

Item No.07:-

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

(Through Video Conference)

Original Application No. 148 of 2022(SZ)

IN THE MATTER OF:

Dr. Sushmitha, Chennai.

...Applicant(s)

Versus

The Member Secretary, SEIAA,
Chennai and Ors.

...Respondent(s)

Date of hearing: 01.03.2023.

CORAM:

HON'BLE Smt. JUSTICE PUSHPA SATHYANARAYANA, JUDICIAL MEMBER

HON'BLE Dr. SATYAGOPAL KORLAPATI, EXPERT MEMBER

For Applicant(s):

Mr. Abdul Saleem along with
Mr. S. Saravanan.

For Respondent(s):

Mr. G.M. Syed Nurullah Sheriff for R1.
Dr. D. Shanmuganathan for R2, R4 & R6.
Mr. Nishanth represented
Mrs. Shanmugavalli Sekar for R3 & R5.
Mr. S. Kuberan represented
Mr. V. Anandha Murthy & S. Koushik for R8 & R10.

ORDER

1. In the report of the District Collector dated 28.02.2023, it is specifically stated that the Special Team was constituted by him headed by the (i) District Revenue Officer and assisted by the (ii) Assistant Director - Survey and Land Records, Karur, (iii) District Environmental Engineer - Tamil Nadu Pollution Control Board, Karur, (iv) Revenue Divisional Officer - Karur and Kulithalai, (v) Tahsildar of all taluks and (vi) the Inspector of Police of the respective jurisdiction to inspect and take appropriate action.
2. The aforesaid team had verified all the quarries of the lease expired, abandoned, and operation under current lease periods and their adherence to the Act and Rules. The application mentioned area was inspected on 03.12.2022 and the report reveals that the 10th respondent had quarried beyond the previously permitted depth of 12 meters by the SEIAA as per the earlier lease operated in 1.62.50 Hectares. Out of 2.34.50 Hectares of patta land, in S.F. No.2/2 of Sivyam (North Village), they have excessively quarried and removed 5,36,250 Cu.M. of Rough Stone by using modern machinery. In Sy. No.9/2B of the same village, it is reported to have evidence of unauthorized stone quarrying which the committee measured to be about 1,96,289 Cu.M. The Special District Level Team report was referred to the Revenue Divisional Officer - Kulithalai to take appropriate action under the Tamil Nadu Minor Mineral Concession Rules, 1959.
3. While so, it is now complained by the applicant that the 8th respondent is doing illegal crushing by installing new machinery of which the report is silent.

4. Therefore, we direct **(i)** the District Environmental Engineer – Tamil Nadu Pollution Control Board, Karur and **(ii)** a Senior Officer from the State Environmental Impact Assessment Authority (SEIAA) – Tamil Nadu to inspect the application mentioned property for quarrying as well as crushing operations, after issuing a notice to the applicant and file a detailed report. They are also directed to assess the environmental compensation for the violations already reported by the District Collector and for any violations that may be found.

5. Post the matter on 15.03.2023.



Sd/-

Smt. Justice Pushpa Sathyanarayana, JM

Sd/-

Dr. Satyagopal Korlapati, EM

O.A. No.148/2022(SZ)
01st March 2023. Mn.

