

Item No.1:-

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

Tuesday, the 05th day of September 2023.

(Through Video Conference)

Original Application No.128 of 2023 (SZ)

IN THE MATTER OF:

1) Gajjala Yoganand Foundation

[GY Foundation Regd. No. 287/BK-IV/2019]

Represented By its Authorized Representative: -

Ramesh Somisetty

S/o S. Shankaraiah,

Aged about 54 years,

Occupation – Volunteer GY Foundation,

Office: #709, Manjeera Trinity Corporate,

JNTU Hitech City Road, Kukatpally,

Hyderabad – 500 072, Telangana.

2) Human Rights & Consumer Protection Cell Trust

Regd. No. 1/IV/2014

Represented By its Managing Trustee: -

Thakur Rajkumar Singh

S/o Late Sri. T. Deen Dayal Singh

Aged about 52 years,

Occupation – Managing Trustee – HRCPC Trust

BHEL MIG 982, Serilingampally,

Hyderabad – 502 032, Telangana State.

...Applicant(s)

Versus

1) The State of Telangana

Rep. by its Chief Secretary

Telangana Secretariat,

Hyderabad – 500 063, Telangana State.

2) The Metropolitan Commissioner

Hyderabad Metropolitan Development Authority

Swarna Jayanti Complex, Sanjeeva Reddy Nagar Rd,

Srinivasa Nagar, Ameerpet, Hyderabad – 500 038,

Telangana State.

3) Lake Protection Committee

(G.O.Ms. No. 157 - MAUD, Dt. 06-04-2010)

Rep. By its Member Convenor: Member Environment

Swarna Jayanti Complex, Sanjeeva Reddy Nagar Rd,

Srinivasa Nagar, Ameerpet, Hyderabad – 500 038,

Telangana State.

4) The Member Secretary

Pollution Control Board,
A-3, Paryavaran Bhavan,
Sanathnagar, Hyderabad – 500 018,
Telangana.

5) The District Collector - Rangareddy District

District Collectorate, Kongara Kalan Village,
Ibrahimpattanam Mandal, Kongara Kalan 501510,
Telangana.

6) The Municipal Commissioner

Greater Hyderabad Municipal Corporation
CC Complex, Tank Bund Road, Lower Tank Bund,
Hyderabad – 500 063, Telangana State.

7) The Superintending Engineer – North Tanks Division,

Hyderabad Lakes & Water Bodies Management Circle,
3rd Floor, Buddha Bhavan, MG Road, Secundrabad 500 017,
Telangana.

8) The Tahsildar

Serilingampally Mandal,
MRO Office, Serilingampally – 500 032,
Telangana State.

...Respondent(s)

For Applicant(s): Mr. Thakur Rajkumar Singh.

For Respondent(s): Mrs. Renuka Devi represented
Mrs. H. Yasmeen Ali for R1, R5, R7 & R8.

CORAM:

HON'BLE Smt. JUSTICE PUSHPA SATHYANARAYANA, JUDICIAL MEMBER

HON'BLE Dr. SATYAGOPAL KORLAPATI, EXPERT MEMBER

ORDER

1. The applicant has filed the above Original Application in the interest of the public seeking a direction to the official respondents to eliminate all the unauthorized structures encroaching upon the FTL and buffer zone of Gopi Cheruvu and Chakalavani Cheruvu along with their associated flood water channels in Serilingampally Mandal, State of Telangana.

2. According to the applicants, during the monsoon season, severe flooding happens particularly affecting the railway underpass situated in Serilingampally causing a ripple effect impacting the residential colonies and the road users in and around the area. It is alleged that it is because of the encroachments on the above referred two lakes.
3. The applicant also points out that the said incident has been reported in newspapers. He has also furnished photographs to show that the channels are blocked due to the illegal dumping of garbage and debris.
4. Admittedly, there is a **Writ Petition No.251 of 2020** filed as a Public Interest Litigation before the Hon'ble High Court of Telangana seeking a direction to the official respondents for protecting over 3000 Lakes spread across seven districts coming under the control of the Hyderabad Metropolitan Development Authority (HMDA).
5. The learned counsel appearing for the State of Telangana specifically pointed out that the above referred Gopi Cheruvu and Chakalavani Cheruvu are also included in the said writ petition, which is still pending.
6. In this regard, the first applicant himself has given a representation dated 22.07.2023 to the Zonal Commissioner, Circle 20, GHMC, Ranga Reddy District who is the 6th Respondent herein for allocating adequate funds and resources to maintain the infrastructure and prevent recurring problems due to flooding in the above referred areas.
7. Though the said representation was made on 22.07.2023, even after a month, there seems to be no response from the GHMC. As pointed out the same subject is pending before the Hon'ble High Court of Telangana in W.P. No.251 of 2020 and the applicants also have taken the right action under the Telangana Water, Land and Trees Act,

2002, we direct the 6th Respondent/Greater Hyderabad Municipal Corporation (GHMC) to consider the representation given by the applicant **within a period of 4 (Four) weeks from today** after affording an opportunity of personal hearing and take appropriate action after inspecting the said area. Let the 6th Respondent report compliance of the same after 6 (Six) weeks.

8. With the above directions, **the Original Application [O.A. No.128 of 2023 (SZ)] is disposed of.**
9. Let the matter be listed after six weeks for reporting compliance.

Sd/-
Smt. Justice Pushpa Sathyanarayana, JM

Sd/-
Dr. Satyagopal Korlapati, EM

O.A. No.128/2023 (SZ)
05th September, 2023. Mn.

Copy to

The Municipal Commissioner
Greater Hyderabad Municipal Corporation.