

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

Original Application No. 585/2023
(I.A. Nos. 576/2024, 574/2024 & 564/2024)

Arif Kidwai

Applicant

Versus

MoEF & CC& Ors.

Respondent(s)

Date of hearing: 19.11.2024

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

Applicant: Mr. Gaurav Kumar Bansal, Ms. Nandita Bansal & Ms. Chandrika
Upadhyaya, Advs. for Applicant
Respondent: Mr. Bhanwar Pal Singh Jadon & Ms. Gargi Chaturvedi, Advs. for the
State of UP
Ms. Priyanka Swami & Ms. Simran Sehgal, Advs. for SEIAA, UP
Ms. Soni Singh, Adv. for CPCB (Through VC)
Mr. Sarang S. Chowdhry & Mr. Shivam S. Chowdhry, Advs. for MoEF &
CC (Through VC)
Mr. Rishab Khare, Adv. for R – 5
Ms. Divya Sharma & Ms. Salevino Chale, Advs. in I.A No. 564/2024

ORDER

1. In this Original Application, the applicant is questing the correctness/validity of the circular dated 01.05.2020 issued by the State of U.P. exempting from Environmental Clearance the brick kilns and the activities of handmade earthen pots requiring mining upto the depth of 2 mtrs only.
2. It is pointed out by the Learned Counsel for the applicant that pleadings were already complete on the previous date and the matter is listed today for hearing.
3. A letter for adjournment has been circulated on behalf of Learned Counsel for Respondent No. 5 seeking adjournment on the ground of personal difficulty.

4. In the meanwhile, I.A. No. 564/2024 and 574/2024 have been filed by one Vinod Kumar seeking impleadment. Learned Counsel for the applicant in these I.As submits that inadvertently, two I.As. for the same cause have been filed, therefore, she is pressing I.A. No. 564/2024 only. Hence, I.A. No. 574/2024 is dismissed as not pressed.

5. Learned Counsel for the applicant in I.A. No. 564/2024 is directed to supply a copy of I.A to the counsel for all the concerned parties within three days, who will have an opportunity to file response to this I.A. within 10 days thereafter.

6. Learned Counsel for the applicant in I.A. No. 564/2024 has also submitted that a prayer for impleadment has been made in this I.A. but she is only seeking a right of hearing because the applicant in this I.A. intends to support the original applicant in the O.A.

7. The other parties are permitted to file a response to the I.A. keeping in view the limited prayer that has been made by the Counsel for the applicant in I.A. No. 564/2024 to ensure that the matter may not be unnecessarily delayed.

8. The Respondent No. 5 has subsequently filed a reply dated 04.11.2024. Learned Counsel for the applicant submits that no rejoinder to the said reply is required and the matter can be heard finally on the next date of hearing.

9. List on 13.01.2025

Prakash Shrivastava, CP

Dr. A. Senthil Vel, EM

November 19, 2024
O.A. No. 585/2023
HB..