

Item No. 05

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

**Original Application No.90/2023(CZ)
(I.A.No.80/2023)**

Naresh Choudhary

Applicant (s)

Vs

Union of India & Ors.

Respondent(s)

Date of Hearing: **02.05.2024**

**CORAM: HON'BLE MR. JUSTICE SHEO KUMAR SINGH, JUDICIAL MEMBER
HON'BLE DR. A SENTHIL VEL, EXPERT MEMBER**

For Applicant (s): Mr. Gaurab Kumar Bansal, Adv.

For Respondent(s): Mr. Om Shankar Shrivastava, Adv.

ORDER

1. Vide order dated 12.03.2024 in para 8 a committee was constituted to submit the report. The report is awaited. Learned Counsel for the Respondent sought a short time to file the reply. The same may be filed within three weeks.

2. In view of the provisions contained in Section 2 of the Forest (Conservation) Act, 1980 and notification issued by the MoEF&CC vide letter dated 30.11.2023, we direct that there must be strict compliance of the provisions of the Compensatory Afforestation Fund Act 2016, rules and guidelines made there under and State Government of Rajasthan must ensure that the funds from the CAMPA shall be utilised only for mitigation measures proposed under the project against which funds have been realised from the user of agency and under no circumstances these funds will be diverted for compensating the loss by allowing non-forestry use of plantation raised in the government and community lands. The communication and the decision taken by the MoEF&CC must be strictly observed with. Copy of this order with the notification dated 30.11.2023 (Annexure- R/2) of the application be forwarded to the (1) Chief Secretary, State of Rajasthan (2) The Principal Chief Conservator of Forest, State of Rajasthan and (3) DFO

concerned, Forest Department, State of Rajasthan for compliance. The Action Taken Report with the report of the committee be filed within three weeks.

List it on **3rd July, 2024.**

Sheo Kumar Singh, JM

Dr. A Senthil Vel, EM

2nd May, 2024
O.A. No. 90/2023(CZ)
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