

Item No. 17

Court No. 2

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

Original Application No. 231/2023

Manjit Singh

Applicant

Versus

State of Haryana

Respondent

Date of hearing: 28.04.2023

**CORAM: HON'BLE MR. JUSTICE SUDHIR AGARWAL, JUDICIAL MEMBER
HON'BLE DR. A. SENTHIL VEL, EXPERT MEMBER**

Application is registered based on a complaint received by post/email

ORDER

1. This original application has been registered under Section 14& 15 of National Green Tribunal Act, 2010 (hereinafter referred to as 'NGT Act, 2010') on a letter petition dated 02.08.2020 sent by Manjit Singh, R/o K-Block, H. No. 004, South City-1, Gurugram, Haryana.

2. It is stated that residents of South City-1, Gurugram are facing huge environmental degradation on account of erection of Vita Booths in park and green area of the society. Details of parks where Vita Booths have been located are as under:-

- i. Park no. A-1 in A block
- ii. Park no. B-9 in B block
- iii. Park no. D-11 in D block
- iv. Park no: K-2 in K block (on 18.0m main entry road near Traffic Signal and a big safety issue)
- v. Park no. M-2 in M block
- vi. Park no N-7 in N block
- vii. Park no. Q-3 in Q block

3. It is stated that park and green area cannot be utilized for commercial purposes and therefore, Vita Booths provided in parks and green areas are illegal and contrary to environmental laws and norms.

4. In our view, the issue raised in this application can be looked into by concerned local authorities, for the purpose whereof, we constitute a joint committee comprising State PCB, Horticulture Department and District Magistrate Gurugram who shall look into the matter, visit the site, collect relevant information and if finds violation, would take appropriate remedial action including, preventive and punitive action (including, assessment of environmental compensation) within three months.

5. The nodal agency will be State PCB for coordination and compliance.

6. An action taken report may be filed with the Registrar General, NGT by e-mail at judicial-ngt@gov.in preferably in the form of searchable PDF/OCR Support PDF and not in the form of Image PDF. If any further direction is found necessary, he may place the matter before the Bench.

7. A copy of this order along with a copy of complaint be forwarded to State PCB, Horticulture Department and District Magistrate Gurugram by email for compliance.

8. The application is disposed of.

Sudhir Agarwal, JM

Dr. A. Senthil Vel, EM

April 28, 2023
Original Application No. 231/2023
AB