

BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL  
PRINCIPAL BENCH AT NEW DELHI

ORIGINAL APPLICATION NO. 140/2019

Mahendra Saini

Applicant



Versus

State of Rajasthan

Respondents

INDEX

S.No.	Particulars	Page No.
1.	Compliance report of this Hon'ble Tribunal order dated 04.05.2020, on behalf of Rajasthan State Pollution Control Board.	1-3
	DOCUMENTS	
2.	<b>Annex-R/1</b> - Photo copy of the list of 26 stone crushers i.e. 22 which have deposited EC and 04 which have not deposited EC.	4-6
3.	<b>Annex-R/2</b> - Photo copy of the consent status of 34 stone crushers	7-9
4.	<b>Annex-R/3</b> - Photo copy of the list of 34 stone crushers with respect to borewell.	10-11
5.	<b>Annexure-R/4</b> Photo copy of the SDM letter dated 28.07.2020.	12

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(Neeraj Sharma)  
Regional Officer, RSPCB,  
Sikar, Rajasthan

(नेराज शर्मा)  
क्षेत्रीय अधिकारी  
राजस्थान राज्य प्रदूषण नियंत्रण बोर्ड  
सीकर

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**BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL  
PRINCIPAL BENCH AT NEW DELHI**

**ORIGINAL APPLICATION NO. 140/2019**

**Mahendra Saini, President, Moda Pahad,  
Sangarsh Samiti**



**Applicant**

**Versus**

**State of Rajasthan**

**Respondents**

**COMPLIANCE REPORT OF THIS HON'BLE TRIBUNAL  
ORDER DATED 04.05.2020, ON BEHALF OF  
RAJASTHAN STATE POLLUTION CONTROL BOARD.**

I, Neeraj Sharma S/o Shri Bhagwati Prasad Sharma, aged about 45 years, at present working as Regional Officer, Rajasthan State Pollution Control Board, Sikar (Raj.) do, hereby submits the compliance report as follows:-

- 1) That the Hon'ble Tribunal by order dated 04.05.2020 directed as follows:-

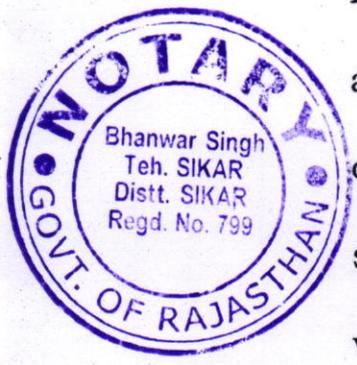
***“In view of above, it is necessary for the State PCB to perform its statutory duty in coordination with the SDM, Jhunjhunu so as to ensure that illegal operation of the stone crushers is stopped, apart from recovery of compensation on ‘Polluter Pays’ principle and initiation of prosecution for enforcement of law of the land. Let further necessary action be taken in accordance with law expeditiously and action taken report filed on or before 31.07.2020 by e-mail at judicial-ngt@gov.in.”***

- 2) That in compliance of the directions passed by this Hon'ble Tribunal the action taken report is submitted as under:-

  
(अध्यापक द्वारा)  
दस्तावेज प्रमाणित किया गया  
राजस्थान राज्य प्रदूषण नियंत्रण बोर्ड  
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A) That the State Board has imposed Environment Compensation on 26 stone crusher out of which 22 stone crushers have deposited Environment Compensation (EC) of Rs. 1,47,63,750/- Remaining 04 stone crushers have not deposited Environment Compensation till date. However, the State Board has issued closure directions against all the 04 non-compliant units and electric connections have also been disconnected. The List of 26 stone crushers i.e. 22 which have deposited EC and 04 which have not deposited EC is annexed herewith and marked as **Annexure-R/1**.



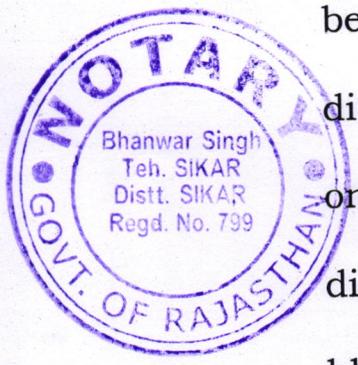
B) That out of the total 34 stone crushers at Moda Pahar, Jhujhunu, 20 stone crushers are having valid consent to operate; 08 stone crushers are found closed/dismantled/ Non operative and 06 stone crushers have been issued closure directions out of which consent application of 02 stone crushers is pending before State Board for consideration & 04 stone crushers have not applied for consent. List of 34 stone crushers is annexed herewith and marked as **Annexure-R/2**.

C) That out of the total 34 stone crushers 08 is lying closed/ dismantled/ non-operative. Out of the remaining 26 stone crushers 18 have borewell and 08 does not have borewell. Out of the 18 stone crushers 14 have applied and 4 have not applied for CGWA permission. The List of 34 stone crushers with respect to borewell is annexed herewith and marked as **Annexure-R/3**.

*(Signature)*  
 (श्रीमान श्री)  
 बन्वर सिंह  
 न्यायिक न्यायपालिका क्षेत्र  
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D) That the SDM, Jhunjhunu vide letter dated 28.07.2020 has clarified that in their earlier letter dated 20.11.2019 (Annexure-R/4 of the earlier compliance report) distance of some of the stone crushers from residential area (Rehwas Se Duri) has been mentioned. Further, it has been clarified that the term used 'Rehwas Se Duri' means distance from individual residential houses constructed on agricultural/ khatedari land and it is not meant for distance from the converted Residential Area/Abadi bhoomi. The photo copy of the SDM letter dated 28.07.2020 is annexed herewith and marked as **Annexure-R/4.**



4) That in the light of submissions made herein above, it is requested that the compliance report may kindly be taken on record.

(Neeraj Sharma)  
Regional Officer, RSPCB, Sikar

(नीरज शर्मा)  
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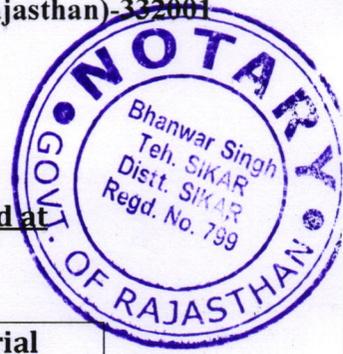
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R-1 (4)

**REGIONAL OFFICE**  
**RAJASTHAN STATE POLLUTION CONTROL BOARD**  
Housing Board Colony, Nawalgarh Road, Shivsinghpura, Sikar(Rajasthan)-332001  
www.environment.rajasthan.gov.in

**Environmental Compensation Summary Report of Stone Crushers Located at**  
**Moda Pahar, Jhunjhunu**



S.No.	Detail	Number of stone crusher	Serial Number at Annexure
1.	Total Number of Stone Crushers to whom compensation was imposed	26	1-26
2.	Total number of stone crushers who have deposited compensation	22	1-22
3.	Total Number of Stone Crushers who have not deposited compensation	04	23-26
4.	<b>Total compensation imposed</b>	<b>Rs. 1,71,52,500/-</b>	
5.	<b>Total compensation deposited</b>	<b>Rs.1,47,63,750/-</b>	
6.	<b>Total balance</b>	<b>Rs. 23,88,750/-</b>	

  
(निदेशक राजकीय)  
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**ENVIRONMENTAL COMPENSATION RECORD**

S.NO.	Name Of Industry & Adress	District	Amount Imposed (Rs.)	Amount Deposited (Rs.)	Remark
1	Pratap Stone crusher, Moda Pahar	Jhunjhunu	687500	687500	Complied
2	Ganesh Stone Crusher , Moda Pahar	Jhunjhunu	675000	675000	Complied
3	Vinayak Stone Crusher , Moda Pahar	Jhunjhunu	687500	687500	Complied
4	Kisan Stone Crusher , Moda Pahar	Jhunjhunu	687500	687500	Complied
5	Shivam Grit Udyog , Moda Pahar	Jhunjhunu	700000	700000	Complied
6	Shiv Shankar Stone Crusher(Atmaram), Moda Pahar	Jhunjhunu	687500	687500	Complied
7	K.K. Stone Crusher , Moda Pahar	Jhunjhunu	687500	687500	Complied
8	Rajasthan Stone Crusher , Moda pahar	Jhunjhunu	687500	687500	Complied
9	Siddhi Vinayak Stone Crusher, Moda Pahar	Jhunjhunu	326250	326250	Complied
10	Ridhi Sidhi Stone Crusher, Moda Pahar	Jhunjhunu	700000	700000	Complied
11	Parthvi Minerals , Moda Pahar	Jhunjhunu	675000	675000	Complied
12	Shri Ramsharnam stone, Moda Pahar	Jhunjhunu	687500	687500	Complied
13	India Stone Crusher, Moda Pahar	Jhunjhunu	675000	675000	Complied
14	Shiv Shankar Stone Crusher(Satyanarayan),	Jhunjhunu	687500	687500	Complied
15	Raj Stone Crusher, Moda Pahar	Jhunjhunu	687500	687500	Complied
16	Rajat Stone Crusher Co. , Moda Pahar	Jhunjhunu	687500	687500	Complied
17	Balaji Stone Crusher, Moda Pahar	Jhunjhunu	687500	687500	Complied
18	Jai Hindustan Stone Crushing Co., Moda Pahar	Jhunjhunu	687500	687500	Complied
19	Shakambhari Stone Crusher, Moda Pahar	Jhunjhunu	687500	687500	Complied
20	Mahalaxmi Stone Crusher Co. , Moda Pahar	Jhunjhunu	700000	700000	Complied
21	Ratnambhari Stone crusher, Moda Pahar	Jhunjhunu	687500	687500	Complied
22	Panchvati Stone Crusher, Moda Pahar	Jhunjhunu	687500	687500	i) Unit Closed. ii) Direction for closure under section 31A of Air Act issued and electric connection has been disconnected.



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Handwritten signature and text in Hindi: श्रीमान् श्री बलदेव सिंह, न्यायाधीश, न्यायालय, सिकार, राजस्थान.

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23	Jai Shree Shyam Baba, Moda Pahar	Jhunjhunu	687500	Not deposited	i) Unit Closed. Ii) Direction for closure under section 31A of Air Act issued and electric connection has been disconnected.
24	Shiv Stone Crusher, Moda Pahar	Jhunjhunu	687500	Not deposited	i) Unit Closed. Ii) Direction for closure under section 31A of Air Act issued and electric connection has been disconnected.
25	Raimata Stone Crusher, Moda Pahar	Jhunjhunu	326250	Not deposited	i) Unit Closed. Ii) Direction for closure under section 31A of Air Act issued and electric connection has been disconnected.
26	Bharat Stone Crusher, Moda Pahar	Jhunjhunu	687500	Not deposited	i) Unit Closed. Ii) Direction for closure under section 31A of Air Act issued and electric connection has been disconnected.
		<b>TOTAL</b>	<b>1,71,52,500/-</b>	<b>1,47,63,750/-</b>	



(सीरज डाली)  
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**PRESENT STATUS OF STONE CRUSHERS LOCATED AT MODA PAHAR JHUNJHUNU**

S.No.	Name of Stone Crusher	Address of Stone Crusher	Consent Validity	Remark
1	India Stone Crusher	Khasra No 618 / Old Khasra No 217, Modapahar Tehsil:Jhunjhunu District:Jhunjhunu	30.06.2022	Under Compliance
2	Rajat Stone Crusher Company	Moda Pahar, Hamiri Road Jhunjhunu Tehsil:Jhunjhunu District:Jhunjhunu	28.02.2023	Under Compliance
3	Jai Hindustan Stone Crushing Co.	Khasra No.- 191/4, Village-Moda Pahar, Tehsil & Distt.-Jhunjhunu	28.02.2022	Under Compliance
4	Rajashtan Stone Crusher Co.	VillageModa Pahar, Tehsil & Distt.- Jhunjhunu.	28.02.2025	Under Compliance
5	Kisan Stone Crusher	Hamiri Road, Moda Pahar Jhunjhunu Tehsil:Jhunjhunu District:Jhunjhunu	30.09.2022	Under Compliance
6	Shiv Shankar Stone Crusher (Owner Sh.Atmaram )	Khasra no. 550 & 551 (Old K.No. 212/1), Village – Moda Pahar, Tehsil Jhunjhunu, Distt.	30.04.2025	Under Compliance
7	Shiv Shankar Stone Crusher(Owner Sh. Satyanarayan)	Khasra No.212/1, Moda Pahar, Hamiri Road Jhunjhunu Tehsil:Jhunjhunu District:Jhunjhunu	31.01.2023	Under Compliance
8	M/s Parthvi MineralsConstruction (Pvt.) Ltd.) Moda Pahar, Hamri Road , Tehsil:Jhunjhunu District:Jhunjhunu	Khasra No. 215/1654/1, Hamiri Road, Village-Moda Pahar, Tehsil: Jhunjhunu, District -Jhunjhunu.	28.02.2025	Under Compliance
9	Balaji Stone Crusher	Khasra No. 200/03, Village Moda Pahar, Hamiri Road, Tehsil:Jhunjhunu, District:Jhunjhunu	30.06.2022	Under Compliance
10	Jai Shree Shyam Baba Crusher	Khasra No. 114/2, Hamiri Road, Village-Moda Pahar, Tehsil: Jhunjhunu, District - Jhunjhunu	31.05.2023	Under Compliance
11	Vinayak Stone Crusher	Khasra No. 539 to 543, 545 and 548, Near Hamiri Road, Moda Pahar, Tehsil & District Jhunjhunu.	31.10.2022	Under Compliance
12	Ratnambhari Stone Crusher Udyog	Khasra No.100/2, Moda Pahar, Jhunjhunu	30.06.2022	Under Compliance
13	Sidhi Vinayak Stone Crushing Company	Khasra no. 114/1/3 (New Kh. No. 506) Village- Moda Pahar Tehsil & DistrictJhunjhunu	28.02.2025	Under Compliance
14	Ridhi Sidhi Stone Crusher	Khasra No. 240, 242, 243 & 274, Moda Pahar , Jhunjhunu Tehsil:Jhunjhunu District:Jhunjhunu	28.02.2025	Under Compliance



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15	K.K. Stone Crusher	Khasra No 4187/239 4188/239, Village Moda Pahar MODA PAHAR Tehsil:Jhunjhunu District:Jhunjhunu	30.04.2025	Under Compliance
16	Shri Ram Sharnam Stone Crushing Co.	Khasra No.- 4188/239 & 4187/239, Village- Hamiri Road, Near Moda Pahar, Tehsil & District- Jhunjhunu	30.11.2021	Under Compliance
17	Pratap Stone Crusher	Khasra No. 506, 507, Hamiri Road, Village-Moda Pahar, Tehsil: Jhunjhunu, District -Jhunjhunu.	31.05.2025	Under Compliance
18	M/s Ganesh Stone Crusher (Old Name- Rajesh Stone Crusher)	Village-Moda Pahar , Tehsil:Jhunjhunu District:Jhunjhunu	30.06.2025	Under Compliance
19	Raj Stone Crusher	Moda Pahar Tehsil:Jhunjhunu District:Jhunjhunu	30.06.2025	Under Compliance
20	Shivam Grit Pvt. Ltd.	Khasra No. 114/1/3 and 508, Moda Pahar Tehsil:Jhunjhunu District:Jhunjhunu	31.05.2025	Under Compliance
21	Bharat Stone Crushing Co.	Khasra No. 191/03, Moda Pahar, Hamiri Road , Jhunjhunu Tehsil:Jhunjhunu	Consent application pending before the Board.	i) Unit is closed. ii) Closure directions issued by HO and electric connection has been disconnected. iii) Consent application pending before the Board.
22	Shakambri Stone Crusher Co.	Khasra No. 4427/518, 4228/516 and 4229/515, Tehsil Jhunjhunu, Distt. Jhunjhunu	Consent application pending before the Board .	i) Unit is closed. ii) Closure directions issued by HO and electric connection has been disconnected. iii) Consent application pending before the Board.
23	Panchwati Stone Crusher	Moda Pahar Hamiri Road Jhunjhunu Tehsil:Jhunjhunu District:Jhunjhunu	Closure directions issued	i) Unit is closed. ii) Closure directions issued by HO and electric connection has been disconnected.
24	RaimataStone Crusher(Old Name- Sukhvindra Stone Crusher)	Khasra No.506, 507 Village- Hamiri Road Tehsil & District Jhunjhunu	Closure directions issued	i) Unit is closed. ii) Closure directions issued by HO and electric connection has been disconnected.
25	Shiv Stone Crusher Co.	Moda Pahar , Jhunjhunu Tehsil:Jhunjhunu District:Jhunjhunu	Closure directions issued	i) Unit is closed. ii) Closure directions issued by HO and electric connection has been disconnected.



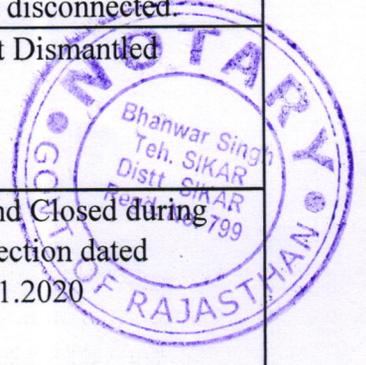
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26	Maha Laxmi Stone Crusher Co.	Hamiri Road, Moda Pahar Jhunjhunu Tehsil:Jhunjhunu District:Jhunjhunu	Closure directions issued	i) Unit is closed. ii) Closure directions issued by HO and electric connection has been disconnected.
27	Rajendra Stone Crusher	Khasra No.- 100,101/2,101/2,101/165, Village- Moda Pahar, Tehsil & Distt.- Jhunjhunu.	Plant Dismantled	Plant Dismantled
28	Ganpati Stone Crusher,	Khasra No.4185/240, Moda Pahar, Jhunjhunu, Jhunjhunu, Jhunjhunu	Consent Valid Till 29.02.2024. However Found Closed during visit dated 01.01.2020	Found Closed during Inspection dated 01.01.2020
29	Pawan Stone Crushing Co.	Khasra no. 93,Modapahar Tehsil:Jhunjhunu District:Jhunjhunu	Consent Valid Till 31.05.2023. However Found Closed during visit dated 01.01.2020	Found Closed during Inspection dated 01.01.2020
30	Choudhary Stone Crusher	Khasra No. 595 & 597 (Old Khasra No. 204), Hamiri Road,Village Moda Pahar, Tehsil:Jhunjhunu, District:Jhunjhunu.	Consent Valid Till 30.06.2022. However Found Closed during visit dated 01.01.2020	Found Closed during Inspection dated 01.01.2020
31	J.P.Stone Crusher	Hamiri Road, Moda Pahar Jhunjhunu Tehsil:Jhunjhunu District:Jhunjhunu	Closed	Found Closed during Inspection dated 01.01.2020
32	Amit Stone	Khasra No 512, 517 Village-Hamiri Road, Near Moda Pahar, Tehsil & District-Jhunjhunu	Closed	Found Closed during Inspection dated 01.01.2020
33	Jai Maa Bhawani Stone Crusher	Khasra No. 4187/239, 4188/239, Village Moda Pahar, Tehsil & Distt. Jhunjhunu	Consent Valid Till 31.07.2022. However Found Closed during visit dated 01.01.2020	Found Closed during Inspection dated 01.01.2020
34	Metro Stone Crusher, , Moda Pahar, Jhunjhunu, Jhunjhunu	Moda Pahar, Jhunjhunu, Jhunjhunu	Consent Valid Till 31.03.2022. However Found Closed during visit dated 01.01.2020	Found Closed during Inspection dated 01.01.2020

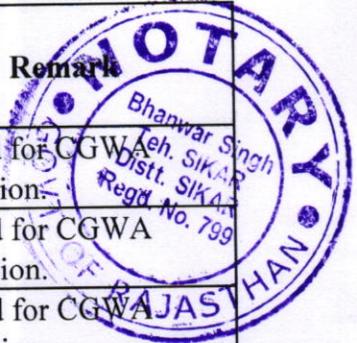


*(नीरज शर्मा)*  
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**Details of Borewells in the stone crushers located at Moda Pahar, Jhunjhunu**

S.NO.	Name Of Industry & Adress	District	Water Source (Borewell/ Tubewell)	Remark
1	Vinayak Stone Crusher , Moda Pahar	Jhunjhunu	YES	Applied for CGWA permission.
2	Kisan Stone Crusher , Moda Pahar	Jhunjhunu	YES	Applied for CGWA permission.
3	K.K. Stone Crusher , Moda Pahar	Jhunjhunu	YES	Applied for CGWA permission.
4	Ridhi Sidhi Stone Crusher, Moda Pahar	Jhunjhunu	YES	Applied for CGWA permission.
5	Shri Ramsharnam stone, Moda Pahar	Jhunjhunu	YES	Applied for CGWA permission.
6	Shiv Shankar Stone Crusher(Satyanarayan), Moda Pahar	Jhunjhunu	YES	Applied for CGWA permission.
7	Raj Stone Crusher, Moda Pahar	Jhunjhunu	YES	Applied for CGWA permission.
8	Jai Hindustan Stone Crushing Co., Moda Pahar	Jhunjhunu	YES	Applied for CGWA permission.
9	Shakambhari Stone Crusher, Moda Pahar	Jhunjhunu	YES	Applied for CGWA permission.
10	Ratnambhari Stone crusher, Moda Pahar	Jhunjhunu	YES	Applied for CGWA permission.
11	Siddhi Vinayak Stone Crusher, Moda Pahar	Jhunjhunu	YES	Applied for CGWA permission.
12	Mahalaxmi Stone Crusher Co. , Moda Pahar	Jhunjhunu	YES	Applied for CGWA permission.
13	Shiv Stone Crusher, Moda Pahar	Jhunjhunu	YES	Applied for CGWA permission.
14	Parthvi Minerals , Moda Pahar	Jhunjhunu	YES	Applied for CGWA permission.
15	Ganesh Stone Crusher , Moda Pahar	Jhunjhunu	YES	Not Applied for CGWA permission.
16	Shivam Grit Udyog , Moda Pahar	Jhunjhunu	YES	Not Applied for CGWA permission.
17	Jai Shree Shyam Baba, Moda Pahar	Jhunjhunu	YES	i) Not applied for CGWA permission. ii) Unit closed. iii)Direction for closure issued and electric connection has been disconnected.
18	Raimata Stone Crusher, Moda Pahar	Jhunjhunu	YES	i) Not applied for CGWA permission. ii) Unit closed. iii)Direction for closure issued and electric connection has been disconnected.
19	Pratap Stone crusher, Moda Pahar	Jhunjhunu	NO	Not Applicable..
20	Shiv Shankar Stone Crusher(Atmaram), Moda Pahar	Jhunjhunu	NO	Not Applicable..
21	Rajasthan Stone Crusher , Moda pahar	Jhunjhunu	NO	Not Applicable..



(सीकर जिला)  
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22	India Stone Crusher, Moda Pahar	Jhunjhunu	NO	Not Applicable..
23	Bharat Stone Crusher, Moda Pahar	Jhunjhunu	NO	Not Applicable..
24	Rajat Stone Crusher Co. , Moda Pahar	Jhunjhunu	NO	Not Applicable..
25	Balaji Stone Crusher, Moda Pahar	Jhunjhunu	NO	Not Applicable..
26	Panchvati Stone Crusher, Moda Pahar	Jhunjhunu	NO	Not Applicable..
27	Rajendra Stone Crusher, Moda Pahar	Jhunjhunu	Unit Closed	Unit Closed
28	Ganpati Stone Crusher, Moda Pahar	Jhunjhunu	Unit Closed	Unit Closed
29	Pawan Stone Crushing Co., Moda Pahar	Jhunjhunu	Unit Closed	Unit Closed
30	Choudhary Stone Crusher, Moda Pahar	Jhunjhunu	Unit Closed	Unit Closed
31	J.P.Stone Crusher, Moda Pahar	Jhunjhunu	Unit Closed	Unit Closed
32	Amit Stone, Moda Pahar	Jhunjhunu	Unit Closed	Unit Closed
33	Jai Maa Bhawani Stone Crusher, Moda Pahar	Jhunjhunu	Unit Closed	Unit Closed
34	Metro Stone Crusher, Moda Pahar	Jhunjhunu	Unit Closed	Unit Closed

*(Signature)*  
 (नीरज शर्मा)  
 क्षेत्रीय अधिकारी  
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 बीकानेर

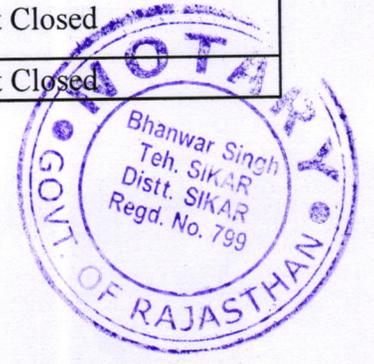
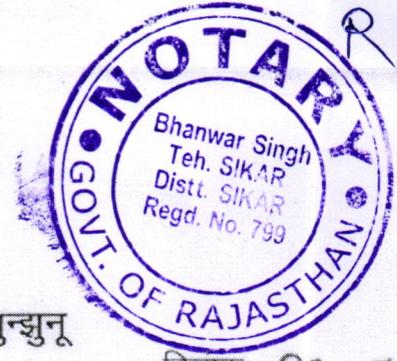


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R/4 (2)

राजस्थान सरकार  
कार्यालय उपखण्ड अधिकारी, झुन्झुनू

क्रमांक: पीए/2020/451

दिनांक: 28.07.2020

निमित्त:-

सदस्य सचिव,  
राजस्थान राज्य प्रदूषण नियंत्रण मंडल,  
जयपुर।

विषय:- Original Application 140/2019 Mahendra Saini,  
Persident, Moda Pahad Sangarsh Vs State of Rajasthan  
& Others

प्रसंग :- आपका पत्रांक 30 दिनांक 28.05.2020

उपरोक्त विषयान्तर्गत प्रासंगिक पत्र के क्रम में निवेदन है कि प्रासंगिक पत्र बाबत सूचना इस कार्यालय के पूर्व पत्रांक पीए/2019/575-76 दिनांक 20.11.2019 द्वारा भिजवाई गई थी। प्रासंगिक पत्र द्वारा पुनः सूचना चाहे जाने पर जांच रिपोर्ट तहसीलदार झुन्झुनू से प्राप्त की गई तहसीलदार झुन्झुनू ने पत्रांक 1265 दिनांक 27.07.2020 द्वारा अवगत करवाया कि रिपोर्ट में अंकित "रहवास से दूरी" से तात्पर्य है कि आबादी भूमि अथवा आबादी हेतु रूपान्तरित भूमि से ना होकर काश्तकार/खातेदार द्वारा स्वयं की भूमि पर रहने हेतु बनाये गये एकल मकानों की संबधित लीज/क्रेसर से न्यूनतम दूरी से है।

अतः रिपोर्ट आवश्यक कार्यवाही हेतु सादर प्रेषित है।

  
(शैलेश खैरवा)  
उपखंड अधिकारी, झुन्झुनू

  
(नीरज रानी)  
क्षेत्रीय अधिकारी  
राजस्थान राज्य प्रदूषण नियंत्रण मंडल  
सीकर

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