

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

Original Application No. 703/2023

News Item titled "ग्रामीणों ने एसडीएम से कैलाश नदी में अवैध खनन रोकने की मांग की" appearing in Hindustan dated 31.10.2023

Date of hearing: 26.07.2024

**CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI, JUDICIAL MEMBER
HON'BLE DR. A. SENTHIL VEL, EXPERT MEMBER**

Applicant: Ms. Anjali Rajput, Adv. for R - 2 to 4

Respondents: Mr. Mukesh Verma, Ms. Vatsala Tripathi & Mr. Yatinder Chaudhary,
Adv. for UKPCB (Through VC)
Mr. Somesh Chandra Jha, Adv. for MoEF & CC (Through VC)

ORDER

1. This original application registered suo motu on the basis of the news item relates to large scale illegal mining in Sitarganj at Uttarakhand.

2. Earlier in our orders dated 05.02.2024 we had examined the report under signature of Additional District Magistrate, Udham Singh Nagar wherein the illegal mining operations were not disclosed by the district magistrate, hence we had impleaded R.O. MoEF & CC to carry out the spot inspection and disclose the facts.

3. The Report of R.O. MoEF & CC dated 10.07.2024 has been examined today. As per the report, during the inspection, no signs of illegal mining have been observed. However, minor mining operations were going on in legal mining areas.

4. The table given below discloses the mining operations that are ongoing:

S. No.	Owner Name	Address	Geo Coordinates	Mining plan No.	Mining Lease details	Mining status Active/ Inactive	Permission for heavy machine like JCB and Poclain machine excavator (yes/no)
1.	Uttarkhand Van Vikas Nigam	Nandhor River	Pillar E N 29°7'10.00" E79°42'38.00"		20.03.2023 To 19.03.2028	Active	No
2.	Priya Aggarwal (4.390 Hect)	Kailash River	Pillar A N 29°2'0.98" E79°41'46.97"	2485/ 08.02.2019	18.11.2019 to 17.11.2024	Active	No
3.	Priya Aggarwal (3.183 Hect)	Kailash River	Pillar A N 29°2'05.56" E79°41'51.30"	2487/ 08.02.2019	30.01.2020 To 29.01.2025	Active	No
4.	Priya Aggarwal (1.959 Hect)	Kailash River	Pillar A N 29°2'08.85" E79°41'51.96"	2489/ 08.02.2019	07.01.2020 To 30.06.2025	Active	No
5.	Jitendra Singh (6 Hect)	Kailash River	Pillar A N 29°2'20.31" E79°41'36.28"	2488/ 08.02.2019	25.06.2020 To 24.06.2025	Active	No
6.	Abdul Aleem (2.969 Hect)	Kailash River	Pillar A N 29°3'08.60" E 79°41'21.36"	2534/ 13.10.2021	24.03.2022 To 23.03.2027	Inactive	No
7.	Puneet Kumar Goyal (2.876 Hect)	Kailash River	Pillar A N 29°3'08.80" E79°41'21.32"	2673/ 22.10.2021	24.03.2022 To 23.03.2027	Inactive	No
8.	Puneet Kumar Goyal (2.876 Hect)	Kailash River	Pillar B N29°02'56.610" E79°42'28.897"	591/ 15.06.2019	24.03.2022 To 23.03.2027	Inactive	No
9.	Rama Construction (43654 Hect)	Kailash River	Pillar A N 29°3'08.5" E 79°41'22.7"	2533/ 13.10.2021	04.02.2023 to 03.02.2028	Inactive	No
10.	Rajesh Sharma	Kailash River	Pillar N 29°2'57.926" E 79°41'25.139"	2677/ 22.10.2021	29.12.2023 To 28.12.2033	Active	No
11.	Gurunanak Enterprises	Kailash River	Pilar A N 29°2'50 212" E 79°41'28.230"	2767/ 29.10.2021	29.12.2023 To 28.12.2033	Active	No

5. However, from the above it is observed that no details/status of the consent from PCB for these mines have been indicated. What is the methodology adopted by these mining units to remove the minerals ? Further the steps taken for restoration of degraded areas due to past illegal mining have also not been indicated.

6. The counsel appearing for the State of Uttarakhand seeks time to file a response addressing to all the above issues. He may file the response within four weeks.

7. List on 07.11.2024

Arun Kumar Tyagi, JM

Dr. A. Senthil Vel, EM

July 26, 2024
O.A. No. 703/2023
HB