

Item No.11 (i) & (ii):-

**BEFORE THE NATIONAL GREEN TRIBUNAL
SOUTHERN ZONE, CHENNAI**

(Through Video Conference)

**Original Application No.30 of 2023 (SZ) &
I.A. No.43 of 2023 (SZ)**

WITH

**Original Application No.31 of 2023 (SZ) &
I.A. No.44 of 2023 (SZ)**

IN THE MATTER OF:

Manjunath Poojari
Udupi District, Karnataka.

...Applicant(s)

With

Union of India
Through its Secretary
MoEF&CC, New Delhi and Ors.

... Respondent(s)

Date of hearing: 04.08.2023.

CORAM:

HON'BLE Smt. JUSTICE PUSHPA SATHYANARAYANA, JUDICIAL MEMBER

HON'BLE Dr. SATYAGOPAL KORLAPATI, EXPERT MEMBER

For Applicant (s): Mr. G. Stanly Hebzon Singh.

For Respondent(s): Mr. Rajat Jonathan Shaw represented
Mr. Darpan K.M. for R2, R4 & R5.
Mr. H.K. Vasanth for R3.

ORDER

1. The SEIAA – Karnataka has filed its site inspection report and found that at the time of inspection, there was no mining activity carried out and the river flow was good. They also went in a boat inside the river to study the impact of the mining. However, could not make it thorough assessment of the extent and implications of the sand mining by the project authorities, as there was a good flow of water in the river.
2. The Department of Mines and Geology in its communication dated 18.04.2023 has stated that the technical officers have checked the location on 17.04.2023 and 18.04.2023 in ILMS software and as per the report given to suspend the permit of the sand mining lease area, the license has been suspended in ILMS software on 18.04.2023. The sand mining and transportation in Sand Mining Lease No.UDPNSAOS01 and UDPNSAOS02 are also suspended. A direction was given to the project proponent to stop the sand booking of the Sand Mining Contract No.UDPNSAOS01 and UDPNSAOS02 in Udupi e-Sand app immediately.
3. As had been admitted by the SEIAA – Karnataka that they are not able to assess the extent and implications of the sand mining, hence, the SEIAA – Karnataka is directed to file a detailed report of illegal mining and the impact on the environment after obtaining Bathymetric Study report from the Director – Mines and Geology Department and arrive at the compensation based on the same.

4. The copy of the EC furnished to us did not contain the details under which category the EC was granted originally. Let the SEIAA – Karnataka also mention the same in its report.
5. Post the matter on **12.09.2023**.

Sd/-
Smt. Justice Pushpa Sathyanarayana, JM

Sd/-
Dr. Satyagopal Korlapati, EM

O.A. No.30/2023 (SZ)
I.A. No.43/2023 (SZ)
O.A. No.31/2023(SZ)
I.A. No.44/2023 (SZ)
04th August, 2023. Mn.

