

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

Original Application No. 681/2023
(IA No 498/2025 & IA No 800/2023)

Abhinay Kumar Rai

Applicant

Versus

Bliss Delight & Ors.

Respondent(s)

Date of hearing: 07.01.2026

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

Applicant: Ms. Ankit Rai, Adv. for Applicant (Through VC)

Respondent: Mr. Gaurav Agarwal & Mr. Anushrestha Pratap Singh, Advocates for R-1
Ms. Suhasini Sen, Adv. for MoEF & CC
Mr. Amit Shukla & Mr. Utkarsh Pokhriyal, Advocates for UPPCB
Ms. Priyanka Swami, Adv. for SEIAA, UP

ORDER

1. The additional reply dated 03.01.2026 filed by SEIAA, UP clearly states that it is a case of violation. The enclosures thereto also indicate that constructions have been done without environmental clearance.
2. Learned Counsel appearing for the SEIAA, UP submits that the fresh application for environment clearance is pending. The SEIAA is required to clarify as to how the second application in case of violation is to be considered and decided and what action the SEIAA intends to take in case if a project proponent raises constructions without environmental clearance. The violation is project specific, therefore, mere change of ownership of the project may not make any difference, in case, if the project had proceeded in violation of the norms.
3. Learned Counsel for the SEIAA, UP seeks short adjournment to obtain instructions in this regard.

4. Learned Counsel appearing for the Respondent No. 1 - Project Proponent submits that the Respondent No. 1 has not raised any construction, but the construction was raised by the earlier developer of the project in violation of the norms and against that developer OA No. 10/2023 is already pending.

5. List alongwith OA No. 10/2023 on 12.02.2026.

Prakash Shrivastava, CP

Dr. A. Senthil Vel, EM

January 07, 2026
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