

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

**M.A. NO. 86 OF 2015, M.A. NO. 87 OF 2015, M.A. NO. 90 OF 2015 & M.A. NO.
122 OF 2015, M.A. NO. 155 OF 2015, M.A. NO. 158 OF 2015 &
M.A. NO. 163 OF 2015**

IN

Original Application No. 21 of 2014

IN THE MATTER OF:

Vardhaman Kaushik Vs. Union of India & Ors.

**CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE M.S. NAMBIAR, JUDICIAL MEMBER
HON'BLE MR. DR. D.K. AGRAWAL, EXPERT MEMBER
HON'BLE MR. RANJAN CHATTERJEE, EXPERT MEMBER**

Present:

Applicant:	Mr. Naresh Kaushik, Mr. Sanjay Upadhyay and Mr. Vardhaman Kaushik, Advs.
Respondent No. 1:	Ms. Panchajanjya Batra Singh, Advocate for MoEF & CC Mr. Pankaj Agarwal, Adv. along with Mr. R.N. Jindal, Director, MoEF & CC
Respondent No. 2 & 4:	Mr. Narender Pal Singh, Adv. along with Mr. Dinesh Jindal, LO (DPCC)
Respondent No. 5 :	Mr. Narender Hooda, Sr. Adv., Ms. Bano Deswal and Ms. Sukhmani Bajwa, Advs.
Respondent No. 7 :	Mr. D. Rajeshwar Rao, Adv. for Traffic Police Ms. Sakshi Popli, Adv. for NDMC Mr. Vikrant Kaushik, Adv. - Local Commissioner Mr. Charanjeet Singh, Adv. - Local Commissioner Leeza Grover and Mr. Anutoh Pandey - Local Commissioner Ms. Savitri Pandey, Adv. for the State of U. P. Mr. Ardhendumauli Kumar Prasad, Adv. for MoTransport & MoUrban Department Ms. Puja Kalra and Mr. Sriharsha Peechara, Adv. for South MCD Ms. Puja Kalra, Adv. for North MCD Mrs. Avnish Ahlawat with Mr. Nitish Singh, Adv. for DTC & DUSIB Mr. Anu Tyagi, Adv. - Local Commissioner Mr. Salik Shafique, Adv. - Local Commissioner Mr. Ankit Khuran, Adv. - Local Commissioner Ms. J. Janani, Adv. - Local Commissioner Mr. A.D.N. Rao, Mr. P.V. Raghunandan and Mr. Sudipto Sircar Mrs. Avnish Ahlawat with Mr. Nitish Singh, Advs. For D.T.C. & For DUSIB Ms. Alpana Poddar for CPCB Mr. Balendu Shekhar for East MCD Mr. Divakar Agrawal, SE, PWD for PWD Mr. Abhishek Dheema, ACP, Karol Bagh Mr. Mahesh Kumar, SHO, Karol Bagh Mr. Surender Kumar, T., Karol Bagh Mr. Anil Grover, AAG with Mr. Rahul Khurana, Adv. for State of Haryana Mr. Narender Hooda, Sr. Adv., Ms. Bano Deswal, Adv. for HSPCB Mr. Praveen, Adv. - Local Commissioner Mr. Debasis Misra, Mr. H. Chandra Sekhar, Mr. Soumi Kundu, Mr. Anneswa Saha, Mr. Binay Kumar Jha and Mr. Vishal Sripati Jogand, Advs. Mr. K.T.S. Tulsi, Sr. Adv. along Mr. Raj Kamal and Mr. Akshat Kulshrest, Advs.

	Date and Remarks	Orders of the Tribunal
	<p>Item No. 21</p> <p>February 25, 2015</p>	<p><u>M.A. No. 86 of 2015</u></p> <p>Heard. None of the non-applicants have any objection. Without prejudice to the contentions of the parties this application is allowed subject to just exception. The Applicant is permitted to be impleaded as party respondent in the Original Application No. 21 of 2014.</p> <p>Thus, M.A. No. 86 of 2015 stands disposed of.</p> <p><u>M.A. No. 87 of 2015</u></p> <p>Issue notice.</p> <p>The Learned Counsel appearing for the non-applicant accepts Notice. Copies be furnished to all the Learned Counsel appearing in this case. Replied be filed within two weeks from today. Rejoinder, if any, be filed within one week thereafter.</p> <p>List on 27th February, 2015</p> <p><u>M.A. No. 182 of 2015</u></p> <p>Heard. The Application is allowed subject to just exception and without prejudice to the right and contentions of the parties. The Applicant is permitted to be impleaded as a party respondent and leave is granted to file an application for modification of the order dated 26th November, 2014 as prayed in M.A. No. 181 of 2015.</p> <p>Thus, M.A. No. 182 of 2015 stands disposed of.</p> <p><u>M.A. No. 181 of 2015</u></p> <p>Issue notice to the other parties.</p>

Reply be filed to this application within two weeks from today. Rejoinder thereto, if any, be filed within one week thereafter.

In the meanwhile by an interim direction we permit one time event of the vintage car I.T.C. rally to be held on 01st March, 2015.

We make it clear that none of the vintage cars would be otherwise permitted to ply on the road except on the sports event. Other directions contained in M.A. No. 155 of 2015 dated 19th February, 2015 shall continue.

List this M.A. No. 181 of 2015 on 5th March, 2015.

M.A. No. 163 of 2015

This application is allowed subject to just exception and without prejudice to the right and contentions of parties. The applicant is directed to be impleaded as the party respondent in the main application No. 21 of 2014.

For rest of the prayers, the M.A. is disposed of with liberty to the Applicant to file a proper Application.

Thus, M.A. No. 163 of 2015 stands disposed of.

M.A. No. 122 of 2015

This Application is allowed subject to just exception and without prejudice to the right and contentions of the parties. The applicant is permitted to be impleaded as party as respondent in the main application.

M.A. No. 122 of 2015 affidavit have there with supporting document. Liberty granted.

With the above direction M.A. No. 122 of 2015 stands disposed of.

M.A. No. 158 of 2015

In the M.A. No. 158 of 2015 prayer is for seeking exemption for personal appearance of CMD, DTC on the ground that she is on leave and other senior officers are present. Exemption granted on this application. However, on the next date CMD, DTC would be present before the Tribunal. With the above direction the Misc. Application stands disposed of.

The report of Central Pollution Control Board in regard to analysis of ambient air quality has been placed on record. Let the same be put on the website of the Central Pollution Control Board to enable all the parties concerned to obtain a copy thereof.

The Learned Local Commissioners appointed by the Tribunal should file their report during the course of the day and the same be placed before the Tribunal.

List this matter on 27th February, 2015.

.....,CP
(Swatanter Kumar)

.....,EM
(M.S. Nambiar)

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

.....,EM
(Ranjan Chatterjee)