

Item No.06&07

II

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

**Original Application No.07/2022(CZ)
With
Original Application No.12/2022(CZ)
(I.A. No.47/2022, I.A. No.100/2023, I.A. No.101/2023
I.A. No.102/2023, I.A. No.103/2023 & I.A. No.06/2024)**

Dr. Subhash C. Pandey

Applicant(s)

Vs.

State of Madhya Pradesh & Ors.

Respondent(s)

Date of Hearing: 03.11.2025

**CORAM: HON'BLE MR. JUSTICE SHEO KUMAR SINGH, JUDICIAL MEMBER
HON'BLE MR. SUDHIR KUMAR CHATURVEDI, EXPERT MEMBER**

For Applicant (s): Mr. Harshwardhan Tiwari, Adv.

For Respondent(s): Mr. Mehul Bhardwaj, Adv. for State
Mr. Sachin K. Verma, Adv. for BMC
Ms. Parul Bhadoria, Adv. for MPPCB
Mr. Vineet Godha, Adv. for R-10
Mr. Enosh George Carlo, Adv. for R-13
Mr. Om Shankar Shrivastava, Adv. for R-11,12 & 14
Mr. Yadvendra Yadav, Adv. for R-7

ORDER

1. The matter of unauthorized and illegal construction and encroachments on Kaliyasot reservoir and Kerva reservoir was main issue in this application and vide order dated 17.09.2025 the respondents were directed to submit the compliance report as regards directions issued in para 7 and 8. No compliance report has been submitted by respondents as regards and above directions.
2. On behalf of Collector, Tehsildar participated in the proceedings and submitted that removal of encroachments is under process and encroachers have been given notices to submit to documents and documents are under verification. He has sought one month time to file the detailed status of removal of encroachments.

3. The CEO, Zila Panchayat also participated in proceedings and submitted that in the village Mindora, Mindori and Kushalpura there were discharge of untreated water into the water body and the same were examined and all the discharging nallahs have been connected with soak pit for the temporary treatment and necessary actions are being taken for prevention of discharge of untreated water into the water bodies. She has further sought one month time to file the action taken report.
4. A question has been raised by the Learned Counsel for the applicant that in other places around these reservoirs there are discharge of untreated water. Accordingly, CEO concerned is directed to examine the matter within its jurisdiction and verify the entire area associated with these two reservoirs and ensure that there should not be any discharge of untreated water into the water bodies. CEO is further directed to submit the compliance report in this regard within one month.
5. The Tehsildar, Huzur has also participated in the proceedings and submitted that there were 18 encroachments within his jurisdiction, out of which 06 encroachments have been removed and rest are in the process and has sought a short time to remove it according to rules and submit the report.
6. The CEO/Tehsildar both have raised the issue with regard to the *Samudayik Bhavan* and *Pradhan Mantri Awas* matters, which can be decided by the revenue authorities according to prevailing rules.
7. Mr. Sachin K. Verma Learned Counsel for the BMC (in O.A. No. 12/2022) put in appearance and submitted that action taken report by the BMC has been filed with the facts that the encroachments falling within 33 mrts. have been identified and removal of encroachments are

being initiated according to Section 307 (2) of Madhya Pradesh Municipal Corporation Act, 1956 and notices have been issued.

8. He has further informed that an application has been moved before the Hon'ble High Court in the pending matter. The Progress report be filed within three weeks or before the date of listing.
9. Learned Counsel Mr. Enosh Geroqe Carlo raised the issue of certain IAs and sought a short time to narrate it and to argue it. Objection, if any on the pending I.As may be filed by the BMC/Respondents within three weeks. Since the matter is pending from 2022 and being monitored by this Tribunal, thus respondents are again directed to comply the directions issued vide para 7 & 8 of this Tribunal order dated 17.09.2025 and submit the compliance report before next date of hearing of this case without fail.

List it on **4th December, 2025.**

Sheo Kumar Singh, JM

Sudhir Kumar Chaturvedi, EM

03rd November, 2025,
Original Application No.07/2022(CZ)
With
Original Application No.12/2022(CZ)
(I.A. No.47/2022, I.A. No.100/2023, I.A. No.101/2023
I.A. No.102/2023, I.A. No.103/2023 & I.A. No.06/2024)
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