

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

**Appeal No. 48(T_{HC}) of 2012
With
Application Nos. 39(T_{HC}), 40(T_{HC}) and 41(T_{HC}) of 2012
And
M.A. Nos. 50 to 57 of 2012 in Appeal No. 6 of 2011 (T)
In
Puran Chand & Anr. Vs. State of H.P. & Ors.
And
Court on its own motion Vs. State of H.P. & Ors.
And
Court on its own motion Vs. State of H.P. & Ors.
And
Court on its own motion Vs. State of H.P. & Ors.
And
Durga Ram Sharma Vs. MoEF & Ors.**

CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER
HON'BLE MR. JUSTICE S.N. HUSSAIN, JUDICIAL MEMBER
HON'BLE MR. P. S. RAO, EXPERT MEMBER
HON'BLE MR. RANJAN CHATTERJEE, EXPERT MEMBER

Present: **Appellant/Applicant:** Mr. Ritwick Dutta, Advocate
Respondents No. 1 and 2: Mr. Ajay Marwah and Sumit Sinha
in Appeal No. 48 of 2012(T_{HC}) Advocate
Respondents No. 2 and 4: Mr. Ajay Marwah and Sumit Sinha
In Application Nos. 39, 40 and 41 of Advocate
2012 (T_{HC})
Respondents No. 4 and 5: Mr. Suryanarayana Singh, Advocate
in Appeal No. 48 of 2012(T_{HC})
Respondents No. 1 and 5: Mr. Suryanarayana Singh, Advocate
in Application No. 39 of 2012(T_{HC})
Respondents No. 5: Mr. Suryanarayana Singh, Advocate
in Application No. 40 of 2012(T_{HC})
Respondents No. 1 and 5: Mr. Suryanarayana Singh, Advocate
in Application No. 41 of 2012(T_{HC})
Respondent No. 2: Mr. Vikramjeet, Advocate for Ms.
M.A. Nos. 50 to 57 of 2012 in Neelam Rathore
Appeal No. 6 of 2011 (T)
Respondent No. 3: Mr. Viplov Sharma, Advocate
M.A. Nos. 50 to 57 of 2012 in
Appeal No. 6 of 2011 (T)

Date and Remarks	Orders of the Tribunal
Item No. 12 to 16 August 6, 2013	<p>It is commonly conceded before us that the Forest Clearance proposal made by the Project Proponent has been rejected by the competent authority at the first instance.</p> <p>However, the Project Proponent has submitted a revised plan to the Forest Department, State of Himachal Pradesh.</p> <p>We are informed by the Learned Counsel appearing for the Forest Department, State of Himachal Pradesh that they would be forwarding the proposal with</p>

their comments to MoEF for its considerations. The Learned Counsel appearing for MoEF submits that they would take the final decision on granting Forest Clearance on receipt of the proposal. We, therefore, direct MoEF to take final decision as expeditiously as possible in accordance with law from the date they receive the same from the Forest Department, State of Himachal Pradesh.

We make it clear that the challenges to the Environmental Clearance are independent of the above submissions concerning the proposal for Forest Clearance.

Liberty to file Written Submissions granted.

List the matter on 9th September, 2013 for arguments which will continue on the next date as well.

.....,CP
(Swatanter Kumar)

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

.....,JM
(S.N. Hussain)

.....,EM
(P. S Rao)

.....,EM
(Ranjan Chatterjee)

