

BEFORE THE NATIONAL GREEN TRIBUNAL, PRINCIPAL BENCH, NEW DELHI

Original Application No. 167/2013

Themrei Tuithung & Ors. Vs. State of Manipur & Ors.

CORAM: HON'BLE Mr. JUSTICE Dr. P. JYOTHIMANI, JUDICIAL MEMBER
HON'BLE Mr. JUSTICE M.S. NAMBIAR, JUDICIAL MEMBER
HON'BLE DR. G.K. PANDEY, EXPERT MEMBER
HON'BLE PROF. A. R. YOUSUF, EXPERT MEMBER
HON'BLE Mr. RANJAN CHATTERJEE, EXPERT MEMBER

Applicant / Appellant : Appearance not given.
Respondent No. 1 & 3 : Mr. U. Hazarika, Sr. Adv. & Mr. Sapam Biswajit, Adv.

Respondent No. 2 : Mr. Vikas Malhotra with Mr. M. P. Sahay, Adv.

Date and Remarks	Orders of the Tribunal
<p>Item No. 6 November 12, 2013</p>	<p>After hearing Learned Counsel appearing for the Applicant and Learned Senior Counsel appearing for the State apart from the Learned Counsel appearing for the MoEF, we see that as far as the second stage of the project is concerned, the State Government has not obtained any approval from the MoEF so far regarding forest clearance. It is also evident that the application for such approval has been made only in the year 2013 after the present application has been filed. There are various communication made by not only the Central Government and the authorities concerned but also the State Government authorities directing the stoppage of the project till the forest clearance is obtained. Now, the matter is pending with the MoEF and the MoEF has to pass orders. We are of the view that any permission granted to the State Government to proceed with the project will amount to violation of the Forest (Conservation) Act. Accordingly, we direct the Respondent No. 1 not to proceed further in respect of the project till 20.11.2013.</p> <p>Stand over to 20th November, 2013.</p> <p>....., JM (Dr. P. Jyothimani)</p>

....., JM
(M.S. Nambiar)

....., EM
(Dr. G.K. Pandey)

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

....., EM
(Ranjan Chatterjee)

