

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

**M.A. No. 719/2017  
in**

**Original Application No. 677 of 2016**

**Society for Protection of Environment & Biodiversity & Ors.  
Vs.  
Union of India & Ors.**

**CORAM: HON'BLE MR. JUSTICE DALIP SINGH, JUDICIAL MEMBER  
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER**

**Present:** Applicant Mr. Sanjay Upadhyay and Mr. Salik Shafique and Ms. Eisha Krishn, Advs.  
Respondent no.2 Mr. B. V. Nirena and Mr. Vinayak Gupta, Advs.  
MoEF Ms. Divya Prakash Pandey, Adv.

<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
<b>Item No. 05</b>  <b>June 03, 2017</b>	<p style="text-align: center;"><b><u>M.A. No. 719/2017</u></b></p> <p>This application has been filed by the Applicant. Reply to this will be filed during the course of day.</p> <p>It is inter-alia prayed in the application to direct MoEF not to grant any concurrence to any bye laws of any state exempting prior environmental clearance till the pendency of this Application.</p> <p>We have heard learned Counsel for the parties and we have also perused the record. We find that this Tribunal has already on 15<sup>th</sup> February, 2017 as passed the following order:-</p> <p>“All action taken in the meanwhile including nay benefit accruing to any of the stakeholder including private parties will be subject to final orders of the Tribunal.”</p> <p>In the light of the above order, we are of the view that in case any proposal of the States are processed and approval is granted, it shall be communicated to the State concerned that as per the</p>

Tribunal's order dated 15.02.2017, it is subject to decision in O.A. 677/2016.

We further direct that in the event of any proposal has been processed and draft approval is granted by the MoEF, even those States will also be conveyed about this fact that the proposals are subject to outcome of this Application.

M.A. No. 719/2017 is disposed of with no order as to costs.

Put the matter on the date already fixed i.e. 10<sup>th</sup> July, 2017.

.....JM  
( Dalip Singh)

.....EM  
( B. S. Sajwan)

