

BEFORE THE NATIONAL GREEN TRIBUNAL, CENTRAL ZONAL BENCH, BHOPAL

Application No. 02/02013(THC) (CZ)

Nityanand Mishra V/s State of Madhya Pradesh & Ors.

CORAM : HON'BLE MR. JUSTICE DALIP SINGH, JUDICIAL MEMBER
HON'BLE MR. P.S.RAO, EXPERT MEMBER

PRESENT : Applicant : Shri Nityanand Mishra, Advocate
Respondent no. 1, 3 & 5: Shri Sachin K.Verma, Advocate
with Shri Ayush Dev Bajpai, Advocate
Respondent no. 2 : Shri Shivendu Joshi, Advocate
for Shri Purushaindra Kaurav, Advocate
Respondent no. 4 : Shri Sandeep Singh, Adv. for CPCB
Respondent no. 6 : Shri Deepesh Joshi, Advocate
Ms. Anjum Feroz, Advocate
Shri Rohit Sharma, Advocate
Respondent no. 7 : Shri Sambhav Sogani, Advocate

Date and Remarks	Orders of the Tribunal
Item no. 1 29 th April, 2014	<p>Shri Deepesh Joshi, Learned Counsel for the Municipal Board, Chitrakoot submits that he has visited the area and will be submitting his report before the Tribunal. The petitioner has submitted a rejoinder and the same is ordered to be taken on record.</p> <p>The Learned Counsel for the parties submitted that the condition of the river water upstream of Ramghat can be improved if the canal water from the Bargi Dam can also be brought up to Madgaon & Pindra and released into the Mandakini river which would ensure a regular flow of water into the river so as to improve the water quality as during the lean months of summer particularly after February & March the flow in the river is considerably reduced. Though, the State Government has initially responded that it is not feasible however we direct that the Engineer in Chief shall appear before this Tribunal to submit as to whether said plan is feasible or not and in case it is feasible what will be the cost factor for the aforesaid purpose. The Engineer in Chief shall also submit as to what measures other than the diversion of the water from the canal from the Bargi Dam, can be adopted so as to ensure a regular and uninterrupted flow of water in the</p>

Mandakini river so as to maintain the water quality at least upstream of Ramghat since Ramghat is the most important place of religious sanctity for the pilgrims visiting Chitrakoot.

We may observe that this issue was also one of the suggestions which came for consideration in the meeting dtd. 29.04.2013 held by the Chief Secretary. The Irrigation Department of the State Government is therefore directed to consider and suggest apart from the aforesaid two proposals any other proposal that may be feasible for the aforesaid purpose.

In the meanwhile we find that the bailable warrant issued against Smt. Aruna Shukla has not been received after service. The Registrar is directed to issue reminder to the Superintendent of Police as well as CJM to whom bailable warrant against Smt. Aruna Shukla had been sent.

As requested, the matter be listed on 26.05.2014.

.....JM
(DALIP SINGH)

.....EM
(P.S.RAO)