

Item No. 13

Court No. 2

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

Original Application No. 593/2023
(I.A. No. 753/2023)

Mursaleen

Applicant

Versus

State of Haryana & Ors.

Respondent(s)

Date of hearing: 20.12.2023

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

Applicant: Ms. Anisha Jain, Adv. for Applicant

Respondent: Mr. Rahul Khurana, Adv. with Ms. Anju, Scientist 'B', Rewari, HSPCB

ORDER

1. The applicant in this original application has made an allegation of rampant and excessive illegal sand, bajri and boulder (BGS) mining in District Yamunanagar, Haryana by mine lease holders/stone crushers and screening plants in connivance with the concerned authorities.
2. The complaint of the applicant is that illegal mining is going on without Replenishment Studies and mining is being done outside the mining leased area based on the defective Environmental Clearances (ECs) granted without EIA Study/EMP or public hearing and granted without cluster EIAs. It is further case of the applicant that mining is being done without obtaining CTO/CTE and by using heavy machineries and beyond the permissible depth and that the mining of sand, bajri and boulder is being done on the basis of the ECs issued for sand only.
3. Further allegation is that the EC conditions are not being adhered to, no post monitoring has been done and the mining is being done in a

sub-merged water area beyond the permissible depth by using heavy machinery.

4. The matter was considered by Tribunal on 06.10.2023. It found appropriate to call for a factual report from State Level Environment Impact Assessment Authority (SEIAA), Haryana and required it to file report within six weeks.

5. Today, an interim status report has been filed. It does not give any clear picture. A prayer has also been made in the said report that three months further time be granted to submit a consolidated report. We find that two and a half months have already passed though only six weeks time was allowed to file report still report has not been filed. Two and a half months time was sufficient for filing report and laxity on the part of SEIAA, Haryana, therefore, cannot be appreciated.

6. Sh. Rahul Khurana, Learend Counsel appearing for SEIAA, Haryana stated that report shall be filed within one and a half month. Let him do so.

7. Let report shall be filed within one and a half month 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.

8. List on 13.02.2024.

Sudhir Agarwal, JM

Dr. A. Senthil Vel, EM

December 20, 2023
Original Application No. 593/2023
(I.A. No. 753/2023)
JG