

**BEFORE THE NATIONAL GREEN TRIBUNAL
PRINCIPAL BENCH, NEW DELHI
(BY VIDEO CONFERENCE)**

Original Application No. 454/2023

Vijay Kumar Sharma		Applicant
Versus		
State of Haryana & Ors.		Respondent

Date of hearing: 09.01.2024

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

**Application is registered based on a letter petition received by
Post**

Applicant:	Applicant in Person (Through VC).
Respondent:	Mr. Rahul Khurana Advocate for Respondents No. 1 to 4. Mr. Saurabh Rajpal and Mr. Vinay Kumar Singhal, Advocates for Respondent No. 5-Project Proponent.

ORDER

1. The applicant has complained about illegal marble mining by Satish Kumar Garg by heavy blasting resulting in falling of stones in the fields, cracks in the houses and danger to life and property.
2. The matter was last heard on 07.12.2023 on which date respondent no. 5 was directed to file additional reply giving requisite details regarding blasting permissions obtained, blasting operations carried out and compliance with conditions imposed vide blasting permissions including compliance on consent conditions through e-filing portal (not through email) in the form of searchable PDF/OCR Supported PDF (not in the form of Image PDF) and respondents no. 1 to 4 were given opportunity to file their reply/response.

3. Respondents No.1 and 4 have filed reply by relying upon the Joint Committee Report that the averments made in the application are false.

4. Respondent no. 5 has filed reply vide email dated 08.01.2024 submitting that respondent No.5 vide letter dated 12.12.2019 obtained blasting permissions from Directorate General of Mines Safety, Ministry of Labour & Employment, Government of India, Ghaziabad Region, Ghaziabad for the period of three years. Respondent No.5 had applied on 24.11.2022 through online application bearing Id. 252390 on which on 09.01.2023 blasting permission was further renewed by Directorate General of Mines Safety, Ministry of Labour & Employment, Government of India, Ghaziabad Region, Ghaziabad for the further period of three years. Mr. Gaj Raj Singh, S/o- Ramanand Singh Yadav, Village-Delhawas, Post Office-Gulab Pur, Rewari, Haryana, authorised by the Directorate General of Mines Safety, Ghaziabad- Uttar Pradesh, has been appointed, as a Mining Mate for the period of 5 Years from 03.12.2020 to 02.12.2025 and he prepares blasting report from time to time as per the Mines Act, 1952 which includes Quantity of Explosive taken, Quantity of Explosive used and Quantity of Explosive returned. Controlled blasting is being conducted at Mining site to minimize blast induced ground vibrations and to manage the noise pollution within permissible limits. Respondent No.5 has also made averments regarding plantation and corporate social responsibility activities carried out by Respondent No. 5.

5. There is no specific mention in the report of the Joint Committee and replies filed by the respondents regarding compliance with EC and consent conditions by Respondent No. 5 with requisite details. HSPCB is directed to verify the aspects of compliance with EC and consent conditions, plantation and corporate social responsibility activities by Respondent No. 5 and file reply/response in this regard within two months through e-filing portal (not through email) in the form

of searchable PDF/OCR Supported PDF (not in the form of Image PDF).

6. List for further consideration on 22.03.2024.

7. A copy of this order be sent to the Member Secretary, HSPCB by e-mail for requisite compliance.

Arun Kumar Tyagi, JM

Dr. Afroz Ahmad, EM

January 9th, 2024