

**BEFORE THE NATIONAL GREEN TRIBUNAL,
PRINCIPAL BENCH, NEW DELHI**

Original Application No. 197 of 2014

**Aviation Employees Co-operative House Building Society Ltd.
Vs.
Commissioner, EDMC**

**CORAM : HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER
HON'BLE PROF. A.R. YOUSUF, EXPERT MEMBER
HON'BLE MR. RANJAN CHATTERJEE, EXPERT MEMBER**

Present:	Applicant: Respondent No. 1:	Appearance not marked Mr. Balendu Shekhar and Mr. Vivek Jaiswal, Advs.
	Respondent No. 3 :	Mr. Narender Pal Singh and Mr. Dinesh Jindal, LO, DPCC Ms. Panchajanya Batra Singh, MoEF & CC Mr. Sanjay Dewan, Adv. for Delhi Police

Date and Remarks	Orders of the Tribunal
<p>Item No. 08</p> <p>July 16, 2015</p>	<p>Heard. Perused.</p> <p>The Applicant - Housing/Building Society has come with a grievance that unauthorized auto shops and building material shops situated at 80 feet road on its north side are generating air and noise pollution and these shops need to be removed as they are situate in non-conforming/residential area. In response to this Commissioner, EDMC has shown his readiness and willingness to take measures for removal of such shops from the non-conforming residential area in accordance with law.</p> <p>Core issue in the present application is of air and noise pollution of the environment in the vicinity of the said society. Going by inclusive definition of the "environment" in Environment (Protection) Act, 1986, one can easily grasp that it is not only natural elements but also inter-relationship among and between land, air, water and human beings, living creatures, plants, micro-organism. This indicates that there is reciprocity amongst</p>

and between natural elements, life and property and therefore in the litigation on the environmental issue there has to be reciprocity of rights and duties between the parties to lis which needs to be enforced for complete and effectual redressal of the grievances. We therefore direct the Applicant Society to place before us the following details:-

1. Total Number of dwelling units in the Society.
2. Total Number of Vehicles owned and or possessed/used by the dwellers.
3. Total Parking space available in the Society.

These details may help us to pass further order.

Let the details be placed before the Tribunal by the next date of hearing.

List this case on 05th August, 2015.

.....,JM
(U.D. Salvi)

.....,EM
(Prof. A.R. Yousuf)

.....,EM
(Ranjan Chatterjee)