

**BEFORE THE NATIONAL GREEN TRIBUNAL
PRINCIPAL BENCH**

(By Video Conferencing)

Original Application No.446/2022

Balwinder Kumar

....Applicant

Versus

State of Haryana

...Respondent

Date of hearing: 26.07.2022

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

Applicant: Applicant in person

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

ORDER

1. The applicant has sent present letter petition, which has been treated and registered as original application, complaining that villages Kohliwala and Mandewla which fall under Bhudkala Panchayat have Panchayat land measuring 156 acres. Illegal mining is being done in the above said Panchayat/ Shamlat Land since 2016 and Khair trees standing over the same have also been illegally cut which fact is also recorded in report No.3815 dated 14.09.2017 of BD&PO, Chhachhrauli. Shri Ram Screening Plant, Devbhumi Screening Plant, Jaimaa Laxmi Screening Plant, Shivalik Stone Crusher, Jai Maa Santoshi Screening Plant, Sandeep son of Premchand-Nambardar, Mohan Ram-present Sarpanch, Subhash Chand son of Pala Ram-Ex. Sarpanch of village Kohliwala and Amit Kumar son of Pawan Kumar resident of village Kohliwala have carried out the illegal mining and have cut the trees from the above said Panchayat/Shamlat land in collusion with the then Mining Officer Gurjeet Singh, BD&PO,

Chhachhrauli and Gram Sachiv, Bhudkalan. The applicant has further submitted that he made complaints to the concerned authorities but no action has been taken on the same. On the other hand false cases have been registered against the applicant.

2. In view of the averments made in the application, it would be appropriate to have a factual and action taken report from a Joint Committee comprising of Director, Mines and Geology, Government of Haryana, State PCB, DFO and Deputy Commissioner, Yamuna Nagar. The Joint Committee shall meet within two weeks, undertake site visits, look into the grievances in the application, find out the factual position by verification on the spot which shall be appropriately covered by video recording through camera/smart phone and take remedial action by following due process of law. The Joint Committee shall also look into the aspects as to (i) whether any complaints were made by the applicant to the concerned authorities and (ii) what action was taken on the complaint and (iii) whether any criminal proceedings have been initiated against the applicant if so the details thereof may be given in the Report. State PCB will be the Nodal agency for coordination and compliance.

3. Factual and action taken report along with video footage may be furnished within two month 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. List the matter for further consideration on 14.10.2022.

5. A copy of this order, along with a copy of application and documents attached with the same, be forwarded to Director, Mines and Geology,

O.A. No. 446/2022

Balwinder Kumar Vs. State of Haryana
-3-

Government of Haryana, State PCB, DFO and Deputy Commissioner,
Yamuna Nagar by e-mail for requisite compliance.

Arun Kumar Tyagi, JM

Dr. Afroz Ahmad, EM

July 26, 2022
AG