

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

(Through Physical Hearing with Hybrid VC Option)

Original Application No. 543/2023
(I.A. No. 703/2023, & I.A. No. 30/2024)

Rohit Thakran

...Applicant

Versus

State of Haryana & Ors.

...Respondents

Date of hearing: 24.01.2024

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

Applicant: Mr. A.R.Takkar, Ms. Himani Bhadauria, Ms. Bhargava Ravikumar and Mr. Prince Sharma Advocates for the Applicant.

Respondents: Mr. Lokesh Sinhal Sr. AAG with Mr. Rahul Khurana Advocate for Respondents No. 1 and 3 to 9.
Ms. Mr. Lokesh Sinhal Sr. AAG with Ms. Noopur Singhal Advocate for Respondent no. 2. HSVP.

Mr. Rajan Kumar Hans Advocate for Intervenors in IA 870 of 2023.

**Application under Section 18(1) read with Sections 14 and 15 of the
National Green Tribunal Act, 2010.**

ORDER

1. Vide order dated 16.01.2024 I.A. No. 870 of 2023 was allowed and Ms. Lalita Jindal was impleaded as respondent no. 10.

2. However, it has been pointed out by Mr. Rajan Kumar Hans, learned Counsel for the intervenor- applicants for today that I.A. No. 870 of 2023 was filed on behalf of 11 persons whose names were mentioned in the memo of parties placed in the beginning of the above said I.A. and order dated 16.01.2024 may be modified.

3. I.A. No. 870 of 2023 was not properly drafted as names of 11 applicants were mentioned in the memo of parties in the beginning of the

application but said I.A. was signed by only Ms. Lalita Jindal and in the prayer also reference was made for impleading as respondent party instead of making prayer for impleading of all the applicants as respondents.

4. It is axiomatic that a stitch in time saves nine. Filing of properly drafted applications/pleadings save time of the court as well as of the parties before it and their counsel.

5. In the above stated facts and circumstance, order dated 16.01.2024 is modified and the intervenor-applicants, whose names are mentioned in the Memo of parties in I.A. No. 870/2023, are impleaded as respondents no. 10 to 20**.

6. Mr. Rajan Kumar Hans, learned Counsel for the intervenor-applicants, now impleaded as respondents no. 10 to 20, has further submitted that in order dated 16.01.2024 his presence was not marked although he had joined the VC proceedings through the login id of his junior Mr. Sajal Dawan, Advocate.

7. In the facts and circumstances of the case order dated 16.01.2024 is ordered to be corrected for marking the presence of Mr. Rajan Kumar Hans, Advocate. Copy of order dated 16.01.2024 uploaded on the website of this Tribunal be also corrected accordingly.

8. In view of the facts and circumstances of the case, we also considered presence of the District Magistrate, Gurugram to be essential for just and proper adjudication of the questions involved in the case and the District Magistrate, Gurugram is accordingly impleaded as respondent no. 21.

9. The Registry is directed to amend memo of parties to the application.

10. Mr. Lokesh Sinhal, Sr Advocate accepts notice on behalf of newly impleaded respondent no. 21.

11. Replies on behalf of respondents no. 10 to 20 and respondent no. 21 be filed within one month by email at judicial-ngt@gov.in preferably in the

form of searchable PDF/OCR Support PDF and not in the form of Image PDF.

12. List for further consideration on 22.03.2024.

13. Section 20 of the National Green Tribunal Act, 2010 *inter alia* mandates this Tribunal to apply the precautionary principle. In view thereof, the parties are directed to maintain Status quo as prevailing today till further orders to the contrary.

14. The District Magistrate and the Commissioner of Police, Gurugram are directed to ensure strict implementation of this order.

15. A copy of this order be sent to the District Magistrate and the Commissioner of Police, Gurugram by email for requisite compliance.

Arun Kumar Tyagi, JM

Dr. Afroz Ahmad, EM

January 24th, 2024

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