

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

D.B. Civil Writs No. 11153/2011

Suo Motu
-----Petitioner

Versus

State Of Raj
-----Respondent

Connected With

D.B. Civil Contempt Petition No. 1364/2012

Ramesh Meena And Another
-----Petitioner

Versus

C K Mathew And Others
-----Respondent

D.B. Civil Writs No. 6512/2017

Lok Sampati Sanrakshan Samiti
-----Petitioner

Versus

State Of Raj And Ors
-----Respondent

D.B. Civil Writs No. 14139/2017

Khem Karan Singh Toli
-----Petitioner

Versus

State Of Raj And Ors
-----Respondent

For Petitioner(s)	:	Mr. Virendra Dangi, Sr. counsel Mr. A.K. Bhargava- Members of the Monitoring Committee
For Respondent(s)	:	Mr. R.P. Singh, AAG with Mr. Deepak Bishnoi Ms. Sheetal Mirdha, AAG with Mr. Prateek Singh- For Jaipur Municipal Corporation Mr. R.D. Rastogi, Sr. counsel with Mr. C.S. Sinha- For Rajasthan State Pollution Control Board Mr. Amit Kuri- For JDA Mr. Rohit Kumar Singh, IAS, Additional Chief Secretary, Govt. of Rajasthan Mr. Vishwa Mohan Sharma, Collector,

Ajmer
Mr. Dinesh Chandra Yadav, Collector,
Nagaur

HON'BLE MR. JUSTICE MUNISHWAR NATH BHANDARI
HON'BLE MR. JUSTICE BANWARI LAL SHARMA

Order

05/03/2019

Pursuant to directions of this Court, the Collector Ajmer and the Collector Nagaur are present. They were directed to take two villages for revival of water bodies. It would be taken as pilot project and to be replicated for other villages. The plan for revival of water bodies in two villages has not yet been prepared. Accordingly, they are given further one week time to come out with proper plan for revival of water bodies in two villages and, for that, if need be, NREGA so that water bodies in those villages may revive in the coming monsoon season itself.

It is looking to the fact that there is no arrangement for the cattle to provide proper water as all the major water bodies in those two villages have dried. It is largely due to encroachment on the pasture land in the catchment area. It may also be due to the sand came along with the water and it has not been removed.

The Collector, Ajmer and the Collector, Nagaur would come out with the plan and would be produced on 11th March, 2019.

Learned Additional Advocate General Mr. R.P. Singh and Ms. Sheetal Mirdha have produced two maps for Ramgarh and Anasagar Dam. It has been prepared under the guidance of Mr. Rohit Kumar Singh, Nodal Officer, nominated by the Government of Rajasthan on the direction of this Court. It is satellite image of the area. It is even to indicate the encroachment on many places.

The work done under the supervision of Mr. Rohit Kumar Singh needs to be appreciated. In fact, government should take satellite image of the entire State to identify different areas such as the forest area, catchment area of reservoir, mining area etc. with the programming that whoever does illegal activity in either of the areas, this programme should reflect on the monitor and, based on the aforesaid, action should be taken against the officer concerned.

For illustration, if, in the forest area, somebody is doing illegal mining work, the programme should indicate the aforesaid. In the same manner, if any encroachment is made in the catchment area, the indication should come on the monitor. By the aforesaid process only, all illegal activities can be stopped or, at least, be minimised otherwise forest area would be destroyed and same is the position of the mining areas.

The State Government is losing the heavy revenue due to illegal mining and otherwise it ultimately affects the environment. In absence of plantation, the rain is not attracted and the deficit rain fall affects even the reservoir thus the entire chain is to be taken care of.

Accordingly, Mr. Rohit Kumar Singh would give detailed programme and required tentative budget for it so that appropriate directions can be passed on the next date of hearing after making composite order for compliance of the earlier orders.

Mr. R.D. Rastogi, learned counsel, appearing for Pollution Board, has given statement in regard to Ajmer and Jaipur City. It is taken on record and it would be part of the order for appropriate directions to the Pollution Board.

List this petition on 11th March, 2019 at Serial No.1.

The Commissioner, Ajmer Development Authority and Chief Executive Officer of the Municipal Corporation, Ajmer would remain present in the Court because as per the statement given by Mr. R.D. Rastogi, learned counsel, there is discharge of untreated sewage water in Anasagar Dam. The aforesaid statement would be referred on the next date of hearing.

The prosecution against the officer has already been initiated thus necessary directions would also be given to the Sub-ordinate Court to expedite the prosecution.

Accordingly, let all the officers to remain present on the next date of hearing.

It is further directed that Mr. Ravi Solanki, Additional Chief Engineer, Water Resource Department to assist the Nodal Officer, Mr. Rohit Kumar Singh for implementation of the order of this Court.

The Commissioner, Jaipur Development Authority and the Collector, Jaipur would also remain present as there is mismatch in the record given by the Revenue Department and Jaipur Development Authority in regard to the catchment area of Ramgarh Dam.

(BANWARI LAL SHARMA),J

(M.N. BHANDARI),J