nos. 08 & 09

Court No. 1

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

Original Application No.275/2023
(I.A. Nos. 869/2023, 688/2024 & 38/2025)

Mahesh Kumar Applicant

Versus

State of Uttar Pradesh & Ors. Respondent(s)

With

Original Application No.569/2023
(I.A. Nos. 719/2023, 240/2024,397/2025 & 158/2025)

Alok Kumar Applicant

Versus

Union of India & Ors. Respondent(s)

Date of hearing: 26.05.2025

**CORAM: HON’BLE MR. JUSTICE PRAKASH SHRIVASTAVA, CHAIRPERSON
HON’BLE DR. A. SENTHIL VEL, EXPERT MEMBER**

Applicant: Mr. Satyabeer Singh, Adv. for Applicant in OA 275/2023 (Through VC)

Respondents: Ms. Garima Prasadh, AAG with Ms. Priyanka Swami, Adv. for the State of UP
Mr. Ravindra Kumar, Senior Advocate with Mr. Shivam Saksena, Advs. for GNIDA
Mr. Bhanwar Pal Singh Jadon, Ms. Hemlata Singh, Ms. Gargi Chaturvedi & Ms. Anjali Sharma, Advs. for UPPCB in OA 569/2023
Mr. Gigi. C. George, Adv. for Survey of India in OA 569/2023
Mr. Ravindra Kumar, Senior Advocate with Mr. Nishi Kant Singh & Mr. Shivam Saksena, Advs. for Noida
Mr. Yagyawalkya Singh, Adv. for GDA (Through VC)
Mr. Sumit Arora, Adv. for R - 1 in OA 569/2023 (Through VC)
Ms. Deepa Sharma, Adv. for CPCB in OA 569/2023 (Through VC)
Mr. Rajesh Aggarwal & Ms. Deeksha Aggarwal, Advs. in I.A No. 38/2025
Mr. Panshul Chandra, Adv. in I.A No. 688/2024

ORDER

1. I.A. No. 397/2025 has been filed by the State of U.P. seeking extension of time for completing the survey and marking the flood plain zone of Hindon River in compliance with the earlier direction of the Tribunal. AAG appearing for the State of U.P. has referred to the communication dated 14.05.2025, sent by the Technical Officer, Survey of India, seeking additional time to complete the exercise using drone survey. The Respondent, Survey of India, is directed to disclose in detail why the same methodology was not adopted for River Hindon, which was adopted for River Ganga, and how the floodplain zone with a 1:100-year Highest Flood Level, with a one-meter contour, will be ascertained using drone Survey.

2. For the reasons disclosed in the I.A. the prayer for extension of time is granted. Let the affidavit in terms of the above observation be filed by the Survey of India within four weeks.

3. In O.A. No. 275/2023, in addition to the demarcation of flood plain of River Hindon the issue of demarcation of flood plain of river Yamuna is also involved.

4. Learned AAG appearing for the State has submitted that the demarcation of flood plain zone of river Yamuna for the entire stretch is complete except for 3 km, which is to be done along with the demarcation of river Hindon.

5. In this regard, she has referred to the Status Report dated 27.02.2025 page 821 wherein annexure A-1 a communication by Special Secretary, State of UP page 827 dated 21.12.2024 is enclosed, stating that the demarcation of the flood plain zone with 1:100 years Highest Flood

Level from Asgarpur to Etawah and Shahpur to Prayagraj covering 17 District is complete and the notification is to be issued.

6. Learned AAG submits that the process of issuing the final notification is in progress. Hence, the State of U.P is directed to file further status report disclosing the issuance of the final notification.

7. The communication dated 21.12.2024 does not mention that the demarcation taken into account is one meter contour.

8. Applicant in I.A. No. 38/2025 has submitted that the detailed methodology adopted for demarcation of the flood plain of river Yamuna has not been placed on record. Learned AAG is directed to place the same on record along with the next affidavit.

9. Learned Counsel for the applicant in pending I.As are directed to supply a copy of the I.A. to counsel for all the parties if not already supplied. Counsel for the parties to the O.A. will have the opportunity to file reply to the I.A. within four weeks.

10. List on 17.09.2025.

Prakash Shrivastava, CP

Dr. A. Senthil Vel, EM

May 26, 2025
O.A. No.275/2023 and
O.A. No.569/2023
HB..