To,
The Registrar,
Hon'ble National Green Tribunal,
Copernicus Marg, New Delhi.


Sir,

In compliance of order dated 26.07.2019 passed by Hon'ble Tribunal in O.A. No. 475/2019 in the matter of Ajay Pandey & Others Vs. Union of India & Others, the Joint Committee report dated 29-08-2019 in the above mentioned matter is enclosed herewith.

It is requested that the Joint Committee report dated 29-08-2019 may be presented before the Hon'ble Tribunal for kind consideration.

Encl: As above.

Yours Sincerely,

(Ashish Tiwari)
Member Secretary
COMPLIANCE REPORT OF THE ORDER OF HON’BLE NATIONAL GREEN TRIBUNAL WITH REFERENCE TO O.A. NO. 475/2019, AJAY PANDEY AND OTHERS VS. UNION BANK OF INDIA AND OTHERS, ON
DATED 26-07-2019

CONTENTS OF TITLED ORDER
“Accordingly, a report has been furnished vide e-mail dated 24-07-2019 by the Deputy Director, Department of Environment on behalf of SEIAA, Uttar Pradesh. Even though the report furnished by the Deputy Director, Department of Environment on behalf of SEIAA, Uttar Pradesh, States that there is no illegal mining, the applicant in person challenges the said report. In support of his submissions, he places reliance on the photographs, particularly photographs at page nos. 55, 57, 60, 67 and 69. Accordingly, we direct a fresh report to be furnished by joint Committee comprising Member Secretary, SEIAA, UP and Member Secretary, State Pollution Control Board within one month by e-mail at judicial-ngt@gov.in. The Member Secretary, UPPCB will be the nodal agency for Co-Ordination and compliance. List for further consideration on 31.10.2019.”

ACTION TAKEN
In compliance of titled order of Hon’ble NGT Dated 26.07.2019 Member Secretary U.P. Pollution Control Board, Lucknow formed a Committee Vide letter NO. H 39499/C-2/NGT Gen-07/2019 Dated 1 August 2019. The following team member visited the area as per order on dated 29.08.2019.

1. Mr. Meraj Uddin Representative of SEIAA, Lucknow
2. Mr. A.K. Anand Regional Officer (R.O.), UPPCB, Kanpur Dehat
3. Mr. Niranjan Sharma Regional Officer (R.O.), UPPCB, Jhansi
4. Mr. Manoj Kumar Regional Officer (R.O.), UPPCB, Firozabad
5. Mr. Manoj Kumar Mines Inspector, Geology and Mining Department Auraiya
6. Mr. Imraan Ali Assistant Environment Engineer (A.E.E.), UPPCB, Kanpur Dehat
INSPECTION OBSERVATION

1. On dated 29-08-19 communication with complainer Mr. Ajay Pandey was made on mobile number 8755375703 at 9:12 AM, and team requested to the complainer to be present at the time of inspection.

2. In telephonic conversation complainer told that at village Muraadganj (Near Dipali Hotel and Restaurant and Marriage Garden), illegal sand storage has been made by M/S Pandey and Pandey Brother’s he further told that one more illegal sand storage at village Ayana (Near Primary Health Centre, Ayana) was also made.

3. Complainer also told that illegal sand mining is being done at Bjalpur Ghat, Shergarh Ghat and Behmai village Sikandra.

4. At the time of inspection Mr. Haranarayan Tripathi (Manager) on the behalf of M/S Pandey and Pandey Brother’s was present. Lease holder representative told joint team that in past complainer also filed a court case in district court, Jalaun.

5. When the joint team reached District Auraiya, the team tried to contact the complainer at 10:36 AM but the mobile number was found switched off. Hence the team decided to inspect the complained area as per the telephonic conversation with complainer.

- Muradganj: First the joint team inspected village Muradganj (Near Dipali Hotel and Restaurant and Marriage Garden), At the time of inspection no sand storage was found. Latitude and longitude of the concerned area is 26.5076358 and 79.40222384 respectively. Photograph of the inspected area is being enclosed (Enclosed: figure 1).
Figure 1: Muradganj Site

- **Bijalpur:** At the time of inspection no mining activity was found in the lease area and lease area was completely submerged in water due to rainy season. The latitude and longitude of the concerned area is 26° 24' 17.7123" and 79° 20' 0.203" respectively. Photograph of the inspected area is being enclosed (Enclosed: figure 2).

Figure 2: Bijalpur Site
Weigh Bridge: At the time of inspection, a weigh bridge was also found under construction by leaseholder. The latitude and longitude of the concerned area is 26° 24' 26.388" and 79° 20' 3.118" respectively. Photograph of the inspected area is being enclosed (Enclosed: figure 3).

![Weigh Bridge](image)

**Figure 3: Weigh Bridge Site**

Ayana village: Joint team inspect Ayana village (Near Primary Health Centre, Ayana), and sand storage found behind PHC Ayana. Lease holder representative told that sand has been accumulated here as per rules of Bhandaran Niyamawali for a period of the 5 years (form- B). The latitude and longitude of the concerned area is 26° 27' 48.948" and 79° 20' 50.388" respectively. Photograph of the inspected area, is being enclosed (Enclosed: figure 4).
Figure 4: Ayana Site

- **Shergarh Ghat**: The joint team visited Shergarh Ghat in district Auraiya. No mining activity was found as the mining officer of Auraiya told that no lease has been granted in this area. The latitude and longitude of the concerned area is $26^\circ 27' 48.948''$ and $79^\circ 20' 50.388''$ respectively. Photograph of the inspected area, is being enclosed (Enclosed: figure 5).
Figure 5: Shergarh Ghat Site

(Niranjan Sharma)
Regional Officer, UPPCB, Jhansi

(A.K. Anand)
Regional Officer, UPPCB, Kanpur Dehat

(Meraj Uddin)
Representative of SEIAA, Lucknow

(Imraan Ali)
Assistant Environment Engineer, UPPCB, Kanpur Dehat

(Manoj Kumar)
Mines Inspector, Geology and Mining Department, Auraiya

(Manoj Kumar)
Regional Officer, UPPCB, Firozabad
प्रपत्र—वी
खिनियों के भंडारण हेतु अनुज्ञापित
(खिनिया—9 वेळियां)

1-अनुज्ञापिकारी का नाम और पूरा पता—
मैत्रिसे पाश्चात्य एएच पाश्चात्य ब्रदर्स औरेया प्रौ 1920 आयोग

2-अनुज्ञापित की अवधि—
दिनांक 05/05/2018 से 05/05/2023 (पंच वी)

3-भंडारण के लिए अनुज्ञापन
खिनियों (साधारण मालु) की मात्रा —
90,000 प्रतिमीटर

4-प्रत्येक खिनिय (साधारण मालु) की
एक ही समय में अनुज्ञापन प्राप्त मात्रा —
90,000 प्रतिमीटर

5-भंडारण का प्राध्यापन
—
यमिनार्य

6-खिनियों (साधारण मालु) के भंडारण हेतु उपयोग होने वाली मूलि की अवधिति

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अनुज्ञापिकारी का निम्न शब्द का पालन करना अनावश्यक होगा—

1-उपयोगिता (साधारण मालु) का भंडारण मुख्य गर्मि और अन्य सार्वजनिक स्थल से 50 मीटर जगह दोस्त किया जायेगा।

2-किसी अन्य स्थल पर अनुज्ञापि प्राप्त किये विना किसी भी अन्य उपयोगिता का भंडारण नहीं किया जायेगा।

3-किसी अन्य व्यक्ति की अमीना या आस-पास की किसी भी मूलि को अव्यवस्था नहीं किया जायेगा।

4-उपयोगिता (साधारण मालु) का ग्रंथा-जोखा नियमात्मक नियोजन इत्यादि प्रपत्र—वी में रखा जायेगा।

5-निर्माण तथा हिस्से के उपयोगिता (साधारण मालु) का व्यवहार किया जायेगा।

6-भंडारण के लिए उपयोगिता (साधारण मालु) का मात्र विवरण प्रश्नात्क माह जिलाधिकारी वराहाविहार (वेतन अनुसार) में प्रपत्र—वी में दिया जायेगा।

7-भंडारण स्थल से उपयोगिता (साधारण मालु) का परिभाषण जिलाधिकारी कार्यालय औरेया (वेतन अनुसार) द्वारा निर्देशन प्रपत्र—वी में ही किया जायेगा।

8-किसी भी समय भंडारित क्षमता से अधिक एक समय में भंडारण नहीं किया जायेगा।

9-समय-समय पर जिलाधिकारी कार्यालय औरेया/स्थान/माहौल न्यायालय/माहौल न्यायालय द्वारा परीक्षा आदेश द्वारा अनुपालन किया जायेगा।

10-उपयोगिता की उपलंभन अथवा तुल्य कोई अन्य नियोजिता पार्थी जाने की छुटमाहु में अनुज्ञापि को किसी भी समय निरस्त किया जा सकता है

अनुज्ञापि प्रधान कार्यालयीजिलाधिकारी, औरेया

बांलईय जिलाधिकारी-�रेया
(वेतन अनुसार)

संख्या 79/डीएलआरसी—वेतन—भंडारण/2018, दिनांक मई 05 2018

प्रतिलिपि—निर्देशित को सूचना एवं आयोजक कार्यालय हेतु प्रेषित।

1-अपर मुख्य साउथेट्टू,साउथार्बर्ग,लक्जर्नाल। 2-फी उद्धोरक 3.2.वॉन्डर्स वारू 28 दिसम्बर, 17
2-निर्देशक,भूमि एवं खनिजक निवेदन,बिम्बार,न्यायालय।
3-उपजिलाधिकारी,अधीनाल्य औरेया।
4-अनुज्ञापिकारी मैत्रिसे पाश्चात्य एएच पाश्चात्य ब्रदर्स औरेया प्रौ 1920 आयोग

पुष्प हस्ताक्षर निराधार विवाह प्राप्त आयोग अधीन औरेया

जिलाधिकारी,
औरेया

Agreement Copy