

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

**Execution Application No. 08 of 2016
In
Original Application No. 06 of 2012
and
Original Application No.300 of 2013**

IN THE MATTER OF:

Manoj Misra Vs. Union of India &Ors.

**CORAM: HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER
HON'BLE MR. JUSTICE R. S. RATHORE, JUDICIAL MEMBER
HON'BLE MR. RANJAN CHATTERJEE, EXPERT MEMBER**

Present: Applicant Ms. Meera Gopal
Respondent No. 1 : Mr. Mukul Singh, Adv.
DDA Mr. Rajiv Bansal, Mr. Kush Sharma and Mr. Keshav Datta, Advs.
Respondent nos. 8 & 12 Mr. Balendu Shekhar with Mr. Akshay Abrol, Mr. Eishan Advs.
DJB Mr. Sumeet with Mr. Siddharth
O.A. No. 300/2013 :Mr. Ravi and Mr. Abhinav (Respondent No. 2, 4 , 7)

**CORAM: HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER
HON'BLE MR. JUSTICE R. S. RATHORE, JUDICIAL MEMBER
HON'BLE MR. RANJAN CHATTERJEE, EXPERT MEMBER**

Date and Remarks	Orders of the Tribunal
Item No. 1 May 13, 2016	<p>Heard.</p> <p>The applicant is seeking execution of the following direction:</p> <p><i>“There shall be no construction and/or coverage of any of the drains in Delhi by any Authority or Municipal Corporation. All the drains shall be kept obstruction free by the concerned Corporation. Where substantial work (more than 85%) has been completed, such work is permitted to be completed by the Corporation after obtaining specific orders from the Tribunal in that regard. Rest of the work, where construction has just begun, the construction, including iron material, shall be removed. While completing such remnant work, Corporation shall ensure that the cross section of the drains to carry the requisite storm water for the flood of once in 25 years and other effluents are not compromised. Such construction and/or removal shall be carried on in terms of paragraph no. 61 of this judgment”</i></p> <p>in relation to the covering of Saket Storm Drain.</p> <p>According to the applicant, Respondent No. 3 –</p>

SDMC is to act in the matter and stop the work of construction of covering of the Saket Drain. Issue notice to Respondent No. 3- SDMC as to why coercive action under Order XXI Rule 32 of the CPC not taken against them for not taking any action for stopping construction of the said drain. Notice made returnable on 23.05.2016.

List this matter on 23rd May, 2016.

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

.....,JM
(R.S. Rathore)

.....,EM
(Ranjan Chatterjee)

