



**REGIONAL OFFICE  
RAJA/STHAN STATE POLLUTION CONTROL BOARD**

**F-470, Mewar Industrial Area, Near UCCI Building, Udaipur**

RPCB/RO/Udaipur/Legal -87/ 999

Date: 25.08.23

**Through:- Email**

The Registrar

Hon'ble National Green Tribunal

Central Zonal Bench,

Bhopal

Sub:- Compliance report of order of Hon'ble NGT Central Zone Bench, Bhopal, order dated 05/07/2023 in case of OA No. 47/2023(CZ) Samit Kavdia & Anr. V/s State of Rajasthan & Ors.

Ref:- Hon'ble NGT Central Zone Bench, Bhopal order dated 05/07/2023.

Sir,

With reference to above subject, kindly find enclosed compliance report of order of Hon'ble NGT Central Zone Bench, Bhopal, order dated 05/07/2023 in case of OA No. 47/2023(CZ) Samit Kavdia & Anr. V/s State of Rajasthan & Ors. for necessary action please.

Regards,

Encl: As above

Yours Sincerely

**Regional Officer  
RSPCB, Udaipur**

**Report As per**

**Hon'ble National Green Tribunal**

**(Order dated 05 July 2023)**

**IN THE MATTER OF**

**Samit Kavdia & Anr.V/s State of Rajasthan & Ors.**

**In Original Application**

**No. 47/2023**

**Date of Visit- 11 August 2023**

**Location- Udaipur (Rajasthan)**

➤ **Background:-**

An application was filed by Samit Kavdia in Central Zone Bench, Bhopal and same was accepted By NGT as O.A. No. 47/2023.

Hon'ble NGT passed an order on 05.07.2023 and constituted as Joint Committee consisting of:-

1. District Collector, Udaipur
2. DFO, Udaipur, Rajasthan.
3. One representative from Rajasthan State Pollution Control Board

The Committee was directed to visit the place and submit the factual and action taken report within six weeks.

On examination of writ it was found that the main content of the writ is related to widening of the road which starts from Badi road to rani road through Shilp gram in village Hawala Khurd, Udaipur. Presently the existing road is 60 feet wide and it is proposed to increase the road to 80 feet. The area falls under eco sensitive zone Sajjangarh. The petitioner raised the concern during the visit that a lot of trees will be cut due to the enhancement of the road.

The team of District Collector, District Forest Officer (North) and Regional Officer, Pollution Control Board, was visited the site on 11.08.2023 along with Sh. Ramesh Bahediya, SDO, Badgav and the Supdt. Engineer, Municipal Corporation, Udaipur Sh. Mukesh Pujari and observations during visit was as under:-

Observations during visit:-

1. The petitioner submitted the ADHISUCHNA dated 2/9/2011 of the Nagariya Vikas Vibhag which is permission granted on the section 4 (2) of land acquisition act 1894 which is the permission granted under public welfare to UIT to carry out the aforesaid activity. (Copy enclosed at annexure-I) as per the ADISUCHNA mentioned above land acquisition will be done from 18 land owners and the petitioner one of them.
2. The petitioner informed during inspection that the above matter is also pending at the level of Hon'ble High Court, Jodhpur D.B. Civil Misc. (Writ) Stay Application no 7436/2023 Sumit Kawadiya versus State of Rajasthan and the next date in the matter is 21/08/2023. In

the last hearing dated 26/07/2023 (Copy enclosed at annexure-II) the Hon'ble High Court, Jodhpur is as under:-

“Learned counsel for the respondent Nos. 2 and 3 prays for and is granted time to file reply to the application (IA No.1/2023) filed under Section 5 of the Limitation Act”.

The complete details of the has not been submitted by the petitioner although he was repeatedly asked to do so.

3. From the side of the Badi Road, after entering the aforesaid road it has been observed that some grown up trees had already been cut down and remnant of the stem were observed.



✓

4. On visual observation by the team, it was found that now during widening of the road, around 200 fully grown trees on the road side as well as line just inside the boundary wall of 18 land owners will be cut down.



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Latitude: 24°36'21"  
Longitude: 73°39'41"  
Elevation: 632.74±15 m  
Accuracy: 8.4 m  
Azimuth: 263° (W)  
Pitch: 7.8° (10.3°)  
Time: 11-08-2023 12:23  
Note: NGT

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Latitude: 24°36'21"  
Longitude: 73°39'41"  
Elevation: 632.74±15 m  
Accuracy: 11.0 m  
Azimuth: 186° (S)  
Pitch: 9.2° (9.5°)  
Time: 11-08-2023 12:23  
Note: NGT

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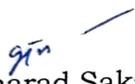


Latitude: 24°36'21"  
Longitude: 73°39'41"  
Elevation: 625.14±13 m  
Accuracy: 12.2 m  
Azimuth: 241° (SW)  
Pitch: 3.2° (10.0°)  
Time: 11-08-2023 12:24  
Note: NGT

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5. The matter will be considered for dropping in the district level monitoring committee of ESZ of road widening in the aforesaid matter as Cutting of Large number of trees is involved and the said road does not have much traffic as no large habitation exists in the nearby areas. Some traffic is there only during fairs at the Shilp Gram but that may not justify cutting such a large number of very old and massive trees. So government is ready to reconsider and re-examine the matter keeping in mind the environmental impact of the project. Environmental issues and rich biodiversity of the region is of paramount importance for the government.

  
(Sharad Saksena)  
Regional Officer,  
RSPCB, Udaipur

  
(Ajay Chittora)  
District Conservator of  
Forest (North), Udaipur

  
(Arvind Kumar Poswal)  
District Collector,  
Udaipur