

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

Original Application No. 498 of 2014

IN THE MATTER OF:

Gaurav Kumar Bansal 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 PROF. A.R. YOUSUF, EXPERT MEMBER**

Present:

Applicant:	Mr. Gaurav Kr. Bansal, Adv.
Respondent No. 1:	Ms. Panchajanya Batra Singh, Adv., MoEF & CC
Respondent Nos. 2&3:	Mr. Ardhendumauli Kumar Prasad, Adv.
Respondent No. 4:	Ms. Prerna Singh and Mr. Prashant Mathur, Adv.
Respondent No. 5:	Mr. Anil Shrivastava and Mr. Sanyam Saxena, Adv.
Respondent No. 6:	Ms. Kankana Arandhara and Mr. Prashant Mathur for corporate law glove
Respondent No. 8:	Mr. Atul Jha, Adv.(State of Chhattisgarh)
Respondent No. 9:	Mr. Atmaram, Mr. N.S. Nandkarni, Mr. Datta Prasad Lawande, MR. Pradosh Dangvi, Mr. Rebello, Mr. Anshuman Shrivastava
Respondent No. 10:	Mr. Tushar Mehta, ASG with Mr. Parth Bhatt
Respondent No. 11:	Mr. Anil Grover, AAG of Haryana with Mr. Rahul Khurana, Adv.
Respondent No. 12:	Mr. Suryanarayana Singh, AAG
Respondent No. 13:	Mr. Devashish Bharuka, Ms. Anu Tyagi and Ms. Priyanka Sinha, Adv.
Respondent No. 16:	Mr. Jogy Scaria and Mr. Reegan Sbel, Adv.
Respondent No. 18:	Mr. Preshti Surshe, Adv.
Respondent No. 19:	Mr. Sapam Biswajit & Mr. Meitei and Ms. Kalyani, Adv.
Respondent No. 21:	Mr. Pragyan Pradip Sharma, Mr. Ravikant Pal and Mr. Pulkit Prakash, Adv.
Respondent No.22:	Mr. K. Gnatoli Sema, Adv.
Respondent No. 23:	Mr. S.P. Sharma, Mr. Sumit Rajor (for Govt. of NCT), Adv.
Respondent No. 24 :	Ms. Kriti H., Adv. for the State of Orissa
Respondent No. 25 :	Mr. Abhimanyu Garg and Ms. Preety Makkar, Adv. For Puducherry
Respondent No. 26 :	Ms. Richa Kapoor with Mr. Anil Soni, Adv.
Respondent No. 27:	Ms. Alpana Poddar, Adv.
Respondent No. 28:	Ms. Aruma Mathur and Mr. K. Vijay Kumar, Adv.
Respondent No. 29:	Ms. M. Yogesh Kanna, Mr. Jayant Patel, Adv.
Respondent No. 30 :	Mr. Gopal Singh with Mr. Rituraj Biswas, and Mr. B. Khushbansi, Adv. for state of Tripura
Respondent No. 31 :	Ms. Savitri Pandey and Ms. Azma Parveen, Adv.
Respondent No. 32 :	Mr. Rahul Verma, Adv.
Respondent No. 34 :	Mr. G. Indira and Mr. K.V. Jagdishvaran, Adv. for A&N Administration
Respondent No. 35 :	Mr. Shubham Bhalla, Adv.
Respondent No. 36 & 37 :	Mr. D.K. Thakur, Mr. Deepak Jain and Mr. Alok Kumar, Adv.
	Ms. Nupur Kanungum, Adv.
	Mr. Ranjan Mukherjee, Adv.
	Ms. Aprajita Mukherjee and Mr. Samridhi Arora, Adv.
	Dr. Abhishek Atrey, Mr. Atif Suhrawardy and Mr. Sumit Rajora, Adv. for UT of Lakhadeep
	Mr. G.M. Kawoosa and Ms. Antima Bazaz, Adv. for State of J&K
	Mr. Rudreshwar Singh and Mr. Gautam Singh for State of Bihar

	Date and Remarks	Orders of the Tribunal
	<p>Item No. 17</p> <p>July 23, 2015</p>	<p>The prayer in this Application is that the Respondents should be directed to place on record the relevant material and documents relating to the steps taken by them in order to implement National Action Plan on climate change. Further it is prayed that the State Governments should be restrained from acting in violation of the said plan and they should finalise and implement the State Action Plan with reference to the National Action Plan.</p> <p>Learned counsel appearing for MoEF submits that the National Action Plan for climate change is already in force and they requested different states to implement and act in accordance with the said plan. The States have already been requested to bring the State Action Plan in conformity with the National Action Plan.</p> <p>Learned counsel appearing for some of the States including Gujarat, Jharkhand, Odisha, Tamil Nadu, Arunchal Pradesh, Punjab, Uttarakhand, Goa, Nagaland and Manipur and Union Territories of Lakhshyadeep and Andman Nicobar submit that their Action Plan has already been prepared and approved by the MoEF.</p> <p>Learned counsel appearing for some other States submit that they have prepared the State draft plan and it is in the process of being finalised.</p> <p>In view of the above circumstances, we dispose of this application with a direction to the State Governments to comply with the directions issued by the MoEF and</p>

prepare their respective draft plan and get the same be approved expeditiously.

We grant liberty to the Applicant to file a specific case for violation of National Action Plan, its impact and consequences thereof, In case there is any such specific violation. We find it difficult to deal with this issue in general form as it is to be a case of a specific State with specific violation and climatic consequences thereof.

Original Application No. 498 of 2014 stands disposed of as no orders as to costs.

.....,CP
(Swatanter Kumar)

.....,JM
(M.S. Nambiar)

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

.....,EM
(Prof. A.R. Yousuf)

