

**BEFORE THE NATIONAL GREEN TRIBUNAL
PRINCIPAL BENCH, NEW DELHI**

Original Application No. 123/2024
(IA No. 59/2024)

Sudesh Kumar

Applicant

Versus

State of Haryana & Ors.

Respondent(s)

Date of hearing: 05.02.2024

**CORAM: HON'BLE MR. JUSTICE PRAKASH SHRIVASTAVA, CHAIRPERSON
HON'BLE DR. A. SENTHIL VEL, EXPERT MEMBER
HON'BLE DR. AFROZ AHMAD, EXPERT MEMBER**

Applicant: Mr. Gaurav Jain, Adv.

ORDER

1. In this original application, plea of the Applicant is that the land bearing Khewat No. 2214, Khatauni No. 3425 and Khewat No. 2215/1964, Khatauni No. 3425 situated at Village Pratapgarh, Mauja Gaunchi, Faridabad, Haryana belongs to the Forest Department and Health Department and the said land has not been transferred to the Municipal Corporation, Faridabad but the Municipal Corporation, Faridabad along with the Project Proponent - Respondent No. 8 has cut down around 500 protected trees and the land is being used for construction of landfill site (Solid Waste Management fresh waste treatment facilities) by the said respondent.

2. Learned Counsel appearing for the Applicant has also submitted that when this fact was brought to the notice of Forest Department, they have put a notice board on the land mentioning that the land belongs to the Forest Department,

3. The OA raises substantial issue relating to compliance of environmental norms.

4. Issue notice to the respondents. The Applicant is directed to serve the respondents and file affidavit of service at least one week before the next date of hearing.

5. Having regard to the nature of grievance raised in the OA, we also deem it proper to form a Joint Committee comprising of representative of Member Secretary, Central Pollution Control Board (CPCB), Member Secretary, State Pollution Control Board (SPCB), Regional Officer, Ministry of Environment, Forests and Climate Change (MoEF&CC) and District Magistrate, Faridabad. The District Magistrate, Faridabad will act as nodal agency for coordination and compliance.

6. The Joint Committee will carry out the site inspection, ascertain the correct position relating to nature of land from the revenue record and also ascertain truthfulness of the allegations made in the OA and file factual and action taken report before the Tribunal at least one week before the next date of hearing by e-mail at judicial-ngt@gov.in preferably in the form of searchable PDF/OCR Support PDF and not in the form of Image PDF.

7. List on 02.04.2024.

8. A copy of this order be forwarded to CPCB, SPCB, MoEF&CC and District Magistrate, Faridabad by e-mail for compliance.

Prakash Shrivastava, CP

Dr. A. Senthil Vel, EM

Dr. Afroz Ahmad, EM

February 05, 2024
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DV.