

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

M.A. NO. 620 OF 2015

IN

Original Application No. 35(T_{HC}) of 2014

IN THE MATTER OF:

Ganpat Ram Mirdha Vs. State of Rajasthan & Ors.

**CORAM : HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER
HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER**

**Present: Applicant in Main Application: Mr. S.A. Zaidi and Ms. Gulnaz Parveen,
Advs.**

	Date and Remarks	Orders of the Tribunal
	<p>Item No. 01</p> <p>June 15, 2015</p> <p>ss</p>	<p>Heard. Perused.</p> <p>This Application has been moved for appropriate directions in the light of the order dated 09th April, 2015 in DB. Civil Writ (PIL) Petition No. 11584/2013 passed by the Hon'ble High Court, Rajasthan, Jodhpur. The Learned Counsel appearing for Applicant submits that the Hon'ble High Court allowed the Writ Petition and granted 3 months time for obtaining environmental clearances to the mines. He points out that Applicants 1 to 10 in the Application for seeking their impleadment in the Original Application are the stone crushing units and the rest are the miners, who have moved Applications for grant of Environmental Clearance, necessary for the mining activity and the same are pending.</p> <p>Having noticed failure of the stone crusher units in taking adequate pollution control measures as per the provision of the Air (Prevention & Control of Pollution) Act, 1981 and the Water (Prevention & Control of Pollution) Act, 1974, we had directed closure of the stone crushing activities. We also directed the closure of the mining activities which have been carried out on the Gaucher land without obtaining Environmental Clearance/s.</p>

However, the order of the Hon'ble High Court was not brought to our notice then.

We therefore allow mining activity to be carried out strictly as per the order of the Hon'ble High Court dated 09th April, 2015. As regards the stone crushers, we direct the State Pollution Control Board to carry out the inspection of the stone crushing units and report to us about the compliances, if any, made by them as regards taking of the pollution control measures and such other measures to check the pollution. We, therefore, do not wish to pass any direction as regard the running of the stone crushing units till the report of the compliance is placed before us.

List this matter on 10th July, 2015 at Jodhpur.

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

.....,EM
(Dr. D. K. Agrawal)

