

Item No.2

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

Original Application No. 34/2025(CZ)

Rajendra Tiwari

Applicant (s)

Vs.

Union of India & Ors.

Respondent(s)

Date of Hearing: 25.03.2025

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

For Applicant (s):

Mr. Vaibhav Pancholy, Adv.

For Respondent(s):

ORDER

1. The grievance of the applicant is illegal operation of Hotel Indana Palace by respondent no. 14 at the distance of 95 meters from the boundary of Nahargarh Wildlife Sanctuary and commercial establishment also falls within the Eco Sensitive Zone of Nahargarh Wildlife Sanctuary and further private respondent has not obtained requisite permission such as recommendations of National Wildlife Board, permission from State Forest Department, Rajasthan State Pollution Control Board and Central Ground Water Authority and the impugned commercial establishment is being operated without there being requisite permission under Environment Protection Act, 1986, Water Act 1974, Air Act 1981 and also wildlife clearance in view of EIA

Notification 2006, the questioned commercial establishment is situated at the distance of 95 meters from the boundary of Nahargarh Wildlife Sanctuary and falls within the periphery of Eco Sensitive Zone of Nahargarh Wildlife Sanctuary. Further contention of the applicant is to stop the illegal commercial and non forest activities which is being carried out by the private respondent in the village Nangal Sunsawatan, Jaipur within the periphery of Eco Sensitive Zone of Nahargarh Wildlife Sanctuary.

2. A substantial issue of environmental has been raised. Issue notice to the respondents. Returnable within four weeks.
3. Applicant is directed to take necessary steps for service to the respondents by both ways and also on available email.
4. 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.
5. We deem it just and proper to call a report on the matter in issue, in present application, from a Joint Committee consisting of:
 - (i) One Representative from the Principal Chief Conservator of Forest-cum Chief Wildlife Warden, Forest Department, Government of Rajasthan(Rajasthan)
 - (ii) One Representative from the Regional Director (Western Region Jaipur), Central Ground Water Board, Jaipur (Rajasthan)
 - (iii) One Representative from the Rajasthan State Pollution Control Board, Jaipur (Rajasthan)
 - (iv) One Representative from the Member Secretary, National Wildlife Board, New Delhi.
6. The Committee is directed to visit the site and submit the factual and action taken report within six weeks. The State PCB will be the nodal agency for coordination and logistic support.

7. Applicant is directed to supply the required documents and copy of the application to the committee and the respondents within a week and after compliance of service, the Applicant has to submit an affidavit that notices and copy of the application have been served upon the committee and respondents.
8. The report in the matter be filed by the Committee by 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 **4th July, 2025.**

Sheo Kumar Singh, JM

Dr. Afroz Ahmad, EM

25th March 2025
O. A No. 34/2025(CZ)
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