

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

Original Application No. 702/2022
(IA No 771/2023, IA No 732/2023,
IA No 229/2022, IA No 304/2024)

Deepak Kumar & Anr.

Applicant(s)

Versus

State of Uttarakhand & Ors.

Respondent(s)

Date of hearing: 18.12.2024

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

Applicant: Mr. Ajit Sharma, Mr. Kanchan Kumar Singh & Mr. Yuvraj Singh Solanki,
Adv.

Respondents: Mr. Nikhil Rohatgi & Ms. Anjali Rajput, Adv. for the State of
Uttarakhand
Mr. Mukesh Verma & Ms. Vatsala Tripathi, Adv. for UKPCB (Through
VC)
Mr. Shariq Ahmed, Adv. for MoEF & CC
Mr. Amit Singh Chauhan, Ms. Shikha Chauhan, Mr. Neelmani Guha &
Ms. Shaima Masood, Adv. for CPCB (Through VC)
Mr. Rahul Khurana & Mr. Hasil Jain, Adv. for R - 15 & 18
Mr. Aditya Dewan, Ms. Bani Dikshit & Mr. Uddhav Khanna, Adv. for
Project Proponents

ORDER

1. In this original application, the Applicant has questioned the Notification dated 06.01.2020 issued by the Ministry of Environment, Forest and Climate Change (MoEF&CC) wherein only the 'red' category industries are prohibited in Doon Valley. The stand of the Applicant is that such a provision in the impugned notification is contrary to the object of the Doon Valley Notification dated 01.02.1989.

2. Counsel for the Applicant has also raised an issue that in the Guidelines dated 07.03.2016 issued by the Central Pollution Control Board (CPCB), the stone crushers are placed in the 'orange' category,

changing their earlier category from the 'red' category in the guidelines of 2012. The submission has been made on the plea that considering the unique ecosystem and eco-sensitivity of Doon Valley, appropriate criteria should be adopted for permitting the stone crushers in Doon Valley, and the criteria applicable to other non eco-sensitive areas cannot be applied to eco sensitive zone.

3. Counsel for the parties are granted time to prepare and argue the matter.

4. Meanwhile, the MoEF&CC may also examine the issue raised in this OA.

5. List on 16.04.2025.

Prakash Shrivastava, CP

Dr. A. Senthil Vel, EM

December 18, 2024
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