

Item No.02

(Court No. 2)

**BEFORE THE NATIONAL GREEN TRIBUNAL
PRINCIPALBENCH**

(Through Physical Hearing with Hybrid VC Option)
Original Application No.417/2022

Niranjan Bagchi

...Applicant

Versus

State of Uttarakhand

...Respondents

Date of hearing: 10.11.2022

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

Applicant: None.

Respondents: Mr. Mukesh Verma, Advocate for State PCB.

Application is registered based on a letter Petition received by Post.

ORDER

1. The grievance in the present application is regarding unauthorized raising of jhuggis on the dry river bed of river Rispana in Dehradun and discharge of untreated domestic sewage, dairy waste and industrial effluent in the rivers.

2. Vide order dated 12.07.2022, this Tribunal constituted a Joint Committee and directed the same to submit factual and action taken report within two months.

3. In compliance thereof the report of the Joint Committee has been filed by Dr. Rajendra Singh, ASO, UKPCB, Dehradun vide email dated 03.11.2022.

4. In view of the averments in the application and observations in the report of the Joint Committee, we consider it appropriate to have response of (1) State of Uttarakhand through Chief Secretary, Government of Uttarakhand, (2) Principal Secretary, Urban Department, State of Uttarakhand (3) State PCB, (4) Commissioner, Municipal Corporation,

Dehradun, and (5) District Magistrate, Dehradun, who stand impleaded as respondents No. 1 to 5. The Registry is directed to prepare and attach memo of parties to the application and issue notices to respondents No. 1,2, 4 and 5 requiring them to file their reply/response within two months at judicial-ngt@gov.in preferably in the form of searchable PDF/OCR Supported PDF and not in the form of Image PDF.

5. Mr. Mukesh Verma, Advocate seeks time to file reply/response on behalf of State PCB.

6. Reply/response on behalf of State PCB be file within two months as directed above.

7. List the matter for further consideration on 17.02.2023.

8. In view of the facts and circumstance of the case, we consider personal appearance of the Commissioner, Municipal Corporation, Dehradun and the District Magistrate, Dehradun before this Tribunal through VC on the next date of hearing to be essential for producing the relevant record and assisting this Tribunal in just and proper adjudication of the questions involved in the case and they are accordingly directed to remain present before this Tribunal through VC on that date.

9. A copy of this order be sent to the Commissioner, Municipal Corporation, Dehradun and the District Magistrate, Dehradun by email for requisite compliance.

Arun Kumar Tyagi, JM

Dr. Afroz Ahmad, EM

November 10, 2022
AG