

Item No. 1 & 2

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

(Through Video Conferencing)

**Original Application No. 07/2022(CZ)  
(I.A. No. 46/2022)**

Dr. Subhash C. Pandey

Applicant (s)

Versus

State of Madhya Pradesh & Ors.

Respondent(s)

**WITH**

**Original Application No. 12/2022(CZ)  
(I.A. No. 47/2022)**

Dr. Subhash C. Pandey

Applicant (s)

Versus

State of Madhya Pradesh & Ors.

Respondent(s)

Date of hearing: **15.07.2022**

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

For Applicant (s):

Mr. Subhash C. Pandey  
(Applicant in-Person)

For Respondent(s):

Mr. Sachin K. Verma, Adv.  
Ms. Parul Bhadoria, Adv.

**ORDER**

1. Respondent Nos. 2 and 3 have filed the reply in Original Application No. 12/2022.
2. Rest of the respondents have not filed their replies in-spite of the repeated directions. Matter relates to Kaliyasot and Kerwa Reservoirs wherein there are allegations that the water-bodies are under the threat of encroachments and polluted due to discharge of untreated water. There is neither demarcation nor protection. In view of the contention raised by the parties, we are of the view to call a report on following points:-
  - i. Record of rights/possession (Khasra, Khatuni relating to the water-bodies Kaliyasot and Kerwa).

- ii. Total area of the Reservoirs and area around the Reservoirs - plot wise, area wise.
- iii. Status of identification of boundary and demarcation.
- iv. Status of protection by pillars or fencing or any other suitable means to pile plantation as permissible.
- v. Identification of encroachments and steps taken for removal of encroachments.
- vi. Steps to maintain the water quality.
- vii. Steps taken by the authorities to prevent discharge of untreated water into the reservoirs/water-bodies.
- viii. Provision and status of green belt and maintenance.
- ix. Status of identification, demarcation and protection of corridor for movement of tiger.
- x. Action taken by the authorities to protect the risk to human life since these animals are being increasingly seen roaming in an around area adjacent to the reservoir.

3. Learned counsel for the State has submitted that it is a joint action to be taken by the Collector, State Pollution Control Board, EPCO, Water Resource Department, Town and Country Planning, Forest Department. In view of the above facts, Principal Secretary, Environment is directed to constitute a committee consisting the concerned departments and relevant authorities for taking further action and submission of report on the above points. Action Taken Report be submitted within three weeks.

List it on **23<sup>rd</sup> August, 2022.**

**Sheo Kumar Singh, JM**

**Arun Kumar Verma, EM**

15<sup>th</sup> July, 2022  
O.A. No. 07/2022 (CZ)  
& O.A. No. 12/2022 (CZ)  
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