

Item No.6

Court No. 2

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

(Through Physical Hearing with Hybrid VC Option)

Original Application No.453/2023

Raghubir Singh Garia

Applicant

Versus

State of Uttarakhand & Ors.

Respondents

Date of hearing: 01.11.2023

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

Applicant: Mr. Abeet Pawan, Advocate for Applicant.

Respondents: Mr. Rahul Verma AAG with Mr. Ayush Negi Advocate
for State of Uttarakhand.
Mr. Mukesh Verma, Advocate for UKPCB.

Application is registered based on a letter petition received by E-mail

ORDER

1. Report of the Joint Committee has been filed vide email dated 01.11.2023.

2. In view of the averments made in the application and observations made in the report of the Joint Committee, we consider it appropriate to seek response thereto from (1) State of Uttarakhand, through Chief Secretary, Government of Uttarakhand, (2) Director, Geology and Mining, Government of Uttarakhand, (3) District Magistrate, Bageshwar (4) UKPCB and (5) Mr. Anand Singh Kalakoti S/O Diwan Singh Kalakoti, Resident of Village & Post office Dofar, District Bageshwar who stand

impleaded as respondents no. 1 to 5. The Registry is directed to prepare memo of parties and attach the same with the application.

3. Mr. Rahul Verma Additional Advocate General accepts notice on behalf of respondents no. 1 to 3 and Mr. Mukesh Verma, Advocate accepts notice on behalf of respondent no. 4 and they seek time to file reply/response on their behalf. Reply/response on behalf of respondents no. 1 to 3 and respondent no. 4 respectively be filed within two months by e-mail at judicial-ngt@gov.in preferably in the form of searchable PDF/OCR Supported PDF and not in the form of Image PDF.

4. The Registry is directed to issue notice to respondent no. 5-Project Proponent- Mr. Anand Singh Kalakoti S/O Diwan Singh Kalakoti, Resident of Village & Post office Dofar, District Bageshwar, Uttarakhand requiring him to file reply/response within two months by e-mail at judicial-ngt@gov.in preferably in the form of searchable PDF/OCR Supported PDF and not in the form of Image PDF.

5. The notice be served on the Project Proponent through the District Magistrate, Bageshwar and for this purpose notice issued to the Project Proponent be sent to the District Magistrate, Bageshwar by E-mail for getting service of the same effected on him and sending his report in this regard.

6. List the matter for further consideration on 29.01.2024.

7. A copy of this order be forwarded to the State PCB and District Magistrate, Bageshwar by e-mail for requisite compliance.

Arun Kumar Tyagi, JM

Dr. Afroz Ahmad, EM

November 01st, 2023
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