

Item No. 03

**BEFORE THE NATIONAL GREEN TRIBUNAL
CENTRAL ZONE BENCH, BHOPAL**
(Through Video Conferencing)

Appeal No.06/2019(CZ)
(IA No. 24/2019)
(I.A No. 67/2021)

Budhsen Rathore & Ors.

Appellant(s)

Versus

Union of India & Ors

Respondent(s)

Date of hearing: **21.09.2021**

**CORAM: HON'BLE MR. JUSTICE SHEO KUMAR SINGH, JUDICIAL MEMBER
HON'BLE DR. ARUN KUMAR VERMA, EXPERT MEMBER**

For Applicant(s):

Mr. Saurabh Sharma, Adv.

For Respondent(s):

Mr. Om Shankar Shrivastava, Adv

Ms. Parul Bhadoria Bhadoria, Adv

ORDER

1. This appeal is pending from 2019 and on the previous date of listing it was directed that the parties may submit their replies within fortnight. In the meantime learned counsel for the applicant has moved an application I.A. No. 67/2021 with the prayer that "directions be issued to Respondent No. 4-SECL/Project Proponent to produce before this Hon'ble Tribunal the (i) Comprehensive EIA report prepared and submitted to the EAC before undertaking the expansion in 2018 (ii) Ambient Air Quality seasonal data for the period of November, 2017 to February, 2018 submitted to the EAC in 2018 (iii) Inspection Report of the Regional Office, MoEF&CC submitted to the EAC in 2018 (iv) Public Hearing Compliance submitted to the EAC (v) Subsidence Map for 0.810 MTPA which was prepared and submitted to the EAC before undertaking expansion (vi) Details of periodic health

surveillance being done by the mine for those persons under 45 years and those above 45 years.”

2. This Tribunal cannot compel any party to produce any document, it is the duty of the appellant to file the relevant documents which are required for maintainability of the appeal. Further, the respondents are at liberty to file the documents, if it is required for consideration and hearing. Since the appeal is pending for more than a year, the parties are at liberty to file their respective documents for proper hearing. They are also at liberty to file their written submission within a week.

I.A. No. 67/2021 is **disposed of** accordingly.

List it on **09th November, 2021** for final hearing.

Sheo Kumar Singh, JM

Arun Kumar Verma, EM

September, 21st 2021
Appeal No. 06/2019(CZ)
(I.A. No. 24/2019) & (I.A. No. 67/2021)
PN