

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

**Original Application No.116 of 2024
[(Earlier O.A. No. 755 of 2023(PB))]**

Thiru. M.J.Sankar

Vs

The State of Tamil Nadu & others

...Respondents

INDEX

S.No	Description	Page No.
1.	JOINT COMMITTEE INSPECTION REPORT BASED ON THE ORDERS OF THE HON'BLE NATIONAL GREEN TRIBUNAL IN O.A.NO.116 OF 2024 (EARLIER IN NGT(PB) O.A.775 OF 2023)	1 - 5



**Advocate
Thiru.S. Sai Sathya Jith,
Advocate, Chennai.**

Joint Committee Inspection Report based on the orders of the Hon'ble National Green Tribunal in O.A.No.775 of 2023 (Now O.A.No.116 of 2024) Dated .01.2025

Date of Inspection: 24.12.2024.

Officers Present:

1. Tmt. K. M. Sarayu, I.A.S.,
District Collector,
Krishnagiri District
2. Dr. P.Jayapal, Deputy Director,
Department of Geology and Mining,
Krishnagiri District.
3. Er. M.Selvakumar, M.Tech.,
District Environmental Engineer,
Tamil Nadu Pollution Control Board, Hosur.

It is respectfully submitted that the Hon'ble National Green Tribunal, Principle Bench New Delhi has passed orders on 08.02.2024 in O.A.No.775 of 2023 (Now O.A.No.116 of 2024) filed by one Thiru. M. J. Sankar wherein directed to constitute Joint Committee comprising of representatives of Department of Geology and Mining, Tamil Nadu Pollution Control Board and the District Collector, Krishnagiri to undertake site inspection for verifying the factual position and take appropriate remedial action by following due course of law and the Tamil Nadu Pollution Control Board is the Nodal Agency for co-ordination and compliance.

2). As per order passed by the Hon'ble National Green Tribunal, Principle Bench New Delhi has passed orders on 08.02.2024 in O.A.No.775 of 2023 (Now O.A.No.116 of 2024), the Member Secretary of TNPCB has nominated the District Environmental

Engineer, TNPCB, Hosur as the nodal officer for the joint committee. The Joint Committee meeting was held on 27.11.2024, in presence of the District collector, Krishnagiri, the District Environmental Engineer, TNPCB, Hosur and Deputy Director, Geology and Mining, Krishnagiri District (as nominated by Department of Geology and Mining) and decided to inspect the site along with the applicant (Thiru. M.J. Shankar) and representatives of the concerned project proponents to verify the factual position and to take appropriate remedial action, as directed the Hon'ble NGT (PB). Communication was also sent to Thiru. M. J. Shankar by RPAD to attend the inspection on 24.12.2024.

3)The Joint Committee comprising of District collector, Krishnagiri, District Environmental Engineer, TNPCB, Hosur and Deputy Director, Geology and Mining, Krishnagiri District has carried out field inspection on 24.12.2024 along with the representatives of the concerned project proponents (Mr. Gandhi) in the quarry land bearing S.F.No.745 part of Nagojanahalli Village, Pochampalli Taluk, Krishnagiri District. The applicant Thiru. M.J. Shankar has been addressed to attend the inspection however he has not attended the inspection.

During the Joint inspection, the following were observed

- 1) At present, no quarrying activity was carried out. However, illicit quarry pit was noticed in the field.
- 2) The Revenue officials and DD Mines have confirmed that the illicit quarry operation has been carried out in the non-lease area S.F.No. 744/5, 744/15 of Nagojanahalli Village, Pochampalli Taluk, Krishnagiri District.
- 3) Also, illicit quarry site, area, depth, volume and Quantity of Granite as mined as calculated by DD, mines and tabulated below

S.No.	S.F.No.	Area (m ²)	Depth (m)	Volume (m ³)	Quantity of illegal quarrying of Colour Granite [Recovery @10% (m ³) as per Approved Mining Plan of nearby quarry site]
1	744/5	419.0	8.30	3477.70	347.77
2	744/15	5.44	8.30	45.152	4.515
	Total	424.44		3522.852	352.285

Note: Out of total 352.285 Cbm of colour granite illegally quarried from S.F.No.744(P), the penalty was already levied for the quantity of 210.820 Cbm by the District Collector, Krishnagiri vide Rc.No.862/2020/Mines, dated 03.11.2021 and necessary action will be taken for levying penalty for remaining quantity of 141.465 Cbm.

Also, it is submitted that the District Collector, Krishnagiri vide Rc.No.862/2020/Mines, dated 03.11.2021 had already levied penalty for a sum of Rs.67,03,67,169/- on Thiru.A.Anbaruvi for indulging in illicit quarrying of 17821.470 Cbm of grey granite from lease hold area in S.F.No.774 and 1447.200 Cbm of grey granite from non-lease area in S.F.No.774(P) and 210.820 Cbm of grey granite from non-lease area in S.F.No.744(P). As on date, no quarrying operation is found in the expired quarry lease area and water logging is observed in the expired quarry pit.

4) Further, an expired granite quarry pit in S.F.No. 774 was found adjoining to subject area in S.F.No.744. The said expired quarry lease was granted to Thiru.A.Anbaruvi for quarrying grey granite under the Erstwhile Rule 39 of Tamil Nadu Minor Mineral Concession Rules, 1959 vide G.O.3D.No.94, Industries Department, dated 02.05.1995 for the period from 16.05.1995 to 15.05.2005. In respect of the said expired quarry lease.

5) As per the details furnished by the Geology and Mining Department, the said illegal mining was carried out during the period from 16.05.1995 to 15.05.2005 i.e.,

before the enactment of the EIA Notification, 2006. Hence, it may not attract the legal provisions of the said Notification.

In view of the above, the Joint Committee has recommended to take necessary action for levying penalty by the competent authority on Thiru. Anbaruvi for the remaining quantity of 141.465 Cbm of grey granite which was illegally quarried from the non-lease area in S.F.No.744/5 and 744/15, as pre the details furnished by the DD Mines.

M.S. 24/12/2024

District Environmental Engineer,
Tamil Nadu Pollution Control Board,
Hosur.

W. Banaraj 24/12/24

Deputy Director,
Department of Geology and Mining,
Krishnagiri District.

Anand 24/12/24

District Collector,
Krishnagiri District.

Photos taken during Joint committee inspection on 24.12.2024



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

**Original Application No.116 of 2024
[(Earlier O.A. No. 755 of 2023(PB))]**

Thiru. M.J.Sankar

Vs

**The State of Tamil Nadu & others
...Respondents**

**JOINT COMMITTEE INSPECTION
REPORT BASED ON THE ORDERS
OF THE HON'BLE NATIONAL
GREEN TRIBUNAL IN O.A.NO.116
OF 2024 (EARLIER IN NGT(PB)
O.A.775 OF 2023)**

**Advocate for Respondent: TNPCB
Thiru.Sai Sathya Jith,
Advocate, Chennai.**

Date:06.01.2025

Date of Hearing on:07.01.2025