

**BEFORE THE NATIONAL GREEN TRIBUNAL, CENTRAL ZONAL BENCH,
BHOPAL**

Original Application No. 136/2013 (CZ) (THC)

AND

Original Application No131/2013 (CZ) (THC)

IN THE MATTER OF

Surendra & Anr.Vs. State of Rajasthan & Ors.

AND

Ram Swaroop Yadav Vs. State of Rajasthan & Ors.

**CORAM : HON'BLE MR. JUSTICE DALIP SINGH, JUDICIAL MEMBER
HON'BLE MR. P.S.RAO, EXPERT MEMBER**

PRESENT : Applicant : Shri Shantanoo Saxena, Adv.

**State of Rajasthan : Shri Sachin K. Verma, Advocate
with Shri Gulzari Lal**

**R.S.P.C.B. : Shri Sandeep Singh, Advocate
Respondent No. 5 & 6 : Mr. Kedar Solanki, Advocate**

Date and Remarks	Orders of the Tribunal
Item No. 2 & 3 (Connected) 29th April, 2014	<p style="text-align: center;"><u>M.A. No. 193/2014</u></p> <p>This application has been filed by the Respondent seeking vacation/modification of the order dated 20th February, 2014 as well as 12th March, 2014 in O.A. No. 136/2013. Copy of this application has been furnished to the learned counsel for the Applicant as well as to the learned counsel for the State.</p> <p>Learned counsel for the State has also filed the written submissions as directed vide order dated 12th March, 2014 with regard to the various mines located around the Sariska Tiger Reserve as well as Jamua Ramgarh Sanctuary. A list of 61 mining leases has been furnished which are as per the statement given in the affidavit of the Assistant Conservator of Forests, Tehla, Tiger Project Sariska within one kilometre radius of the Sariska Tiger Reserve and 23 such mines are within buffer area of the Sariska Tiger Reserve.</p>

Learned counsel for the State submits that the Mining Department of the State is also carrying out its own survey with regard to mining leases given in the critical tiger habitat of Sariska Tiger Reserve as well as in the buffer area of the Sariska Tiger Reserve and falling within one kilometre distance.

Having considered the submission of the learned counsel for the State, we are of the opinion that since prima facie the Forest Department of the State of Rajasthan has already come to a conclusion that the enlisted mining leases given in the Annexure R1-R2 are within the prohibited zones, we direct that the State shall take necessary steps for ensuring that no mining activity is carried out in the aforesaid 61 plus 23 mining leases and the same shall remain discontinued till further orders. In the meanwhile, the State will be at liberty to carry out a survey for which time is sought by the State as the Mining Department of the State wants to verify the facts given by the Forest Department.

At request of learned counsel for the parties, list on **3rd July, 2014**. Copy of this order be sent to the Secretary and Director, Department of Mines for compliance.

.....JM
(DALIP SINGH)

.....EM
(P.S.RAO)