

Item No.06

**BEFORE THE NATIONAL GREEN TRIBUNAL
CENTRAL ZONAL BENCH, BHOPAL**

(By Virtual Mode)

Original Application No.46/2023(CZ)

Subhash Pandey

Applicant(s)

Versus

State of M.P. & Ors.

Respondent(s)

Date of hearing: 26.07.2023

**CORAM: HON'BLE MR. JUSTICE SUDHIR AGARWAL, JUDICIAL MEMBER
HON'BLE DR. AFROZ AHMAD, EXPERT MEMBER**

For Applicant(s) : None

For Respondent(s): None

ORDER

1. This Original Application (hereinafter referred to as '**OA**') under Section 14,15,16,17 and 18 of National Green Tribunal Act, 2010 (hereinafter referred to as '**NGT Act, 2010**') has been filed alleging that respondent 7, M/s. Chaudhary Stone Crusher, and respondent 8, M/s. Anju Chaudhary Stone Crusher, are running their stone crushing units at villages Bichhia Raiyat and Sanjhri, respectively, under Tehsil Keolari, District Seoni, State of Madhya Pradesh. Crushing activities involve blasting. The two proponents are also indulged in illegal stone mining using heavy machines and blasting causing air and noise pollution and also affecting water bodies in nearby areas adversely. Large pits have been caused due to illegal mining by the said proponents. Despite complaint by applicant, no action has been taken by concerned authorities.

2. Looking to the averments in OA, we find that a substantial question relating to environment due to implementation of Scheduled enactments under NGT Act, 2010 has arisen, but before taking any further action in

the matter we find it appropriate to obtain a factual report, for the purpose whereof, we constitute a Joint Committee comprising Collector, Seoni, Madhya Pradesh State Pollution Control Board, Integrated Regional Office MoEF&CC, Bhopal and Central Pollution Control Board.

3. Madhya Pradesh State Pollution Control Board shall be nodal agency.

4. The said committee shall visit the site, collect relevant information and file its factual report within 1 month.

5. List the matter on 29.08.2023.

Sudhir Agarwal, JM

Dr. Afroz Ahmad, EM

July 26, 2023
Original Application No.46/2023(CZ)
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