

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

M.A. No. 810/2015 & M.A. No. 1144/2015

In

Original Application No. 519/2014

Abhishek Garg Vs. Secretary MDA (Meerut)

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

Present: Applicant /Appellant : Mr. Abhishek Garg, In person
Noticee : Mr. Sharad Chauhan, Adv.
Respondent No. 1 : Ms. Savitri Pandey, Ms. Azma Parveen, Advs.
Respondent No. 3 : Mr. Mukesh Verma, Adv.
MDA : Mr. Rachit Mittal, Adv.

Date and Remarks	Orders of the Tribunal
<p>Item No. 04 December 16, 2015</p>	<p>Heard. Perused Record.</p> <p>M.A. No. 1144/2015</p> <p>This is an application for reduction of the compensation of Rs. 1,50,000/- imposed on him on the ground that already the 'principle of polluters pay' has been invoked and the amount of Rs. 20,000/- was ordered to be paid by the noticee to the respondent no. 2 vide order dated 29th April, 2015. However, it is revealed that the noticee has not deposited the compensation amount imposed on him on 29th April, 2015.</p> <p>The Learned Counsel appearing on behalf of the Applicant-Noticee submits, on instructions, that the Applicant-Noticee would make good his failure to pay compensation amount already imposed by depositing Rs. 50,000/- with the Respondent No. 2, Meerut Development Authority within a week and shall not claim any reduction in the said amount any further.</p> <p>We accept this proposal. Let the amount of Rs. 50,000/- be deposited without fail by the Noticee with Respondent No. 2 within a week and utilized in the manner already directed. Compliance Report shall be</p>

placed before us by the Respondent No. 2 on the next date. M.A. No. 1144/2015 stands disposed off accordingly.

The Applicant in person, however, makes a grievance that the cattle continues to be there in the premises of the Noticee and he could perceive this fact from mooing of the cattles.

The Learned Counsel appearing on behalf of the Respondent No. 2, Meerut Development Authority submits that they have taken action against all unauthorized dairy operators and the activities of the dairies have been stopped. To resolve this issue, we appoint Mr. Dileep Dhyani as Court Commissioner to visit the premises of the Noticee anytime and make local investigation as to the presence of cattle at the said premises and report back to us before the next date. Learned Counsel appearing for the Noticee submits that the he will offer everycooperation to the Court Commissioner and shall not make any grievance about the surprise visit made by the Court Commissioner to his premises.

Court Commissioner shall be paid an amount of Rs. 7,500/- by the Meerut Development Authority, Respondent No. 2 from the compensation recovered from various unauthorized dairies.

In the meanwhile, the Applicant shall also gather necessary material for substantiating his contention that cattle continues to be kept in the premises of the Noticee.

List this case on 20th January.

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

.....,EM
(Ranjan Chatterjee)

