

Item Nos. 09&10

Court No. 3

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

Original Application No. 462/2023

Raja Ram Singh

Applicant

Versus

State of UP

Respondents

With

Original Application No. 481/2023
(IA No 622/2024, IA No 621/2024, IA No 619/2024,
IA No 490/2024, IA No 93/2024, IA No 70/2024)

Balbir Sandhu

Applicant

Versus

State of UP & Anr.

Respondent(s)

Date of hearing: 04.12.2024

**CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI, JUDICIAL MEMBER
HON'BLE DR. A. SENTHIL VEL, EXPERT MEMBER**

O.A. No. 462/2023

Applicant:- None for the applicant.

Respondents:- Mr. Ankit Verma, Adv. for the State of UP
Mr. Mukesh Verma and Ms. Vatsala Tripathi, Advocates for
Respondent No. 2 (Through VC)
Mr. Pradeep Misra & Mr. Daleep Dhyani, Advocates for
Respondent No. 4 (Through VC)
Dr. Sapna Aggarwal Advocate for Respondent no. 7 (Through VC)
Mr. Raj Kumar, Advocate for Respondent No. 8 (Through VC)

O.A. No. 481/2023

Applicant:- Ms. Pushpila Bhisht, Mr. Shubham Karnwal & Ms. Henna Narula,
Advocates for Applicant No. 5

Respondents:- Mr. Gaurav Bhatia, Senior Advocate with Mr. Ankit Verma, Adv.
for the State of UP
Ms. Suhasini Sen & Ms. Surbhi, Advs. for MoEF&CC
Mr. Atif Suhrawardy & Mr. Pankaj Kumar, Advocates for CPCB
Mr. Pradeep Misra & Mr. Daleep Dhyani, Advocates for
Respondent No. 4 (Through VC)
Mr. Rahul Khurana, Advocate for Respondent No. 6 to 10
Mr. Hasil Jain, Mr. Shaiem Hasan & Ms. Farha Khan, Advs. for R -
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Ms. Anisha Jain, Advocate for Respondent No. 12 (Through VC)
Mr. Gaurav Agarwal & Mr. Sarthak Kalra, Advs. in I.A No.
619/2024

Mr. Ajit Sharma, Mr. Kanchan Kumar & Mr. Yuvraj Singh, Advs.
in I.A No. 621-622/2024
Ms. Shambhavi Singh, Adv. (Through VC).

ORDER

1. Learned counsel for Respondent No. 12-Salim in O.A. 481/2023 seeks permission to withdraw I.As. No. 92/2024 and 93/2024.
2. I.A. 92/2024 has already been allowed vide order dated 20.03.2024 while subsequent to filing of I.A. No. 93/2024 directions were given vide order dated 02.04.2024 for adoption of safeguards at the time of issuance of short term permits with the clarification that removal of sand deposit on agriculture fields by farmer shall not require prior EC till further orders to the contrary. Respondent No.12-Salim in O.A. No. 481/2023 is directed to file affidavit giving details about removal of sand etc. from his agricultural land affected by flood in execution of short term permit (as the case may be) and request for withdrawal of I.A. No. 93/2024 will be considered in view of the said affidavit.
3. I.A. No. 619/2024 has been filed by applicant Himanshu Gujar and I.A. No. 622 of 2024 has been filed by applicant Karamat in O.A. No. 481/2023 with prayer for impleading them in the array of respondents and permitting them to file reply/objections to the Original Application and reports of the Committees on the similar grounds that the orders to be passed in the case will adversely affect them.
4. No objection to the said IAs is raised by any of the Respondents.
5. In view of the reasons mentioned, I.A. No. 619/2024 and I.A. No. 622/2024 are allowed and Himanshu Gujar is impleaded as Respondent No. 14 and Karamat is impleaded as Respondent No. 15.

6. We are of the view that filing of the specific replies or objections by newly added Respondents no. 14 and 15 will not be essential and they are given liberty to make their submissions at the time of final hearing of the case.

7. I.A. No. 621/2024 has been filed for modification of order dated 04.10.2024.

8. Copy of I.A. No. 621/2024 be supplied to learned Counsel for the applicant(s) and other respondents and reply to the same may be filed, if so desired, at least one week before the date of hearing fixed.

9. List on 16.12.2024 for further consideration/hearing on I.A. No. 621/2024.

Arun Kumar Tyagi, JM

Dr. A. Senthil Vel, EM

December 04, 2024
Original Application No. 462/2023
And
Original Application No. 481/2023
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