

Item No.1

(Court No. 2)

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

(Through Physical Hearing with Hybrid VC Option)

Original Application No.363/2022
(I.A Nos. 115/2022, 42/2023, 43/2023, 44/2023 & 45/2023)

Vikrant Tongad & Anr.

Applicants

Versus

State of Uttar Pradesh & Ors.

Respondents

Date of hearing: 25.04.2024

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

Applicant: Mr. Akash Vashishtha, Advocate for Applicant with
Ms. Supriya Mahajan, Applicant (through VC).

Respondents: Mr. Gi. Gi. C. George and Ms. Barkha, Advocates for
Respondents No. 1, 2 and 6.
Mr. Abdhesh Chaudhary and Mr. Nishi Kant Singh
Advocate for Respondent no. 3.
Mr. Ravindra Kumar Senior Advocate with Mr. Shivam
Saxena and Mr. Vipin Saxena, Advocates for
Respondent no.4.
Mr. Rakesh Mahajan Advocate for Respondent No. 5
(through VC).
Mr. Milind Garg, Advocate for Applicants in I.A. No.
42, 43, 44 and 45 of 2023.

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

ORDER

1. Reply has been filed by respondent no. 12-CPCB vide email dated 24.04.2024.
2. The applicant has sought issuance of direction to respondent no. 5-MoEF & CC for issuing directions under section 3 and 5 of the Environment (Protection) Act, 1986 prohibiting concretization of road side, open spaces and soft landscapes.
3. No response in this regard has been filed by respondent no. 5-MoEF & CC.
4. The applicant has sought issuance of directions to respondents no. 3 and 4 to remove concretization of the road sides and road berms and around trees and to plant grasses and other vegetation on the road side and road berms in Noida and Greater Noida. The applicant has mentioned particulars of the areas and also attached photographs to point out the violations.
5. In their replies respondents no. 3 and 4 have not specifically mentioned about remediation of all the violations in the above said areas particularly the one covered by the photographs.
6. Learned Counsel for respondent no. 3-NOIDA and respondent no. 4-GNIDA seek time to file additional replies/responses and learned Counsel for respondent no. 5-MoEF & CC seeks time to file reply.
7. Additional replies/responses by respondents no. 3 and 4 and reply/response by respondent no. 5 be filed within one month by email 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 the matter for further consideration on 07.08.2024.

9. Interim order dated 24.05.2022 shall continue to operate till further orders to the contrary.

Arun Kumar Tyagi, JM

Dr. Afroz Ahmad, EM

April 25th 2024
AG