

**BEFORE THE NATIONAL GREEN TRIBUNAL
CENTRAL ZONE BENCH, BHOPAL**
(Through Video Conferencing)

Original Application No. 51/2022(CZ)

Dwarkadas Agarwal

Applicant(s)

Versus

State of Rajasthan & Ors.

Respondent(s)

Date of hearing: **08.07.2022**

**CORAM: HON'BLE MR. JUSTICE SHEO KUMAR SINGH, JUDICIAL MEMBER
HON'BLE DR. ARUN KUMAR VERMA, EXPERT MEMBER**

For Applicant(s):

Mr. Harendar Neel, Adv.

For Respondent(s):

None.

ORDER

1. Annexure A-1 attached with the application reveals that khasra no. 212 & 213 are joint property and the matter is under litigation before the court of Sub-Divisional Magistrate vide case no. 47/2022, in which interim order has been passed. The first information report under Section 154 of CrPC was lodged with regard to the encroachment of land. Some applications have been moved before the revenue authorities for demarcation or removal of the encroachment.
2. The revenue authorities have visited the site and demarcated the land in the presence of the parties. Perusal of the record reveals that the matter of right, title and interest of the parties or demarcation of the land or encroachment of land is under litigation, which is within the domain of revenue court where the case is already pending. Interim order has also been passed by the court concerned.

However, we direct the authorities concerned (Mining Department & State Pollution Control Board) to control the illegal mining, if any, found against the provisions of law. With these observations the **Original Application No. 51/2022 stands disposed of.**

Sheo Kumar Singh, JM

Dr. Arun Kumar Verma, EM

08th July, 2022
O.A. No. 51/2022(CZ)
PN