

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

**M.A. No. 372 of 2014
In
Original Application No. 82 of 2013**

Aditya N. Prasad Vs. Union of India & Ors.

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

**Present: Applicant: Mr. Aditya N. Prasad, Applicant in person
Respondents: None appeared**

Date and Remarks	Orders of the Tribunal
Item No. 1 June 9, 2014	<p style="text-align: center;"><u>M.A. No. 372 of 2014</u></p> <p>Heard the Applicant in person.</p> <p>The Applicant in the M.A No. 372/2014 has raised the issue alleging that even despite directions having been passed in the Order dated 23rd April, 2014 and 15th May, 2014 the Respondents have not taken the measures as directed for preventing the damage to the trees caused by the exposure of the roots.</p> <p>We are of the view having perused the records and more particularly photographs filed in the M.A. No. 372 of 2014 and earlier photographs that the storm water drain is under construction it is expected that the Respondents shall take all necessary steps to complete the construction work at the earliest. As far as practicable the walls of the drains towards the roots which are exposed should be tried to be completed and constructed on priority so that the land fill by the soil as was directed in the earlier orders can be done so that the root do not remain exposed for a longer duration and no damage is caused to the trees.</p> <p>Having said so, we disposed of this M.A. No. 372/2014 with liberty to the Applicant that in case any permanent damage or loss is caused to any of the existing tree, he would be at liberty to approach this Tribunal for seeking direction for taking remedial/ compensatory forestation measures.</p>

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The M.A No 372/2014 accordingly stands disposed of.
The Registry is directed to send a copy of this Order to the Respondent for compliance.

.....,JM
(Dalip Singh)

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

