

BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL
CENTRAL ZONAL BENCH AT BHOPAL
ORIGINAL APPLICATION NO. 97/2025

IN THE MATTER OF:

**MOHINI DEEP RETREAT
RESIDENTS WELFARE SOCIETY**

.....APPLICANT

VERSUS

STATE OF M.P. & ORS.

.....RESPONDENT

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Date: 18.09.2025

Place: Bhopal

Submitted by MPPCB:

through Counsel



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INSPECTION REPORT

Sub: Inspection Report of the Joint Committee in compliance of the order of Hon'ble NGT in Original Application no. 97/2025 of Mohini Deep Retreat Residents Welfare Society V/s State of Madhya Pradesh & Ors.

Ref: Order of Hon'ble NGT dated 31/07/2025 in OA 97/2025 (CZ).

In reference to the order dated 31/07/2025 of the Hon'ble National Green Tribunal (NGT) in OA No. 97/2025 (CZ) *Mohini Deep Retreat Residents Welfare Society vs. State of Madhya Pradesh & Others*, the members of the Joint Committee reviewed the order and accordingly conducted the site inspection considering following points mentioned in the order:

- 1- To identify the location of Nalla and its flow path as mentioned in the petition.
- 2- To observe the encroachment and alteration of the Nalla in Aranya Valley Housing Society.
- 3- To observe the encroachment in Sneh Nagar, Mohini Deep Colony, and Shagun Marriage Garden.

Following members of the Joint Committee of concerned departments have conducted the site inspection on dated 11/09/2025, the details are as under:

| Name of member of Joint Committee | Representative Department |
|--|--------------------------------------|
| 1. Mr. Pramod Shrivastava, RI, Tehsil-Kolar, District-Bhopal 2. Mr. RS Baghel, RI, Tehsil-Kolar, District-Bhopal 3. Mr. Suresh Sahu, RI, Tehsil-Kolar, District-Bhopal 4. Mr. Shivaji Mishra, Patwari, Halka-Bawadiyan Kalan, Tehsil-Kolar, District- Bhopal. | Collector, Bhopal. |
| 1. Mr. Nishant Tiwari, AE 2. Mr. Ankit Shakya, Sub-Engineer | Bhopal Municipal Corporation. |
| 1. Mr. JainendraChandel, Chemist 2. Ms. Prakamya Tiwari, AE 3. Mr. Shivam Dwivedi, Advocate | M P Pollution Control Board, Bhopal. |

The committee conducted a site visit of Aranya Valley Housing Society, Mohini Deep Retreat, and Sneh Nagar Colony, Shagun Marriage Garden along the flow path of Nalla. The petitioner Mr. Sanjay Raghuwanshi, President of the Mohini Deep Retreat Residents Welfare Society was present during the inspection.

The Photographs taken during inspection are enclosed as **Annexure-1**. Also, the geographical locations of the Nalla as well as building structures are measured using mobile based application and duly marked on Google Earth Map. The marked google earth image is enclosed as **Annexure-2**. The observations recorded during inspection are as under:

ARANYA VALLEY HOUSING SOCIETY

1. The Nalla as mentioned in the petition is located at survey no. 352, Village Bawadiyan Kalan, Tehsil Kolar, District Bhopal. It originates below the Misrod-Rani Kamlapati railway track, flows through Aranya Valley Housing Society and adjacent to Sneh Nagar, Mohini Deep Colony and Shagun Marriage Garden, eventually reaching towards Hoshangabad Road.
2. The Nalla is untrained and having natural banks and having width of approx. 6.0. metres. Thin flow is observed in the Nalla.
3. The Sneh Nagar, Mohini Deep Colony and Shagun Marriage Garden are located on the downstream side of the Nalla with respect to Aranya Valley Housing Society.
4. The colony "Aranya Valley Housing Society" is located at Village Bawadiyan Kalan, Tehsil Kolar, District Bhopal. Its geographical coordinates are Latitude 23°10'31.87"N and Longitude 77°27'17.52"E.
5. It is a proposed colony and having approx. 5 feet height wall all around the colony boundary. One entrance gate is constructed. It is observed that no internal roads are constructed and presently no building is constructed in this colony, the land is found vacant.
6. The Nalla in question flows through this colony from the Eastern side, flowing along the eastern boundary. It is observed that the entrance of the

colony is from eastern side and this Nalla is coming across the entrance road of the colony.

7. A bridge is found constructed above the Nalla within this colony premises. This is a concrete structure having approx. 6.0 meters long over the Nalla and it is approx. 12 feet high from the Nalla bed. The overall stretch of the RCC structure over the Nalla is approx. 100 meters.
8. It is also observed that the railway line is passing on the East side of the colony and the only access to the colony is from the Eastern side where this Nalla is flowing.
9. Flow of water is found in the Nalla on both side of bridge. No stagnation or logging of water like condition observed.
10. After passing through the colony, the flow is observed in the Nalla and it was found approx. 6 meters wide.

SNEH NAGAR COLONY

11. The colony "Sneh Nagar" is located at Village-Bawadiyan Kalan, Tehsil Kolar, District Bhopal. Its geographical coordinates are Latitude $23^{\circ}10'26.61''\text{N}$ and Longitude $77^{\circ}27'33.67''\text{E}$.
12. The drain flows along the Northern side of the colony having width approximately 6.5 metres.
13. Initially, the distance of Nalla from the colony premises is approx. 25.00 meters and its last portion is located on the bank of Nalla.
14. The colony is fully developed, and as per information provided by the resident, it is approx. 10 years old residential colony. All the plots are constructed and occupied. Permanent structures, boundary walls, and paved internal roads were observed throughout the premises.
15. The Northern side of the colony is defined by this nalla and no construction on the Nalla is observed. The houses are found constructed up to the edge of the Nalla.

16. Flow is observed in this portion of Nalla.

MOHINI DEEP RETREAT

17. The colony "Mohini Deep Retreat" is located at Village Bawadiyan Kalan, Tehsil Kolar, District Bhopal. Its geographical coordinates are Latitude $23^{\circ}10'31.87''\text{N}$ and Longitude $77^{\circ}27'17.52''\text{E}$.

18. The drain was observed flowing along the Northern boundary of the colony having width approximately 6.5 metres.

19. The Nalla is flowing approx. 18.00 meters away from the nearest house of the colony.

20. The Northern side of the colony is defined by this nalla and no construction on the Nalla is observed. The overhead water tank and the garden of the colony are found constructed up to the edge of the Nalla and houses of the colony is on the southern side.

21. Flow in the Nalla is observed at this portion.

SHAGUN MARRIAGE GARDEN

22. The "Shagun Marriage Garden" is situated at Village-Bawadiyan Kalan, Tehsil Kolar, District Bhopal. The geographical coordinates are Latitude $23^{\circ}10'27.12''\text{N}$ and Longitude $77^{\circ}27'35.53''\text{E}$.

23. During the inspection, it is observed that no civil structure is found constructed on the Marriage Garden premises. Open land is available inside the premises.

24. The Southern boundary of the Marriage Garden touches the Northern side of Nalla and this side of Nalla all along the Marriage garden boundary up to Hoshangabad Road is made of RCC.

25. Flow is observed in the Nalla.

In light of above observations, the points mentioned in the petition are observed based on physical survey of the Nalla and the residential colonies mentioned in the petition. The measurements and observations are recorded based on mobile based application and through visual observations. For identification of encroachments on the Nalla, the committee suggested following points:

- As per Revenue Department, for accurate identification of encroachments, their locations, and demarcation of the drain and its alignment, a detailed field survey will be required through Revenue Department using appropriate instruments. For the exercise it will required approx. 06 weeks.



Nishant Tiwari
AE, BMC



Prakamya Tiwari
AE, RO, MPPCB



Jainendra Chandel
Chemist, RO, MPPCB



Pramod Shrivastava
RI, Kolar, Bhopal



RS Baghel
RI, Kolar, Bhopal



Suresh Sahu
RI, Kolar, Bhopal



Shivaji Mishra
Patwari, Bawadiyan Kalan,
Kolar, Bhopal



Ankit Shakya
Sub-Engineer, BMC



Shivam Dwivedi
Advocate,
RO, MPPCB, Bhopal

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Inspection Photographs
in OA 97/2025 dated 11/09/2025



Nalla flowing through Aranya Valley Housing Society



Nalla flow path along Mohini Deep Retreat



Nalla flow path along Sneh Nagar towards Hoshangabad Road



Google Earth Map of the locations in OA 97/2025



VAKALATNAMA
 [Rule 4(1) of the Rules framed under Advocates Act, 1961]
BEFORE THE NATIONAL GREEN TRIBUNAL
ORIGINAL APPLICATION 97/2025
CENTRA ZONAL BENCH

IN THE MATTER OF:

**MOHINI DEEP RETREAT
 RESIDENTS WELFARE SOCIETY**

.....APPLICANT

VERSUS

STATE OF M.P. & ORS.

.....RESPONDENT

I **Brajesh Sharma , Regional Officer Bhopal , MPPCB** named below do hereby appoint, engage, and authorize advocate(s) named below to appear, act and plead as aforesaid case proceedings which shall include application for restoration, setting aside of ex- party orders, corrections, modifications, review and recall of orders passed in these proceedings, in this court or any other court in which the same may be tried/ heard/proceeded and also in appellate. Revisional and executing court in respect of proceedings arising from this case/ proceedings as per agreed terms and conditions and authorize him/them to sign and file pleadings, appeals, cross objections, applications, affidavit or other documents as may be deemed necessary for the proper prosecution/defence of the case in all its stages and also agree to ratify and confirm act done by him/them as if done by me.

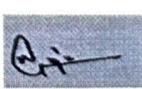
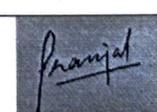
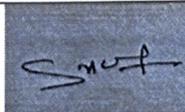
In witness whereof i/we do hereunto set my/our hand to the presents, the contents of which have been duly understood by me /us this **18.09.2025 at Bhopal.**

PARTICULARS OF EACH PARTY EXECUTING VAKALATNAMA

| Name & Fathers Name | Registered Address | E-Mail Add & Telephone | Status in case | Signature |
|---|--|--|-----------------------|---|
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Accepted

Regional Officer
M.P Pollution Control Board
BHOHAL

| Name & Enrollment No. | Office Address | E-Mail Add. | Telephone | Full Signature |
|--------------------------------|--|---|------------|---|
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Joint committee Report in OA 97/2025 Mohini Deep Retreat resident vs State of MP

From : Legal Cell <legalcell.pcb@mp.gov.in>

Thu, Sep 18, 2025 03:41 PM

Subject : Joint committee Report in OA 97/2025 Mohini Deep
Retreat resident vs State of MP

 1 attachment

To : Collector Bhopal <dmbhopal@nic.in>, cmmbho@nic.in,
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Madam/Sir

Please find enclosed the Joint Committee Report submitted in the matter of O.A. No. OA 97/2025 Mohini Deep Retreat resident vs State of MP in compliance of Hon'ble NGT Order dated 31.07.2025. This mail may be treated as proof of service.

Regards

Legal Section
MP PCB

 **Report in OA 97-2025 dated 18.09.2025 (1).pdf**
3 MB
