

Item No. 2

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

Original Application No. 252/2024(CZ)

Daulat Ram

Applicant (s)

Vs.

State of Rajasthan & Ors.

Respondent(s)

Date of Hearing: 09.04.2025

**CORAM: HON'BLE MR. JUSTICE SHEO KUMAR SINGH, JUDICIAL MEMBER
HON'BLE DR. A SENTHIL VEL, EXPERT MEMBER**

For Applicant (s):

Mr. Yadvendra Yadav, Adv.

For Respondent(s):

Mr. Vaibhav Thakuria, Adv.

Mr. Deepesh Shukla, Adv.

Mr. Sayani Rawat, Adv.

Mr. Rajat Sharma, Adv.'

Mr. Rachit Soni, Adv. on behalf of

Mr. Shoeb H. Khan, Adv,

ORDER

1. The issues raised in this application is construction of Arial rope way system connecting the base of Savitri Mandir hill by respondent no.5 M/s Damodar Ropeway & Infra Ltd.and encroachment on the forest land by the agency. A report was called by a committee constituted by this Tribunal and the committee has submitted that :

- i. Some permanent constructions and structures including ticket counter, washrooms, cafeteria and septic tank are on forest land.
 - ii. Additional land of 1280.06 sq. mtr. has been encroached from the forest land in violation of environmental rules without permission from any authority.
 - iii. There is a diesel generator for which there is no permission by the competent authority.
2. Rajasthan State Pollution Control Board has filed the reply, which is on record. The State PCB is directed to submit the action taken report in light of the encroachment highlighted by the joint committee mentioned above and details mentioned in the report. Rest of the respondents are directed to submit the reply within two weeks. State PCB is directed to serve the copy of the application and relevant document to the respondent specially 1,4 and 5 to submit the reply positively within two weeks.
3. Learned Counsel for the respondent no. 5/Project Proponent put in appearance and submitted that copy of the report has not been provided to him. In response thereof Learned Counsel for the applicant has submitted that the copy of the report is uploaded and available on the website of NGT and the applicant/respondent may download from the website. However, the report may also be sent on the available e-mail of Learned Counsel for the Respondent no. 5. Reply may be filed within two weeks. Learned Counsel for the applicant has further argued that the activities of the Project Proponent are in contravention to the application submitted or EC granted and in violation of environmental rules. State PCB is

directed to submit the report on that point. Learned Counsel for the State sought a short time to submit the reply. The same may be filed within two weeks.

4. List it on **22nd May, 2025**.

Sheo Kumar Singh, JM

Dr. A Senthil Vel, EM

9th April 2025
O. A. No. 252/2024(CZ)
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