

Item No. 3

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

Original Application No.152/2023(CZ)

Ram Sharma

Applicant(s)

Vs.

Union of India & Ors

Respondent(s)

Date of Hearing: **18.10.2023**

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

For Applicant(s):

Mr. Vaibhav Pancholy, Adv.

For Respondent(s):

ORDER

1. The grievance of the applicant is that Khasra No. 5621 situated at Village Amer has been recorded as Gair Mumkin Pahad in the name of Forest Department and this land is integral part of Nahargarh Wildlife Sanctuary and Vankhand Amer 54 and said land has been located between Pillar no. 371 of Nahargarh Wildlife Sanctuary. A notice was issued by the Forest Department to the Project Proponent/Respondent and in response to a notice no substantial ground was reported and Forest Department prepared the comprehensive factual report and found that there are encroachments upon all three places and activities are found to be violative of section 2 of Forest Conservation Act, 1980.
2. A substantial issue of environment has been raised. Issue notice to the respondents. Returnable within four weeks.
3. Applicant is directed to take necessary steps for service to the respondents by both ways and also on available email.

4. Respondents are directed to submit their reply within six weeks through e-filing portal, preferably in the form of searchable PDF/OCR Support PDF and not in the form of Image PDF.
5. We further constitute a committee consisting of :
 - i. One representative from the Additional Chief Secretary, Forest & Wildlife, Govt. of Rajasthan, Rajasthan
 - ii. One representative from Collector, Jaipur, Rajasthan.
 - iii. One representative from Central Pollution Control Board, Rajasthan
 - iv. One representative from Rajasthan State Pollution Control Board.
6. The Committee is directed to visit the place, examine the facts, take remedial measures and submit the factual and action taken report within four weeks. The State PCB will be the nodal agency for coordination and logistic support.
7. The report in the matter be filed by the Committee through email at ngtczbbho-mp@gov.in preferably in the form of searchable PDF/OCR Support PDF and not in the form of Image PDF.

List it on **5th January, 2024.**

Sheo Kumar Singh, JM

Dr. Afroz Ahmad, EM

18th October, 2023
O.A. No. 152/2023 (CZ)
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