

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

Original Application No. 462/2023

Raja Ram Singh	Versus	Applicant
State of U.P.		Respondent

WITH

Original Application No. 481/2023
(IA NO 93/2024,IA NO 70/2024)

Balbir Sandhu	Versus	Applicant
State of U.P. & Anr.		Respondent

Date of hearing: 12.08.2024

**CORAM: HON’BLE MR. JUSTICE SUDHIR AGARWAL JUDICIAL MEMBER
 HON’BLE DR. AFROZ AHMAD, EXPERT MEMBER**

Item No.11

Applicant:	None for the applicant.
Respondents:	Mr. Ankit Verma, Advocate for Respondents No. 1 & 3. Mr. Mukesh Verma and Ms. Vatsala Tripathi, Advocates for Respondent No. 2 Mr. Pradeep Misra Advocate for Respondent No. 4 (through VC). Mr. Sharad Chauhan Advocate for Respondent No. 5. Mr. Hem Chandra Joshi Advocate for Respondent No. 6 (through VC). Dr. Sapna Aggarwal Advocate for Respondent no. 7 (through VC). Mr. Raj Kumar, Advocate for Respondent No. 8 (through VC).

Item No.12

Applicant:	None for the applicant. Ms. Pushpila Bisht, and Mr. Shubham Karnwal, Advocates for Applicant No. 5 (through VC)
Respondents:	Mr. Ankit Verma, Advocate for respondents no. 1 to 3 and 5 Mr. Pradeep Misra, Advocate for respondent no. 4 (through VC) Mr. Rahul Khurana, Advocate for respondents no. 6 to 10. Mr. Narender Pal Singh, Mr. Hasil Jain and Mr. Divyesh Pant Advocates for respondent No. 11- Memta Mr. Vanshdeep Dalmiya and Ms. Anisha Jain Advocates for respondent No. 12-Salim Mr. Atif Suhrawardy and Mr. Pankaj Kumar, Advocates for CPCB (through VC). Ms. Suhasini Sen and Ms. Surbhi Advocates for MoEF & CC(Through VC)

ORDER

1. Issues raised in both the matters are common.
2. In Original Application No. 481/2023, applicant has filed written objection dated 09.08.2024 but copy thereof has not been served upon respondents. Let copy of the same be served upon all the respondents within three days.
3. Respondents may file their response, if any, within two weeks.
4. Learned counsel for State of U.P and District Magistrate are directed to place on record the provision whereunder alleged short term permits can be issued permitting mining without obtaining prior Environmental Clearance (hereinafter referred to as '**EC**') though under Environment Impact Assessment Notification dated 14.09.2006 as amended from time to time. There is no distinction with regard to 'short term permit' and 'long term permit' and if any mining permit is to be issued, it will require prior EC.
5. We also make it clear that in case any illegal permit is issued, concerned District Magistrate shall be personally responsible for the consequences.
6. List on 13.09.2024.

Sudhir Agarwal, JM

Dr. Afroz Ahmad, EM

August 12, 2024

Original Application No. 462/2023 & connected matter
AB