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

Original Application No. 55 of 2026

IN THE MATTER OF:

Vinod Kapoor ...Applicant

Versus

State of Himachal Pradesh & Others ...Respondents

INDEX

Sr. No.	Particulars	Page No.
1	Reply on the behalf of Respondents No. 1, 6 & 7.	1-7
2	Affidavit on behalf of Respondent No. 6.	8
3	Constitution order of Joint Inspection committee along with inspection report. **(Annexure R/6-1)**	9-13
4	Report of PWD, Department, District Sirmaur, letter dated 01-10-2026 **(Annexure R/6-2)**	14-15
5	Forwarding letter of complaint to the District Mining Officer, Sirmaur and the Sub Divisional Police Officer, Sirmaur, letter dated 30-06-2025 **(Annexure R/6-3)**	16
6	Report of the police department, Paonta Sahib District Sirmaur letter dated 22-06-2026. **(Annexure R/6-4)**	17
7	Report of the Sub Divisional Officer, (C), Kaffota, District Sirmaur, letter dated 23-10-2026 **(Annexure R/6-4)**	18-20

Deputy Commissioner,
Sirmaur at Nahan. (R-6).

FILED THROUGH
COUNSEL FOR THE RESPONDENTS No. 6
ANIL JARYAL

Chamber No.109, Block-03
Delhi High Court.
Email: aniljaryal07@gmail.com
9871277207

Dated: 27-10-2026

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

ORIGINAL APPLICATION NO. 55 OF 2026

IN THE MATTER OF:

VinodKapoor ...Applicant

VERSUS

StateofHimachal Pradesh&Ors. ...Respondents

REPLY ON BEHALF OF RESPONDENT NO. 1 (CHIEF SECRETARY, GOVERNMENT OF HIMACHAL PRADESH), RESPONDENT NO. 6 (DEPUTY COMMISSIONER, SIRMAUR) AND RESPONDENT NO. 7 (SUB-DIVISIONAL OFFICER (C), KAFFOTA).

MOST RESPECTFULLY SHOWETH:

1. That at the outset, it is respectfully submitted that the answering respondents acknowledge the paramount importance of protecting the environment, maintaining ecological stability in the vulnerable hill regions of Himachal Pradesh, preventing unlawful mining operations and ensuring strict compliance with the applicable mining, forest, and other environmental laws.
2. That the applicant has, inter alia, alleged that Respondent No. 8, M/s A Dean & Company, in association with Pamta Limestone Mines, and Respondent No. 9, Ms. Savita Chauhan, have undertaken mining activities in a forest area without the requisite permissions, allegedly

ATTESTED 27/10/26
Divivani Chandel
Advocate &
Oath Commissioner
Nahan H.P. (India)

DEPUTY COMMISSIONER
SIRMOUR (H.P.)

using heavy machinery and causing adverse effects upon the environment, ecology, surrounding land and human health.

3. That, in compliance with the directions of this Hon'ble Tribunal, the District Administration constituted a Joint Inspection Committee vide letter No. SRM/DEV/NGT-(OA No. 55/2026)-6765 dated 31 July 2026. The Committee was constituted under the chairmanship of the Sub-Divisional Officer (Civil), Kaffota, with representatives of the concerned Mining, Forest, Public Works and Pollution Control authorities. A copy of the constitution order, together with the inspection report is annexed herewith as **Annexure R/6-1 (Colly).**

4. That the Joint Inspection Committee visited and inspected the site on 04.08.2026. The representatives of the concerned departments and representative from private mining respondents were present during the inspection, as recorded in the inspection report. In this regard, it is humbly submitted that the report identified certain deficiencies and potential environmental risks, including the condition of the boundary pillars, the use of heavy machinery, the condition of the adjoining road, slope instability and the maintenance of protective structures intended to prevent mine waste from entering natural drains.

5. That it is worthwhile to mention herein that, with respect to the mining operations of Respondent Nos. 8 and 9, the Mining Officer, Sirmaur, informed the Joint Inspection Committee that **the mining operations at both sites had remained under complete and uninterrupted suspension since January 2026 to this date**, following observations by the field officials of the Mining and Forest Departments concerning the maintenance of boundary pillars and discrepancies relating to the mining operations.Presently, the Authoritieshave blocked the extraction of even a single gram of mineral from these sites until further orders. The prompt and immediate invocation of preventative remedies demonstrates that the state authorities have acted with the utmost promptness and vigilance.

ATTESTED 23/10/26
Diviyani Chandel
Advocate &
Oath Commissioner
Nahan H.P. (India)

DEPUTY COMMISSIONER
SIRMOUR (H.P.)

6. That it is humbly submitted that as perthe report of the Joint Inspection Committee thatthe Respondent no. 8 has been granted mining lease area on the landcomprised in Kh. No. 956/1, 968/1, 1028/1, 1029/1, 1040/1, 1030/1,1032/1, 1033/1, 1034/1, 1216/1,1219/1, 1218/1, 1440/1, 1442/1, 1449/1,960/1/1, 961, 962, 963, 964, 965, 966, 967, 969, 1030/1, 1888/935, 1031,1213, 1214, 1215, 960/1, 960/2, 140, 141, 142, 143, 144, 145, 146, 147,148, 825/149 and 826/149 over an area of 53-03 bighas situated in MauzaChitli& Shamah Pamta and Respondent No. 9 has been granted mininglease area comprising of Kh. Nos 1598, 1869/1505, 1599, 1596 and 1590measuring 37-14 bighas situated in Mauza Shamah Pamta, Tehsil Kamrau,District Sirmaur.The answering respondents further respectfully submit that any allegation of mining outside the authorised lease area, or upon land for which a separate statutory approval is required, must be clearly examined by the competent authorities with authenticated demarcation records and applicable permissions.
7. Further, as per the report of the Public Works Department dated 01-10-2026, the estimated cost for the repair of the damaged public road stretch stands has been prepared which is quantified at **Rs. 1,76,64,676/-**. Additionally, the department has already taken up the matter with the concerned Police Stationvide communication/letter dated 10.06.2026 to initiate penal actions against the heavy transport vehicles usedby the Project Proponents for unauthorized movement and destruction of public property.In this regard, The answering respondents humbly submit that damage to public infrastructure shall be addressed through strict and appropriate remedial action and that the cost of restoration shall be dealt with in accordance with law and the findings concerning responsibility for the damage. Further, the Public Works Department shall place on record the assessment of the damaged portion, the proposed restoration measures and the status of the repair work. Where liablity is established

ATTESTED 27/10/26
Diviyani Chandel
Advocate &
Oath Commissioner
Nahan H.P. (India)

DEPUTY COMMISSIONER
SIRMOUR (H.P.)

against any person or operator, the competent authority shall take appropriate steps for recovery of the cost in accordance with law.

The letter dated 01.10.2026 is annexed herewith as Annexure **R/6-2.**

8. It is further submitted that after receipt of the complaint submitted by Shri VinodKapoor, regarding alleged overloading by mining vehicles of M/s Friends Minerals, M/s Savita Chauhan and M/s A Dean; Company, on the PWD Road from Tilordhar to Chhitli, the office of Sub Divisional Officer, Kaffota i.e Respondent No.7 forwarded the complaint to the District Mining Officer,Nahan and the Sub-Divisional Police Officer, Paonta Sahib, for necessary action as per law and for action taken report. A copy of the letter dated 30-06-2025 is annexed herewith as **ANNEXURE R/6-3.**

9. Thereafter, the matter was verified by the Police authorities. The Sub-Divisional Police Officer, Paonta Sahib, vide letter No.Reader/SDPO/Paonta Sahib/2025-694 dated 22.06.2026, reported in his report that the matter was verified through the Incharge, Police Post Rajban who submitted a report stating that the concerned mining area wasinspected and no overloaded truck was found at the spot at the time ofinspection. It was further reported that no such case of overloading hadcome to notice during the checking conducted till then and further checking inthe concerned area will continue for said purpose. It was also reported that ifany case of overloading was found during checking, action as per law will betaken against the person concerned. In this regard, it is submitted that answering Respondents will continue to monitor and, if necessary, deploy check-post verification to check the uploading at the spot. A copy of the said report is annexed herewith as **Annexure R/6/4.**

10. It is pertinent to mention herein that the authorities had taken steps to conduct joint re-verification earlier, but the same could not be conducted due to heavy rainsduring monsoon season. However, the Respondent no.

27/10/26
ATTESTED
Diviyani Chandel
Advocate &
Oath Commissioner
Nahan H.P. (India)

DEPUTY COMMISSIONER
SIRMOUR (H.P.)

7 has now been directed to conducted a joint re-inspection of the site in question and to address all the issues raised by the applicant in his OA.

11. That the SDO (C), Kaffota has reported vide letter dated 23.10.2026 that the joint re-inspection which was scheduled for 22–23.10.2026, was deferred to 27–28.10.2026 on an application of Sh. Attar Singh, representative of Respondent No. 8, citing his mother's surgery. Thus on his request, the re-inspection shall now be conducted on 27–28.10.2026 without any further adjournment.A letter dated 23.10.2026 is annexed herewith as **Annexure R-6/5.**

12. That it is further reported by SDO, Kaffota, as per the report received from the field revenue functionaries that the said pillars have not been restored till date. The mine owners have stated that the said pillars would be restored at the earliest once the monsoon retrieves. In this regard, it is submitted that authorities have directed the mine owners/Project Proponents to install proper concrete boundary pillars immediately at their own cost, failing which the state will execute the installation through its own agencies and recover the costs multi-fold from the PPs.

13. That during the course of inspection, the committee made the following observation:

- Boundary pillars in both the mines have not been properly maintained.
- Both the mines have not procured the permission for use of heavy machinery.
- Kando-Dugana to Shamah Pamta link road is found damaged due to plying of transport.
- Slips and slides have occurred in both of these lease areas along the boundaries and the slopes have been rendered vertical which may cause further slide/damage to the nearby forest land.

27/10/26

ATTESTED
Diviyani Chandel
Advocate &
Oath Commissioner
Nahan H.P. (India)

DEPUTY COMMISSIONER
SIRMOUR (H.P.)

- The retaining structures provided for prevention of rolling down of much/mine waste down hillside into nearby nallah/natural drain have not been maintained or damaged during the monsoon season.

In view of the above, it is most respectfully submitted that the aforesaid structural deformities, use of heavy machinery, damaged road links, vertical slopes, and compromised retaining walls are entirely due to the unscientific, negligent, and unauthorized operations carried out by Respondents No. 8 and 9.

14. That in view of the observation made during the inspection, the following directions have been given to the respondents stone crushers units and the concerned stake holders:

i. To prevent slope and slide and anticipated damage to the forest area, the mining owners shall not be permitted to restore the mining operations.

ii. The mining officer to take up the matter with the IBM and DGMS for immediate inspections of both the mines and to review the mining activities.

iii. The Pollution Control Board has been directed to issue notices to the mine owners regarding the rolling down of mine waste and muck into the downhill drains.

iv. Regarding the failure to produce permission for use of heavy machinery from the competent authority, the committee directed the representative of the mine owners to procure and submit copies of the permission. Furthermore, the committee directed that heavy machinery must not be used without obtaining such permission from the competent authority.

v. The public work department has been directed to submit the proposal for repair of the road for financial assistance from District Mineral Foundation Trust.

ATTESTED 27/10/26
Diviyani Chandel
Advocate &
Oath Commissioner
Nahan H.P. (India)

DEPUTY COMMISSIONER
SIRMOUR (H.P.)

15. That it is most respectfully submitted that the comprehensive joint re-inspection with relevant details shall be conducted in due course in a time-bound framework and the same will be placed before this Hon'ble Tribunal via a Supplementary Compliance Affidavit in due course.

PRAYER

In view of the facts and submissions stated hereinabove, it is most respectfully prayed that this Hon'ble Tribunal may graciously be pleased to:

a. Take the present reply/response on record;

b. Permit the answering respondents to place on record the supplementary inspection report and the further departmental action taken report, where required, in accordance with the directions of this Hon'ble Tribunal;

c. Pass such further or other orders as this Hon'ble Tribunal may deem fit and proper in the facts and circumstances of the case.

Deputy Commissioner
District Sirmaur at Nahan
(on behalf of Respondent No. 1,6 & 7)

DEPUTY COMMISSIONER
SIRMAUR (H.P.)

FILED THROUGH
COUNSEL FOR THE RESPONDENTS No. 1, 6 & 7

ANIL JARYAL
Chamber No.109, Block-03
Delhi High Court.
Email: aniljaryal07@gmail.com
9871277207

Dated: .27/10/.2026

ATTESTED
Diviyani Chandel
Advocate &
Oath Commissioner
Nahan H.P. (India)
27/10/26

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

Original Application No. 55 of 2026

IN THE MATTER OF:

Vinod Kapoor ...Applicant

Versus

State of Himachal Pradesh & Others ...Respondents

AFFIDAVIT

I, Priyanka Verma, D/o Sh. G. R Verma, aged about 40 years, at present serving as Deputy Commissioner, District Sirmaur, Himachal Pradesh, do hereby solemnly affirm and state on oath as under:

1. That I am the Respondent No. 6 in the captioned matter and I am well conversant with the facts and circumstances of the case and as such I am competent to swear this Affidavit.

2. That I have read over and understood the contents of the accompanying application and state that the contents thereof are true and correct to the best of my knowledge and belief.

3. I state that the annexures annexed to the Application are true copies of their respective originals.

DEPONENT
DEPUTY COMMISSIONER
SIRMOUR (H.P.)

VERIFICATION

I, the above-named Deponent, do hereby verify that the contents of the Para Nos 1 to 15 above Affidavit are true and correct. No part of it is false and nothing material has been concealed there from.

Verified at Nahan on this the 27th day of October 2026.

Identified by me Rohit JOA (IT) DC Office Nahan

Certified that the above presented on oath before me on 27 October 2026 at Nahan..... Deponent by Sh. Rohit JOA (IT) DC Office Nahan has been identified to me and deponent correct & true of ... understanding it there of hence attested.

27/10/26
ATTESTED
Divyani Chandel
Advocate &
Oath Commissioner
Nahan H.P. (India)

DEPUTY COMMISSIONER
SIRMOUR (H.P.)

(Annexure R/6-I)

No.SRM/ DEV/NGT-(OA No. 55/2026)- 6765
Office of the Deputy Commissioner,
District Sirmaur at Nahan (H.P.)
Dated, Nahan 31/07/026

ORDER

Subject- Regarding Joint inspection committee in the matter of Original Application No.55/2026 titled as Vinod Kapoor Versus State of Himachal Pradesh & Ors.

Whereas, the Hon'ble National Green Tribunal, Principal Bench, New Delhi has passed the order on dated 29-01-2026 in the Original Application No. 55/2026 titled as Vinod Kapoor Vs State of Himachal Pradesh & Ors. As per the order, the allegation of the applicant is that Respondent No. 8 and 9 **(i.e M/S A DEAN & COMPANY, PAMTA LIMESTONE AND M/S SAVITA CHAUHAN)** are carrying out mining activity in the forest area and also using the heavy machinery without requisite permission. The respondent No. 8 and 9 are using the road which is not mentioned in the mining plan. Apart from this, other allegations has also been mentioned in the Synopsis/ facts of the case as received from the Hon'ble National Green Tribunal. In this matter, a report has also been received from the Forest department vide their letter dated 25-04-2026 (copy enclosed) as per the report, PF Pamta is recorded as " Billa Pemud" (un- measured/ un-demarcated) in the revenue record. Further informed that there are presently no concrete boundary pillar (BPs) installed on the ground to demarcate PM Pamta from the adjoin mining area.

Whereas, In view of Above, It is essential to conduct a joint inspection of the concerned sites for the factual verification of the spot as per the report of the Forest department as well as the synopsis/facts of the case as received from the Hon'ble National Green Tribunal. Therefore, a district level joint inspection committee consisting of following members is hereby constituted with immediate effect -:

Sr .No.	Name of Officer	Designation
1.	Sub Divisional Officer, (C), Kaffota.	Chairman
2.	The Mining Officer, Sirmaur	Member Secretary
3	The Divisional Forest Officer, Renuka, District Sirmaur.	Member
4.	The Executive Engineer, PWD, Shillai.	Member
5	The Regional Officer, PCB, Paonta Sahib, District Sirmaur.	Member

The chairman will decide the date /time and venue for the above mentioned joint inspection. The above committee shall submit para wise report to the undersigned on the basis of the synopsis and facts of the case as received from the Hon'ble National Green Tribunal alongwith photographs and annexure on or before **4-08-2026** so that reply/ affidavit in the above mentioned NGT matter could be prepared, accordingly.

Deputy Commissioner,
Distt. Sirmaur at Nahan (HP)
Dated:- 31 -07-2026

No- As above
Copy is forwarded to all the committee members for immediate compliance.

Deputy Commissioner,
Distt. Sirmaur at Nahan (HP)

LD/0 -

No Udyog (Bhu) Sir-NGT/Court Case/-Vinod Kapoor/- 1108
Office of the Mining Officer, Nahan
Distt. Sirmour (H.P.)
Dated 7-8-26 **Nahan**

To

The Deputy Commissioner,
District Sirmaur, (H.P.)

Subject: **Original Application No. 55/2026 titled as Vinod Kapoor Vs State of H.P. & Ors.**

Madam,

In reference to the order No.SRM/DEV/NGT-(OA No.55/2026)-6765 dated 31.07.2026 regarding constitution of committee under the chairmanship of Sub Divisional Officer, (C), Kaffota in the matter of Original Application No.55/2026 titled as Vinod Kapoor vs State of H.P. & Others, it is humbly submitted that the Joint Inspection of the sites in question was conducted by the Committee on 04.08.2026 and Joint inspection Report is being enclosed herewith for your kind perusal and further necessary action please.

Enclosed: As above

Yours faithfully,

Mining Officer,
Distt. Sirmour at Nahan

Endst. No.: As above **Dated**

Copy forwarded to the following for information and necessary action please: -

1. The Sub-Divisional Offcier (Civil), Kaffota, District Sirmaur (H.P.).
2. The Divisional Forest Officer, Shri Renuka Ji, District Sirmaur (H.P.).
3. The Executive Engineer, HPPWD, Shillai, District Sirmaur (H.P.).
4. The Regional Officer, HPPCB, Paonta Sahib, District Sirmaur (H.P.)

Mining Officer
Distt. Sirmour at Nahan

110

JOINT INSPECTION REPORT

Vide order No. SRM/DEV/NGT-(OA No.55/2026)-6765 dated 31.07.2026 Worthy Deputy Commissioner, District Sirmaur constoituted a committee under the chairmanship of Sub Divisional Officer, (C), Kaffota regarding the matter of Original Application No.55/2026 titled as Vinod Kapoor vs State of H.P. & Others with direction to conduct joint inspection of the concerned sites for the factual verification of the spots and to submit parawise report on the basis of synopsis and facts of the case as received from the Hon'ble National Green Tribunal.

In compliance to the directions of Worthy Deputy Commissioner, District Sirmaur, the Joint Inspection of the sites in question was conducted by the Committee on 04.08.2026.

The following members were present during the course of inspection:

Sr. No.	Name & Designation
1.	Sh. Jaspal, Sub Divisional Officer, (C), Kaffota. (Chairman)
2.	Sh. Baldev Raj Kandeta, Divisional Forest Officer, Shri Renuka Ji, District Sirmaur (Member)
3.	Sh. Abhay Kumar , Assitant Engineer, Representative of Executive Engineer, HPPWD, Shillai (Member)
4.	Sh. Naveen Banyal, Jr. Env. Engineer, Representative of Regional Offcier, HPPCB, Paonta Sahib, District Sirmaur (Member)
5.	Sh. Sarit Chander Mining Officer, Sirmaur (Member Secretary)

The field officials of Revenue Department, Forest Department & Mining Office were present during the course of inspection. Representatives/Mine Managers of M/s A Dean & Co. and M/s Savita Chauhan were present on the spot during the inspection.

The field officials of Revenue Department and field officials of Mining Office who area well conversant with the mining leases, shows the mining areas of M/s A Dean & Co. and M/s Savita Chauhan. The mining lease areas of M/s A Dean & Co. is comprises of Kh. Nos. 956/1, 968/1, 1028/1, 1029/1, 1040/1, 1030/1, 1032/1, 1033/1, 1034/1, 1216/1, 1219/1, 1218/1, 1440/1, 1442/1, 1449/1, 960/1/1, 961, 962, 963, 964, 965, 966, 967, 969, 1030/1, 1888/935, 1031, 1213, 1214, 1215, 960/1, 960/2, 140, 141, 142, 143, 144, 145, 146, 147, 148, 825/149, 826/149, over an area of 53-03 Bighas, situated in Mauza Chitli & Shamah Pamta, and mining lease area of M/s Savita Chauhan is comprises of Kh. Nos. 1598, 1869/1505, 1599, 1596 & 1590, measuring 37-14 Bighas, situated in Mauza Shamah Pamta, Tehsil Kamrau, Distt. Sirmour (H.P.).

The Mining Officer, Sirmaur, informed the committee that the respective limestone mines are subject to regulatory oversight by the Indian Bureau of Mines in matters relating to scientific mining and by the Directorate General of Mines Safety in matters relating to mine safety.

Mining officer, Sirmaur apprised the committee that no despatch of mineral material has been done from said mining areas of M/s A Dean & Co. and M/s Savita Chauhan after the observations of the field official of this department as well as the communication received from the Forest Department regarding non-maintenance of boundary pillars and discrepancies w.r.t. mining operations as observed by the regulating authorities, the mining activities in both the mines have been suspended since January 2026.

During inspection the committee observed that the permanent boundary pillars have not been maintained properly by the mining lease holders, while some existing boundary pillars found damaged. During the recent heavy rainfall slips and slides have been occurred in both the mining leases along the boundaries and buffer zones which have damaged the boundary pillars and rendered the boundaries prone to further slides.

During the inspection, Divisional Forest Officer submitted that due to the mining operations near to the boundaries between Forest area & mining lease area, unsafe vertical cutting poses the risk of further slope failure/landslide and further apprehension of damage to the adjoining forest area cannot be denied. As such, it is insisted by the Forest Officers, that the mining operations may not be allowed in both the mines for the safety of the forests & forest land adjoining to the mining lease area.

Further, with regard to the use of heavy machinery in the respective mines, the Committee during the course of inspection asked both the representatives of mines to produce the permission granted by the competent authority for the use of heavy machinery within their respective mining lease areas. However, the representatives of both mines failed to produce any permission/approval for use of heavy machinery for carrying out mining operations in their respective lease areas from the competent authority.

The Junior Environment Engineer, HPPCB pointed out that the mine waste retaining structures provided by the project proponent for prevention of rolling down of muck/mine waste down hillside into the nearby nallah/natural drain have not been maintained or damaged during the monsoon season which need to be repaired/restored. Further, Assistant Engineer, HPPWD, apprised the committee that the unchecked muck from the mines caused blockade of the link road and due to the movement of heavy vehicles being used for transportation of mineral material have caused heavy damage to the Kando-Dugana to Shamah Pamta link road.

After the inspection of the area, the committee have made the following observations;

1. That no mining activities are being carried in both the mines.
2. That boundary pillars in both the mines have not properly been maintained.
3. That during recent fresh slips and slides have occurred in both of the lease area along the bouhdaries and the slopes have been rendered vertical, which may cause further slide/damage to the nearby forest land.
4. That in both the mines, the retaining structures provided for prevention of rolling down of muck/mine waste down hillside into the nearby nallah/natural drain have not been maintained or damaged during the monsoon season.
5. That both the mines have not procured the permission for use of heavy machinery.
6. That Kando-Dugana to Shamah Pamta link road is found damaged due to plying of transport vehicles.

In view of the observations made during the inspection and after deliberate discussion the committee concluded that the mining operations have been carried within the mining lease area but the slopes adjoining to the forest areas have been rendered to vertical/unsafe angle. As such, to avoid any slip & slide and apprehended damage to the forest area, the mining owners may not be permitted to restore the mining operations. The chairman directed the Mining officer to take up the matter with the IBM and DGMS for immediate inspection of both the mines and to review the mining activities and further scheme of mining so that adjoining forests & forest area could not be affected in case the mine owners are allowed to resume the mining operations. The Chairman further asked the Divisional Forest Officer & Mining Officer to issue necessary directions to field official for frequent inspection of the area and to action for any unlawful activities causing damage to the forest land and illegal mining.

Regarding the rolling down of mine waste/muck towards the down hillside drains, the Chairman directed the representative of Pollution Control Board to issue the notice to the mine owners and to take the necessary action as per provisions of law, in case the mine owners fails to provide the required preventive measures for checking rolling down of mine waste/muck.

Regarding the non-production of permission for use of heavy machinery from the competent authority, the Committee directed the representative of mine owners to procure and submit the copies of the permission and not to use the heavy machinery without the permission of the same form the competent authority.

Regarding the damage to the road, the Chairman directed the PWD authorities to submit proposal for repair of the road for financial assistance from the District Mineral Foundation Trust.

Sub Divisional Officer (Civil), (Chairman),
Kafota, District Sirmour, (H.P).

Divisional Forest Officer,
Sri Renuka Ji, District Sirmaur (Member)

Assitant Engineer,
Representative of Executive Engineer,
HPPWD, Shillai (Member)

Jr. Env. Engineer,
Representative of Regional Offcier, HPPCB,
Paonta Sahib, District Sirmaur (Member)

Mining Officer
District Sirmour (H.P.) (Member Secretary)

-14- (Annexure R/6-2)

Himachal Pradesh
Public Works Department
No:-PW-SE-XII-SHL-Court Case-/2026-27 3768-69 Dated 01/10/26

DC/ADC/ADM/AC/DRO
Branch..... SD
D.No 20698
Date 3/10/26

To

The Deputy Commissioner
District Sirmour at Nahan.

Subject: - Original application No. 55/2026 titled as Vinod Kapoor Versus State of Himachal Pradesh & Ors.

Reference: - Your office letter No. SRM-DEV-(NGT-OA No.55/2026)-4152 dated 6-5-2026.

As per report of Executive Engineer Shillai Division, It is submitted that the Kando Dugana to Shamah Pamta link road under HP.PWD., Sub-Division Kamrau was executed under Pradhan Mantri Gram Sadak Yojna (PMGSY Stage-II) through contractor Sh. Nakul Chauhan and the work completed on 31-03-2024 record as available in Shillai Division.

It is intimated that damage presently noticed on the road occurred after completion of the road work and is attributed to the subsequent movement of heavily loaded mining vehicle and heavy machinery associated illegal mining activities in the area. The movement of such vehicles has adversely affected the bituminous surface as well as underlying of the road for which the Department has already taken the following action against the illegal mining activities.

1. The department has taken up the matter with the concerned Police Station regarding damage caused to the road by unauthorized movement of heavy machinery/vehicles vide department letter No. 86-88 dated 10-06-2026.
2. The matter regarding alleged illegal mining and transportation of mining material through overloaded tippers/trucks has also been brought to the notice of the concerned Mining authorities vide E.E. Shillai letter No. 104-40 dated 08-06-2026.
3. A site inspection committee was conducted by the concerned departmental officers, including the Junior Engineer/Assistant Engineer, and the damage caused to the road was assessed. A detailed report regarding report regarding the present condition of the road and the nature of damage has been prepared and placed on record.

4. Based upon the site inspection and assessment, an estimate for restoration/repair of the damaged portion of the road amounting to Rs.1,76,64,676/- has been prepared and already submitted to your office vide this office letter No. 3483-85 dated 22-09-2026 for taking further necessary action.

Encls: - ~~As above.~~ NIL

Superintending Engineer
12th Circle HP, PWD, Nahan

Copy to the Executive Engineer, Shillai Division, HP.PWD., Shillai with reference to his office letter No. 4664-65 dated 07-09-2026 for information.

Superintending Engineer
12th Circle HP, PWD, Nahan

(Annexure R/6-115

-16-

क्रमांकः- उ0म0अ0(ना0), कफोटा /विविध/2025-1294
कार्यालय उपमण्डलाधिकारी (ना0), कफोटा, जिला सिरमौर हि0प्र0।

दिनांक, कफोटा, 30 जून,2025

सेवा में,

1.जिला खनन अधिकारी,
स्थित नाहन जिला सिरमौर, हि0प्र0।
2.उप-मण्डलीय पुलिस अधिकारी,
पांवटा साहिब, जिला सिरमौर, हि0प्र0।

विषयः- पमता से छितली PWD Road पर माईनिगं ट्रक (Friends minerals, savita Chauhan and A Dean & com). द्वारा ओवरलोडिंग.

महोदया,

उपरोक्त विषय पर श्री विनोद कपूर ग्राम पमता, तह0 कमरऊ का शिकायत पत्र इस कार्यालय को प्राप्त हुआ है, जिसके अन्तर्गत उन्होने PWD Road (तिलोरधार से छितली) पर Friends minerals, savita Chauhan and A Dean & com. के माईनिगं ट्रकों द्वारा की जा रही ओवरलोडिंग से सड़क को क्षतिग्रस्त होने का आरोप तथा ओवरलोडिंग हुए ट्रकों से दुर्घटना होने का आदेशा जताया है। शिकायत पत्र की प्रतिलिपि आपको प्रेषित कर अनुरोध किया जाता है, कि उपरोक्त मामले की गंभीरता को ध्यान में रखते हुए मामले में नियमानुसार आवश्यक कार्यवाही करे तथा कृत कार्यवाही से 15 दिनों के भीतर इस कार्यालय तथा साथ ही शिकायतकर्ता को भी अवगत करवाने की कृपा करें।

भवदीय,

सलग्नः- (1 अद्द)

उप-मण्डलाधिकारी (ना0),
कफोटा, जिला सिरमौरहि0प्र0।

-17-

(Annexure-R/64)

कार्यालय
उप मण्डल पुलिस अधिकारी पांवटा साहिब,
जिला सिरमौर हि0प्र0।

दिनांक- 22/6/26

क्रमांक:- वाचक/उ0म0पु0अ0/पांवटा साहिब/2025- 694

सेवा में

उप-मण्डल अधिकारी (ना0)
कफोटा, जिला सिरमौर हि0प्र0।

विषय:- पत्र संख्या उ0म0अ0(ना0) कफोटा/विविध/2025-1294 के सन्दर्भ में रिपोर्ट।

श्रीमान जी,

उपरोक्त विषय के सन्दर्भ में निवेदन है कि आपके कार्यालय से प्राप्त उपरोक्त पत्र क्रमांक के सन्दर्भ में निवेदन है कि शिकायतकर्ता श्री विनोद कपुर निवासी गांव पमता तहसील कमरऊ जिला सिरमौर हि0प्र0 ने शिकायत करके PWD रोड तिलोरधार से छितली पर Friends minerals, Savita Chauhan and A dean & com. के द्वारा इन माईनों पर चल रहे ओवरलोडिंक ट्रको के रोड क्षतिग्रस्त होने व इन ट्रकों की वजह से दुर्घटना होने की भी आशंका जताई है। जिस पर उपरोक्त शिकायत पत्र की तस्दीक प्रभारी पुलिस चौकी राजबन द्वारा करवाई गई तथा निदेर्शित किया गया कि उपरोक्त शिकायत पत्र की तस्दीक मौका पर जाकर की जाएं। जिस पर प्रभारी चौकी राजबन ने अपनी रिपोर्ट अधोहस्ताक्षरी को प्रेषित की है मुताबिक रिपोर्ट प्रभारी पुलिस चौकी राजबन उपरोक्त माईनिंग क्षेत्र का दौरा किया गया तथा पाया गया कि कोई भी ओवरलोडिंग टक मौका पर न पाया गया तथा उपरोक्त रोड के क्षतिग्रस्त होने बारे PWD विभाग से कोई शिकायत प्राप्त न हुई है और न ही मौका पर उपरोक्त रोड ओवरलोडिंग टकों के द्वारा क्षतिग्रस्त होना पाया गया है। उपरोक्त शिकायत के सन्दर्भ में पुलिस द्वारा समय-समय पर नियमानुसार चैकिंग की जा रही है जो कि अभी तक इस प्रकार की ओवरलोडिंग का कोई भी मामला संज्ञान में न आया है तथा भविष्य में भी उपरोक्त ईलाका में औचक निरीक्षण जारी है। यदि भविष्य में कोई भी इस प्रकार का ओवरलोडिंग का मामला दौराने चैकिंग संज्ञान में आता है तो माईनिग एक्ट के अधीन नियमानुसार कार्यवाही अमल में लाई जायेगी।

अतः उपरोक्त रिपोर्ट अवलोकनार्थ सेवा में प्रेषित है।

भवदीय

मानवेन्द्र वाकर, हि0प्र0स0
उप मण्डल पुलिस अधिकारी,
पांवटा साहिब, जिला सिरमौर, हि0प्र0।

Sub-Divisional Police Officer,
Paonta Sahib, Distt. Sirmour, H.P.

17 -18- (Annexure R/6-4)

No. SDO(C)-Kafota/SDK/2026 -1402
OFFICE OF THE SUB DIVISIONAL OFFICER (CIVIL)
KAFOTA, DISTRICT SIRMOUR, (H.P.)

DC / ADC / ADM / AC / DRO
Branch ..... S.D.O.
D.No. ....22216.....
Date 24/10/26

To,

The Deputy Commissioner,
Nahan, District Sirmaur, (H.P.).

Dated: 23th October, 2026

Subject:- **Regarding Re- Joint inspection Report report in the matter of Original Application No. 55/2026 titled as Vinod Kapoor Versus State of Himachal Pradesh & Ors.**

Sir/Madam,

Kindly refer to your office letter No. SRM-DEV-(NGT-OA No. 55/2026)-9507 dated 19.10.2026, on the subject cited above. In this connection, it is submitted that in compliance with the aforesaid letter, the inspection was scheduled to be conducted on 22.10.2026 to 23.10.2026. However, one of the party Shri Atter Singh Kapoor Village Shamah Pamta, Tehsil Kamrau, District Sirmour, (H.P.), submitted an application (copy enclosed), stating that his mother, Smt. Keso Devi, is due to unavoidable circumstances, undergoing an operation and, therefore, he would not be available during the scheduled period. He accordingly requested that the date of inspection be extended. Co nsidering the request made by the respondent, the inspection has now been rescheduled for 27.10.2026 to 28.10.2026.

It is further submitted that, during the inspection of mining, the owners of the mines were directed to restore/repair the damaged permanent boundary pillars, but as per the report received from the field revenue functionaries, the said pillars have not been restored yet. In this context, it is further submitted that the owners of the mines stated that due to rains during the rainy season, it was not possible to restore the permanent boundary pillars. They assured that the said pillars would be restored as soon as possible. This is submitted for your kind information and neccsary action, please.

Therefore, the report is submitted for your kind information and further necessary action, please.

Encls As above

Yours faithfully

Sub Divisional Officer (C),
Kafota, Distt. Sirmour, (H.P.).

BEFORE THE SUB-DIVISIONAL MAGISTRATE KAFOTA, TEHSIL KAMRAU, DISTRICT SIRMAUR, HIMACHAL PRADESH

Subject: Application for Extend / change of Time for Demarcation of Land.

Respected Sir,

The applicant most respectfully submits as under:

1. That the matter regarding demarcation of land situated in Revenue Village Shamah Pamta & Chhuli, Tehsil Kamrau, Distt. Sirmaur, H.P., is pending before the competent Revenue Authority.
2. That the demarcation of the aforesaid land is required to be conducted/completed within the time prescribed by your good office.
3. That due to operation of the applicants mother Smt. Keso Devi / unavoidable circumstances, the demarcation proceedings could not be completed within the stipulated period. The delay has occurred for reasons beyond the control of the applicant and is neither intentional nor deliberate.
4. That the applicant is ready and willing to cooperate with the concerned Revenue Officials and to comply with all necessary formalities for the completion of the demarcation proceedings.
5. That the grant of a reasonable extension of time would enable the demarcation proceedings to be completed in accordance with law and would not cause any prejudice to any party.

VERIFICATION:-

It is, therefore, most respectfully prayed that your good office may kindly grant a reasonable extension of time for completion of the demarcation proceedings in respect of the aforesaid land and issue appropriate directions to the concerned Revenue Officials to complete the same within the extended period, in the interest of justice.

Place: Kafota

Date: 21-10-2026

Applicant 21/10/26

Name: Atter Singh Kapoor
Address: Village Shamah Pamta, Tehsil Kamrau, Distt. Sirmaur, H.P.
Mobile No : 98051 56455

A. DEAN & CO.

U.A.T.T DD [illegible]
C.S.T DD [illegible]
Phone Office [illegible]

Owner: HIGH GRADE CHEMICAL LIMESTONE, DOLOMITE QUARRIES IN H.P.

[illegible] Snow Crete Mosaic Chips, [illegible] Calcium Powder, Murghdatta & Metaru

Branch:
Sataun, Paonta Sahib (Himachal Pradesh)

H.O [illegible]

Dated 15-03-2025

Ref. No .....

LETTER OF AUTHORIZATION

Subject: Letter of Authorization

We, A. Dean & Co. are owner our Pamta Limestone Mine area located in village Pamta and Chitli Tehsil Kamrau, District Sirmaur, Himachal Pradesh.

We, in our capacity as Partners of A. Dean & Co. hereby authorize Mr Atter Singh Kapoor as our authorized representative to act on behalf of our company for specific task, duties and responsibilities assigned as below:

1. We authorize the authorized person to [illegible] all problems pertaining to our mining site for smooth running of mining activities & related activities on our behalf keeping in mind the best interest of the Company.
2. To represent A. Dean & Co. in all Central/State Government departments v.i.z. Mining Industries Department, Pollution Control Board of H.P., Revenue department, Forest Department and other concerned departments or persons pertaining to Mining Activities.
3. The authorized person is authorized to receive, sign our documents with only after our consultation and attend meetings for and on our behalf.

Details of the Authorized Person:

Name - Atter Singh Kapoor S/o Nain Singh
Address - Village Pamta, PO Shaoga, District Sirmaur, Himachal Pradesh – 173029
Contact Number 9805156455

This authorization is effective from 03rd of March' 2025 to 19th September' 2027. Please extend your support to Mr Atter Singh Kapoor in carrying out our given task, duties, responsibilities.

Singh Attested
For A.Dean & Co.
Partners

For A.Dean & Co.
Partners

THE HON'BLE NATIONAL GREEN TRIBUNAL, PRINCIPAL BENCH, DELHI

IN THE COURT OF .....

Suit/Appeal No. OA No. 55 of 2026 .....JURISDICTION OF 201

In re:-

Vinod Kapoor .....Plaintiff(s) or Petitioner(s)

Appellant(s) Complainant(s)

VERSUS

State of H.P & Ors. .....Defendant (s)/ Respondent(s) / Accused Know all to whom these Present shall come that I/we PRIYANKA VERMA ,AGED ABOUT 40 YEARS, PRESENTLY POSTED DEPUTY COMMISSIONER, SIRMAUR, HP.

The above named RESPONDENT NO. 6

.....do hereby appoint

Anil Jaryal, Adv. D/3587/16
Chamber no. 109, Block-03,
Delhi High Court.
9871277207

(Herein after called the advocate/s) to be my / our Advocate in the above – noted case authorize him:-

To act, appear and plead in the above-noted case in this court or in any other court in which the same may be tried or heard and also in the appellate court including High Court subject to payment of fees separately for each court by me/us.

To sign file, verify and present pleadings, appeals cross-objection or petitions for executions review, revision, withdrawal, compromise or other petitions or affidavits or other documents as may be deemed necessary or proper for the prosecution of the said case in all its stages subjects to payment of fees for each stage.

To file and take back documents, to admit and/or deny the documents of opposite party.

To withdraw or compromise the said case or submit to arbitration any differences of disputes that may arise touching or in any manner relating to the said case.

To take execution proceedings on paying separate fee.

To deposit, draw and receive money, cheques, cash and grant receipts hereof and to do all other acts and things which may be necessary to be done for the progress and in the course of the prosecution on the said case.

To appoint and instruct any other Legal Practitioner authorizing him to exercise the power and authority hereby conferred upon the Advocate whenever he may think fit to do so and to sign the power of attorney on our behalf.

And I/we undersigned to hereby agree to ratify and confirm all acts done by the Advocate or his substitute in the matter as my/our own acts, as if done by me/us to all intents and purpose.

And I/we undertake that I/We or my/our duly authorized agent would appear in court on all hearings and will inform the Advocate for appearance when the case is called.

And I/We undersigned do hereby agree not to hold the advocate or his substitute responsible for the result of the said case. The adjournment costs whenever ordered by the court shall be of the Advocate which he shall receive and retain for himself.

And I/we undersigned do hereby agree that in the event of the whole or part of the fee agreed by me/us to be paid to the advocate remaining unpaid he shall be entitled to withdraw from the prosecution of the said case until the same is paid up. The fee settle is only for the above case and above Court. I/We hereby agree that once the fee is paid, I /We will not be entitled for the refund of the same in any case whatsoever and if the case prolongs for more than 3 years the original fee shall be paid again by me/us.

IN WITNESS WHERE OF I/We do hereunto set my/our hand to these presents the contents of which have been understood by me/us on this 27.10.2026 .....Day of .....201 Accepted subject to the terms of the fees.

Advocate

Client Client

I Identify the Signature/Thumb Impression of the above mentioned Person,

Signed in My Presence The Client.

DEPUTY COMMISSIONER
Sirmaur (H.P.)

Anil Jaryal - D/3587/16