

Item No. 07

Court No. 1

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

Original Application No. 1050/2024
(IA No 362/2024)

Ritisha Gond D/o Gopal Gond

Applicant

Versus

Union of India & Ors.

Respondent(s)

Date of hearing: 09.08.2024

**CORAM: HON'BLE MR. JUSTICE PRAKASH SHRIVASTAVA, CHAIRPERSON
HON'BLE MR. JUSTICE ARUN KUMAR TYAGI, JUDICIAL MEMBER
HON'BLE DR. A. SENTHIL VEL, EXPERT MEMBER**

Applicant: Mr. Abhishek Kumar Chaubey, Adv. for Applicant (Through VC)

ORDER

1. In this original application the applicant has raised a grievance that Respondent No. 15 to 18 are carrying out illegal mining by exceeding the approved lease area. The submission of the learned counsel for the applicant is that illegal mining is being carried out by these respondents by doing blasting at locations between 30 mtr to 150 mtr from residential habitation, whereas the Tribunal in O.A. No. 304/2019 has settled that the minimum distance from habitation for such mining by blasting is 200 mtr.

2. Further submission of the learned counsel for the applicant is that so far as Respondent No. 15 is concerned the violation has already been found in respect of mining in Arazi No. 5006 Kha and penalty of Rs. 88 lakhs has been imposed and illegal mining up to the depth of 100 ft has been done by these project proponent directly affecting the flow of river Son.

3. O.A. raises substantial issue relating to compliance of the environmental norms.

4. Issue notice to the respondents. Applicant is directed to serve the respondents and file affidavit of service at least one week before the next date of hearing.

5. List on 21.11.2024

Prakash Shrivastava, CP

Arun Kumar Tyagi, JM

Dr. A. Senthil Vel, EM

August 09, 2024
O.A. No. No. 1050/2024
HB