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

## Original Application No.93 of 2014 (M. A. NO. 412 OF 2014)

## **IN THE MATTER OF:**

Himalaya Environment & Employment Co-operative Society Ltd. State of Uttarakhand & Ors.

**CORAM:** HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON

HON'BLE MR. JUSTICE M.S. NAMBIAR, JUDICIAL MEMBER

HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER HON'BLE PROF. A.R. YOUSUF, EXPERT MEMBER

**Present:** Applicant No.2: Mr. Devendra Kr. Singh and Mr. Anant K.

Vatsya, Advs.

Vatsya, Auvs.
Mr. Mukesh Verma, Adv. Respondent No. 1:

Respondent No.2: Mr. Rahul Verma, AAG of Uttarakhand

Respondent No.3: Ms. Panchajanya Batra Singh, counsel for MoEF

& CC

Date and	Orders of the Tribunal
Remarks	
Item No.	
7	
August	Vide our order dated 18th November, 2015 the
11, 2015	Applicant was directed to be impleaded as Applicant No.
1	2. It is now averred on behalf of the said applicant that
W 1/1/2	the Applicant No. 1 that is Himalaya Environment &
113	Employment Co-operative Society Ltd. through its office
2	bearer has colluded with the State and has taken a stand
-20	that the project is in no way harming the environment,
	ecology and public interest. This according to the learned
	counsel appearing for Applicant No. 2 is contrary to the
	record and infact the project is causing degradation to the
	environment and ecology and is bound to obstruct the free
	flow of river Ganga. Furthermore, there will be great
	destruction of greenery and trees as it is a soft soil and by
	construction of roads, hills are likely to slide. According
	to him, this factor is required to be taken into consideration
	and he prays that Applicant No.1 be ordered to be

transposed as a Respondent. Learned counsel appearing for the State does not admit the correctness of these submissions. However, he says that without prejudice to the rights and contention on merits of case, he has no objection, if the Applicant No. 1 is transposed as a Respondent. Applicant No. 1 is transposed as Respondent No. 5. Amended memo of parties be filed within two weeks from today. List this matter on 10th September, 2015. (Swatanter Kumar) (M.S. Nambiar) ....,EM (Dr. D.K. Agrawal)

(Prof. A.R. Yousuf)