

Item No. 01

**BEFORE THE NATIONAL GREEN TRIBUNAL
CENTRAL ZONE BENCH, BHOPAL
(Through Video Conferencing)**

Original Application No.07/2025(CZ)

Kamlesh Roj

Applicant(s)

Vs.

State of Rajasthan & Ors.

Respondent(s)

Date of Hearing: 21.01.2025

**CORAM: HON'BLE MR. JUSTICE SHEO KUMAR SINGH, JUDICIAL MEMBER
HON'BLE DR. AFROZ AHMAD, EXPERT MEMBER**

For Applicant (s) : Mr. Kamlesh Roj, Adv.
(Applicant in Person with
Ms. Seema Roj, Adv.

For Respondent(s) : None.

ORDER

1. The issue raised in this application are protection of Historical Hingonia Dam from the encroachment from the local residence violating the environmental norms and damaging the area of water body.
2. The Hingonia Dam receives its water from multiple sources, including the Kalakh Dam Feeder located in Phulera, Jaipur Rural through Bandi River, Sardiya Nadi along with several other smaller feeders that contribute. water to the Hingonia Dam. The Hingonia Dam relies on several water sources, including the Kalakh Dam Feeder through Bandi River, Sardiya Nadi. The Bandi River Feeder, the primary source, has been severely impacted by encroachments, which ultimately effecting catchment area of Dam as well flowing area of Bandi River at large which is disrupting water flow and adversely affecting local agriculture.

3. The low level and high level Bookni canals has similarly faced encroachments due to which canal banks got damaged, leading to significant environmental degradation. The stream to the Hingonia Dam catchment area has been obstructed, and the respondent authorities have failed to address these encroachments despite numerous notices issued by them and protests from local villagers of surrounding areas. The ongoing commercial encroachments, deposition of waste, deforestation are causing halted water supply, with severe ecological and environmental consequences.
4. Respondents have unlawfully converted catchment areas of Hingonia Dam and Flowing area of Bandi River into commercial uses, such as Hotels, societies, car showrooms, private land etc. violating environmental regulations and contributing to the degradation of water bodies. The commercial waste, road concerts, leveling up of roads and improper waste management practices poses, health risks and further disrupts water flow. The petition seeks directives for the restoration of encroached lands, cessation of illegal constructions, removal of anicuts and roads and removing extra leveling of soil from catchment area of Dam and flowing area of Bandi River and remediation of the pollution affecting the Hingonia Dam's functionality and. surrounding environment.
5. A substantial issue of environment has been raised.
6. Issue notice to the respondents, returnable within four weeks. Respondents are directed to submit their reply within six weeks through E-filing portal, preferably in the form of searchable PDF/ OCR Support PDF and not in the form of Image PDF.
7. Applicant is directed to take necessary steps for service to the respondents by both ways and also on available email.
8. We deem it just and proper to call a report on the matter in issue in present Original Application, from a Joint Committee consisting of:-

- i. One representative from Principal Secretary, Water Resource Department, Govt. of Rajasthan.
- ii. One representative from the Principal Secretary, Urban Development and Housing, Govt. of Rajasthan, Jaipur.
- iii. One representative from the CPCB, Rajasthan.
- iv. One representative from the Rajasthan Pollution Control Board.

9. The Committee is directed to visit the place and submit the factual and action taken report within six weeks. The State PCB will be the nodal agency for coordination and logistic support.

10. Applicant is directed to supply the copy of the application and relevant documents to the Committee and Respondent(s) within a week and after compliance of service, the applicant has to submit an affidavit that the notice and copy of the application have been served upon the Committee and respondent(s).

11. The report in the matter be filed by the Committee through email at ngtczbbho-mp@gov.in preferably in the form of searchable PDF/OCR Support PDF and not in the form of Image PDF.

List it on **05th March, 2025.**

Sheo Kumar Singh, JM

Dr. Afroz Ahmad, EM

21st January, 2025
O.A. No. 07/2025(CZ)
PN