

Item No. 06:

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

(Through Video Conference)

Original Application No. 98 of 2022(SZ)

&

I.A. No. 179 of 2022(SZ)

IN THE MATTER OF:

Velupula Narsaiah, Telangana.

...Applicant(s)

Versus

The Chairman, SEIAA, Telangana State
and Ors.

...Respondent(s)

Date of hearing: 05.01.2023.

CORAM:

HON'BLE Smt. JUSTICE PUSHPA SATHYANARAYANA, JUDICIAL MEMBER

HON'BLE Dr. SATYAGOPAL KORLAPATI, EXPERT MEMBER

For Applicant(s): Ms. Ramesh Ganapathy.

For Respondent(s): Ms. Dayana represented
Mr. T. Sai Krishnan for R1 to R3.
Mrs. Yasmeen Ali for R4 to R11.
Mr. Manohar Reddy for R12.

ORDER

1. From the records available, it is seen that as per the proceedings of the Assistant Director, Mines & Geology, Suryapet District dated 20.08.2020 the lease was granted in favour of the 12th respondent, Sri. G. Peddulu, was extended for a further period of 5 years from 14.12.2017 to 13.12.2022.
2. The prayer in the Original Application is to cancel the quarry lease for Road Metal and Rough Stone granted in favour of the 12th respondent over the land for an extent of 01 Hectare in Survey No. 683 in Thonda Village, Thirumalagiri Mandal, Suryapet District. From the records, it appears that the lease itself has come to an end by apocalypse of time.
3. Ironically, the extension was granted only on 20.03.2020, which is almost after 3 years. If the 12th respondent was permitted to operate before the extension to be granted whether the said period would be deemed as violation. It is now stated that the 12th respondent had stopped quarrying but the crushing activity is going on. If that is so, let the Pollution Control Board as well as the Mining Department to say from where the 12th respondent has procured the raw material for the crushing unit.

4. The allegation in the application is that the 12th respondent has mined in excess of what was permitted. If that is so, the action taken by the Mines & Geology Department also to be reported by the 5th respondent.
5. The Pollution Control Board also filed a report regarding their action taken. The 12th respondent had applied for CFO to the State Pollution Control Board which issued the CFO order on 27.04.2022 which is valid up to 31.03.2029. After the CFO was issued, it appears that there seems to be a closure order and revocation order the dates of which are not given in order. Hence, we adjourn the matter for the Learned Counsel to prepare the dates and events and let us know whether the mining as well as the crushing operations are going on or closed. If they are already closed what was the steps they have taken for any illegal action of the 12th respondent for the alleged illegal mining.
6. Post the matter on 14.02.2023.

Sd/-

Smt. Justice Pushpa Sathyanarayana, JM

Sd/-

Dr. Satyagopal Korlapati, EM

O.A. No. 98/2022(SZ) &
I.A. No. 179/2022(SZ)
05th January 2023. AD.