

BEFORE NATIONAL GREEN TRIBUNAL
OA/293/2023

IN THE MATTER OF
YOGESH MAINI

...APPLICANT

VERSUS

STATE OF PUNJAB & OTHERS

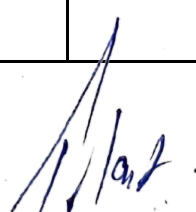
...RESPONDENT

INDEX

Sr. No.	PARTICULAR	Pg . No.
1.	Reply Affidavit on behalf of Respondent no. 3, Improvement Trust, Ludhiana	1-3
2.	Annexure-A/1 Copy of Photographs where interlocking tiles within the 1 metre of radius of trees have been removed	4-24
3.	Annexure -A/2 Copy of work order dated 04.09.2024 directing the contractor to complete the remaining work as per the orders of NGT	25-26
4.	Annexure- A/3 Copy of Photographs showing the compliance of the work order dated 04.09.2024 and as per the orders of NGT	27-29
5.	Annexure -A/4 Copy of Work order letter no-4885 dated-18/10/2024 and letter no- 4884 dated-18/10/2024 for laying perforated tiles in upcoming project	30-31

New Delhi
26/11/2024

Through


PRASHANT MANCHANDA
(ADVOCATE)
OFFICE- 123, RG COMPLEX-II,
PRASHANT VIHAR, ROHINI,
NEW DELHI-85
MOB- 9971879203

BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL PRINCIPAL BENCH, NEW DELHI
ORIGINAL APPLICATION No. 293/2023.

IN THE MATTER OF:

YOGESH MAINI

...APPLICANT

VERSUS

STATE OF PUNJAB & ORS.

...RESPONDENT(S)

REPLY IN FORM OF AFFIDAVIT BY REPENDENT NO. 3, THE CHAIRMAN, LUDHIANA
IMPROVEMENT TRUST, FEROZE GANDHI MARKET, LUDHIANA.

AFFIDAVIT.

IT IS MOST RESPECTFULLY SHOWETH:

1. The undersigned is at present holding the post of Chairman, Ludhiana Improvement Trust, Ludhiana and is thus filing the affidavit on behalf of Respondent no. 3.
2. It is submitted that Ludhiana Improvement Trust in its various schemes had removed interlocking tiles within a radius of 1 meter around the periphery of roadside trees, so that water can easily permeate through the soil and assist in the natural growth of trees. It also helps in the advancement of green belts in the city and such a move has been duly admired by the public at large. It is further submitted that tiles laid down alongside the trees and plants has been removed within the areas of (1) Maharishi Balmik Nagar (256 acres scheme), (2) Rajguru Nagar (129 acres scheme), (3) Sant Ishar Nagar (8.4 acres scheme), (4) Shaheed Bhagat Singh Nagar (475 Acres Scheme) and other schemes being looked after by Ludhiana improvement trust. The photographs has been appended herewith as **Annexure "A-1"**
3. It is submitted that Earlier Ludhiana Improvement Trust has put up interlocking tiles along the side-berms of roads in various schemes of the city. In these regions,



(Handwritten signature)

the residents constructed cemented pathways leading to an increase in the berm level from the roads resulting in the non-penetration of water into the soil and clogging of water on the roads. Ludhiana Improvement trust acted upon the above-mentioned problem by first getting proposals from the public, political entities etc. thereby dismantling the cemented pathways and replacing same with interlocking tiles. These tiles were laid down on a two-layer bed. The bottom most layer or the sub-base layer is composed of wet mix which is composed of crushed aggregates, stone dust etc. allowing easy penetration of water into soil. The layer above the sub base layer is called base course which is composed of coarse sand of specific grade and size. The topmost layer, also called the wearing course of the surface is substituted by interlocking tiles of definite strength. Now the Tiles on road berms are being laid in a way that have completed the process of perforation and water percolated through joints of the these interlocking tiles, traveling through the base and sub base course and ultimately penetrating into the soil bed. Thus, helping the penetration of water.

913

4. In addition to the above mentioned points, it is being stated that the Ludhiana improvement trust for the sake of protecting the environment has also developed various areas coming under jurisdiction of Municipal corporation Ludhiana by constructing and developing Leisure valleys in the below mentioned regions:-

- a. Construction of Leisure valley opposite DAV public school, Block -G, BRS Nagar in Ludhiana West constituency at an estimated cost of Rs 241 lakhs.
- b. Construction of Leisure valley at Haibowal in Ludhiana West constituency at an estimated cost of Rs 279.72 lakhs.
- c. Construction of Leisure valley in Ludhiana East constituency at an estimated cost of Rs 414.20 lakhs.
- d. Also, the plantation drive is carried out at an estimated cost of Rs 9.5 lakhs in Atam Nagar constituency, Ludhiana.



5. It is worth mentioning that Ludhiana Improvement trust office had already allotted the work of Laying interlocking tiles in its Shaheed Bhagat Singh Nagar scheme vide dated – 15/03/2024 and for compliance of Honourable National Green Tribunal orders, Improvement trust office have directed the contractor of above said work vide letter no-4125 dated – 04/09/2024 to complete the remaining work as per Honourable NGT orders and lay the remaining area with Perforated tiles. Now it is submitted that the work of laying Perforated tiles has been going on at the site and almost 70% work has been completed. The copy of letter has been appended herewith as **Annexure "A-2"** and **copy of photographs of work at site** has been appended herewith as **Annexure "A-3"**.

6. It is also submitted that Improvement trust office have allotted the work of laying perforated tiles on road berms in its development schemes such as Maharishi Balmik Nagar, Rajguru Nagar vide letter no-4885 dated-18/10/2024 and letter no-4884 dated-18/10/2024 respectively through E-tendering process .It is further submitted that Improvement trust office's upcoming projects of laying tiles on road berms will be in compliance to the NGT orders and the trust will prospectively comply with the orders of installation of perforated tiles. The copy of work orders has been appended herewith as **Annexure "A-4"**

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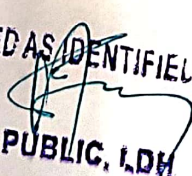


Date: 26.11.2024


Chairman

Improvement Trust, Ludhiana.

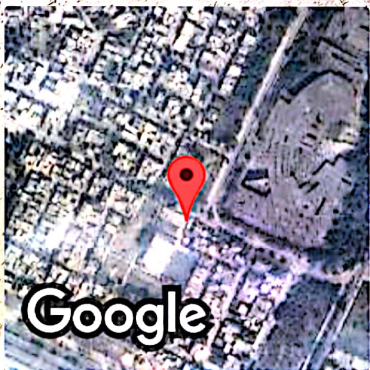
Certified that the affidavit S.P.A./G.P.A. has been readover & explained to the deponent; executant who seemed correctly to understand the same at the time making above there of.

ATTESTED AS IDENTIFIED

NOTARY PUBLIC, LDH

12 6 NOV 2024



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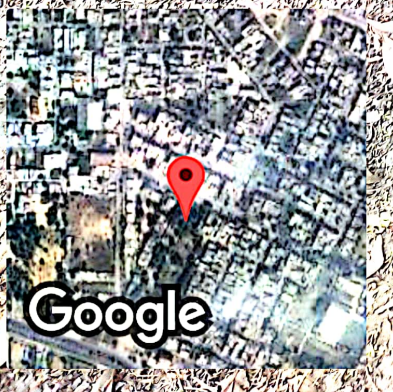


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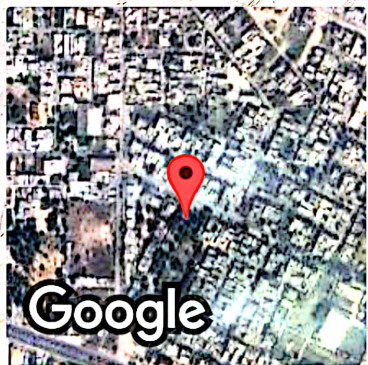
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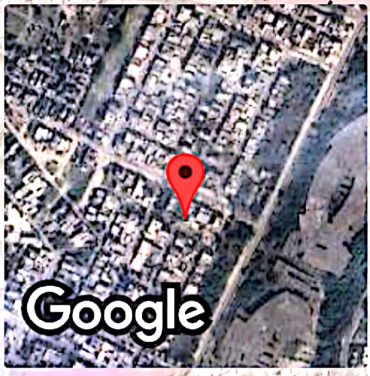
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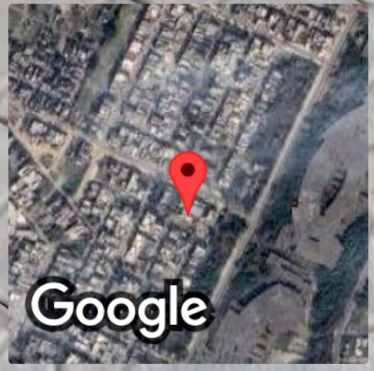
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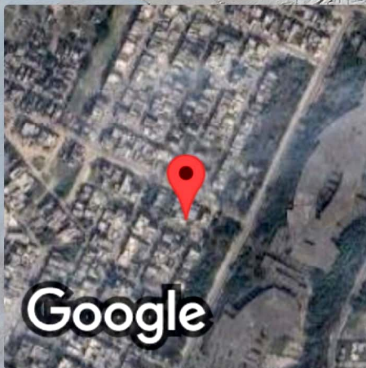
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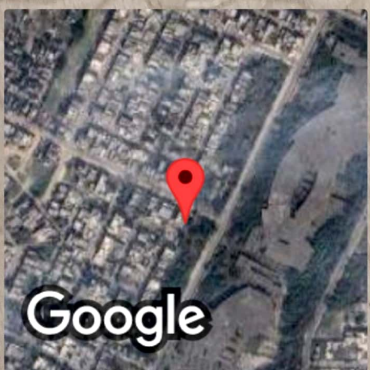
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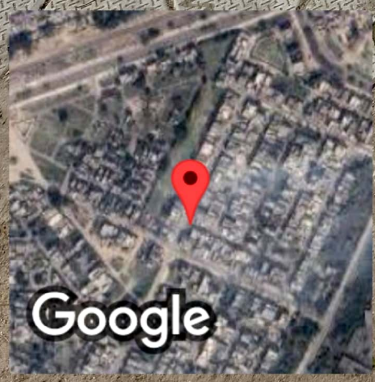
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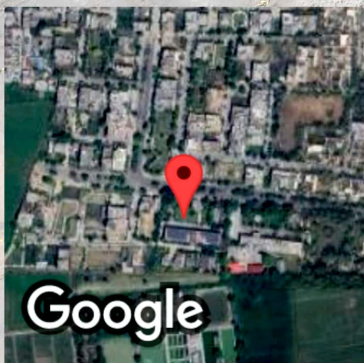
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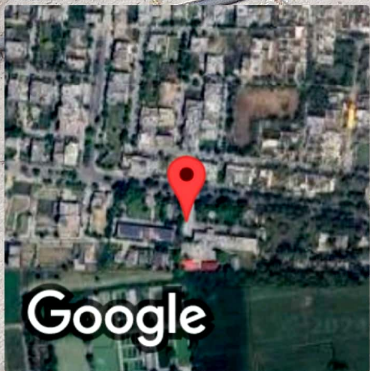
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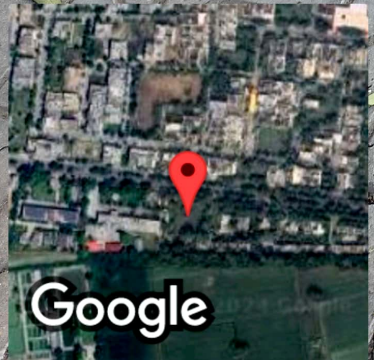
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Nagar, Ludhiana, Punjab 141004, India
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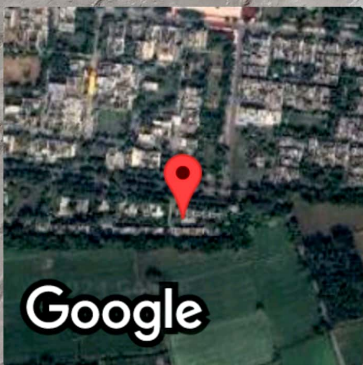
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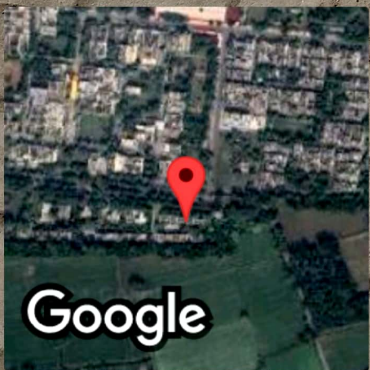
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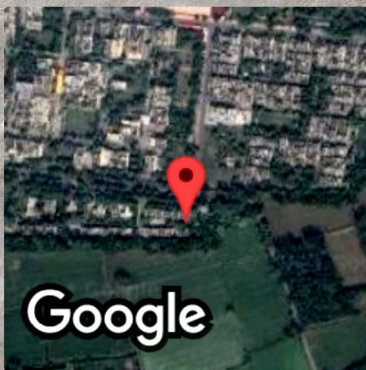
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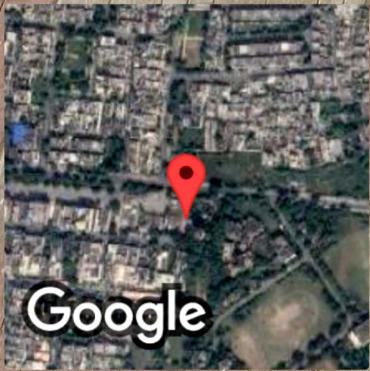
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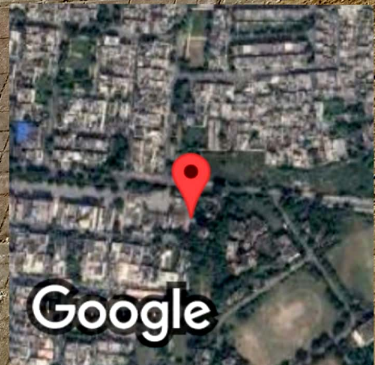
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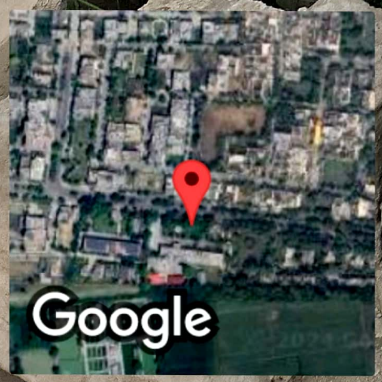
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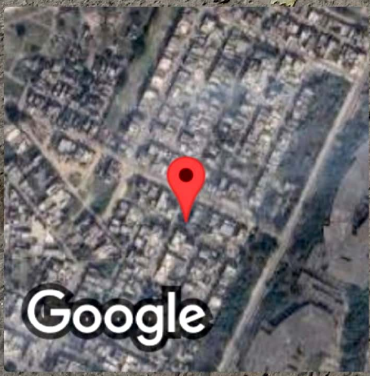
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GPS Map Camera



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Nagar, Ludhiana, Punjab 141006, India
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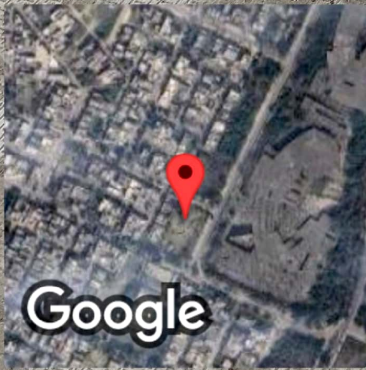

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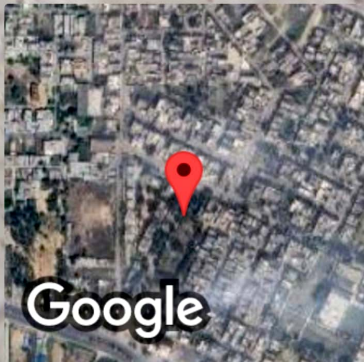


Google

Ludhiana, Punjab, India
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Singh Nagar, Ludhiana, Punjab 141001, India
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ਦਫਤਰ ਨਗਰ ਸੁਧਾਰ ਟਰੱਸਟ ਲੁਧਿਆਣਾ

ਵੱਲ,

ਗਿਆਨ ਚੰਦ ਸ਼ਰਮਾਂ
911-ਜੀ, ਐਸ.ਬੀ.ਐਸ ਨਗਰ
ਪੱਖੋਵਾਲ ਰੋਡ,
ਲੁਧਿਆਣਾ।

ਮੀਮੋ ਨੰ. ਲਟ/4125

ਮਿਤੀ 04-09-2024

ਵਿਸ਼ਾ:- P/F Interlocking Tiles in Block- B, E, F & G in Shaheed Bhagat Singh Nagar.

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਲਿਖਤ ਕੰਮ ਆਪ ਨੂੰ ਇਸ ਦਫਤਰ ਦੇ ਵਰਕ ਆਰਡਰ ਨੰ. 1496 ਮਿਤੀ 15-03-2024 ਰਾਹੀਂ ਅਲਾਟ ਕੀਤਾ ਗਿਆ ਸੀ। ਹੁਣ ਮਾਨਯੋਗ ਨੈਸ਼ਨਲ ਗਰੀਨ ਟ੍ਰਿਬਿਊਨਲ ਵਿੱਚ ਚੱਲ ਰਹੇ ਕੇਸ ਯੋਗੇਸ਼ ਮੈਨੀ ਬਨਾਮ ਪੰਜਾਬ ਸਰਕਾਰ ਵਿੱਚ ਮਾਨਯੋਗ ਨੈਸ਼ਨਲ ਗਰੀਨ ਟ੍ਰਿਬਿਊਨਲ ਵੱਲੋਂ ਰੋਡ ਬਰਮਾਂ ਉਪਰ ਇੰਟਰਲਾਕਿੰਗ ਟਾਈਲ ਦੀ ਜਗ੍ਹਾ ਤੇ ਪਰਫੋਰੇਟਿਡ ਟਾਈਲ ਲਗਾਉਣ ਦੇ ਹੁਕਮ ਕੀਤੇ ਗਏ ਹਨ। ਇਸ ਤੋਂ ਇਲਾਵਾ ਐਨ.ਜੀ.ਟੀ ਵੱਲੋਂ ਰੋਡ ਬਰਮ ਤੇ ਲਗਾਈਆਂ ਜਾਣ ਵਾਲੀਆਂ ਟਾਈਲਾਂ ਦਾ ਲੈਵਲ ਰੋਡ ਤੋਂ ਘੱਟ ਰੱਖਣ ਅਤੇ ਸੜਕਾਂ ਦੇ ਆਸ-ਪਾਸ ਲੱਗੇ ਦਰੱਖਤਾਂ ਦੇ ਇੱਕ ਮੀਟਰ ਰੇਡੀਅਸ ਦੇ ਘੇਰੇ ਨੂੰ ਛੱਡ ਕੇ ਟਾਈਲਾਂ ਲਗਾਉਣ ਬਾਰੇ ਸਖਤ ਹੁਕਮ ਕੀਤੇ ਹੋਏ ਹਨ। ਸੋ ਉਕਤ ਦੇ ਮੱਦੇ ਨਜ਼ਰ ਆਪ ਨੂੰ ਹਦਾਇਤ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਦਰੱਖਤਾਂ ਦੇ ਆਲੇ-ਦੁਆਲੇ ਇੱਕ ਮੀਟਰ ਘੇਰੇ ਨੂੰ ਛੱਡ ਕੇ ਟਾਈਲਾਂ ਲਗਾਈਆਂ ਜਾਣ। ਇਸ ਤੋਂ ਇਲਾਵਾ ਜੇ ਵੀ ਟਾਈਲਾਂ ਲਗਾਈਆਂ ਜਾ ਰਹੀਆਂ ਹਨ ਉਹ ਸੜਕ ਦੇ ਲੈਵਲ ਤੋਂ ਡਾਊਨ ਕਰਕੇ ਲਗਾਈਆਂ ਜਾਣ ਅਤੇ ਜਿਨਾ ਵੀ ਕੰਮ ਬਕਾਇਆ ਰਹਿ ਗਿਆ ਹੈ ਉਸ ਜਗ੍ਹਾ ਉਪਰ ਇੰਟਰਲਾਕਿੰਗ ਟਾਈਲਾਂ ਦੀ ਬਜਾਏ ਪਰਫੋਰੇਟਿਡ ਟਾਈਲਾਂ ਹੀ ਲਗਾਈਆਂ ਜਾਣ। ਇਨ੍ਹਾਂ ਹੁਕਮਾਂ ਦੀ ਪਾਲਣਾ ਕਰਨੀ ਯਕੀਨੀ ਬਣਾਈ ਜਾਵੇ।



ਨਿਗਰਾਨ ਇੰਜੀਨੀਅਰ
ਨਗਰ ਸੁਧਾਰ ਟਰੱਸਟ
ਲੁਧਿਆਣਾ।

To

Gian Chand Sharma
#911-G, S.B.S Nagar, Pakhowal Road
Ludhiana.

Memo no. LIT/4125

Dated: 04-09-2024

Subject: P/F Interlocking Tiles in Block-B, E, F & G in Shaheed Bhagat Singh Nagar.

It is to inform you that Trust office had allotted above said work vide letter no. 1496 Dt. 15-03-2024 to your firm. It is worth mentioning that Honourable National Green Tribunal has ordered that only perforated tiles would be installed on road berms rather than Interlocking tiles. So in compliance with the same you are directed to lay only perforated tiles on road berms in the remaining area.

-SD-
Superintending Engineer
Improvement Trust
Ludhiana.

//TRUE COPY//



2024-10-20 16:32





LUDHIANA IMPROVEMENT TRUST

30

Feroze Gandhi Market, Ludhiana 141001
e-mail.ldh_it_2009@yahoo.co.in
Ph:- 0161-5255405

261

To

M/S Subodh Batish,
#30, Circular Road, Near Gaushalla Market,
Ludhiana.

Memo No.LIT-2024-25/ 4885

Dated:- 18/11/24

Subject: P/F Perforated Tiles on Road berms of Main Road in 256 Acre.

Reference to your e-tender NIT No.03/e-Tender/SE/LG-IT Ludhiana/2024-25 of Sr.no. 01 for the subject cited work. It is intimated that your rates being the lowest have been accepted by the competent authority as below :-

- | | | |
|--------------------|---|----------------|
| 1) Estimate Cost | = | Rs. 2.00 Lakhs |
| 2) Over all less | = | -25.00% |
| 2) Tendered Amount | = | Rs. 1,50,000/- |
| 3) Time limit | = | 1 Month. |

You are requested to execute an agreement having detailed terms & Conditions with the Trust within 7 days from the date of issue of this work order.


Superintending Engineer

LUDHIANA IMPROVEMENT TRUST

Feroze Gandhi Market, Ludhiana 141001
e-mail.l dh_it_2009@yahoo.co.in
Ph:- 0161-5255405

To

M/S Subodh Batish,
#30, Circular Road, Near Gaushalla Market,
Ludhiana.

Memo No.LIT-2024-25/ 4884

Dated:- 18/11/24

Subject: P/F Perforated Tiles on Road berms of Main Road in 129 Acre.

Reference to your e-tender NIT No.03/e-Tender/SE/LG-IT Ludhiana/2024-25 of Sr.no. 02 for the subject cited work. It is intimated that your rates being the lowest have been accepted by the competent authority as below :-

- | | | |
|--------------------|---|----------------|
| 1) Estimate Cost | = | Rs. 2.00 Lakhs |
| 2) Over all less | = | -25.00% |
| 2) Tendered Amount | = | Rs. 1,50,000/- |
| 3) Time limit | = | 1 Month. |

You are requested to execute an agreement having detailed terms & Conditions with the Trust within 7 days from the date of issue of this work order.


Superintending Engineer