

Item No.05

Court No. 2

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

(Through Physical Hearing with Hybrid VC Option)

Original Application No. 614/2022

Rasesh B. Vissanji & Ors.

Applicant

Versus

State of Uttarakhand & Ors.

Respondents

Date of hearing: 12.10.2023

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

Applicant: None for the applicant.

Respondents: Mr. Rahul Verma, Addl. Advocate General for respondents no. 1 to 3 and 5-State of Uttarakhand.
Mr. Mukesh Verma, Advocate for respondent no. 4-UKPCB.
Mr. Somesh Chandra Jha, Advocate for respondent no. 6-MoEF & CC.
None for respondents no. 7 and 8.

Application is registered based on a Letter Petition received by post.

ORDER

1. Replies have been filed by respondents no. 6 vide email dated 10.10.2023 and respondent no. 8 vide email dated 08.10.2023.
2. As per office report notice has been served on respondent no. 7 by email but none has appeared for respondent no. 7.
3. Learned Counsel for respondents no. 1 to 3 and 5 has requested for adjournment and exemption of the concerned officials from personal appearance due to administrative urgencies/exigencies.
4. The request for adjournment and exemption is not opposed and is allowed in view of the circumstances explained.
5. List for further consideration on 21.11.2023.

6. In the facts and circumstances of this case, presence of the Principal Chief Conservator of Forest, Uttarakhand alongwith other concerned forest officers, Regional Officer, Integrated Regional Office MoEF&CC, Dehradun, Chief Engineer, PWD alongwith other concerned officers and the District Magistrate, Almora before this Tribunal through VC on the date of hearing fixed is considered to be essential for producing the relevant record and assisting this Tribunal in effective and proper adjudication of questions relating to environment involved in the case as already ordered and they are accordingly directed to remain present before this Tribunal with all relevant material on the date of hearing fixed.

7. A copy of this order be forwarded to the Principal Chief Conservator of Forest, Uttarakhand, Regional Officer, Integrated Regional Office MoEF&CC, Dehradun, Chief Engineer, PWD and the District Magistrate, Almora by E-mail for compliance.

Arun Kumar Tyagi, JM

Dr. Afroz Ahmad, EM

October 12th, 2023

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