BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL

PRINCIPAL BENCH AT NEW DELHI

Original Application No. 141/2026

(IA No 374/2026)

IN THE MATTER OF:

Veer Singh ...Applicant

Versus

State of J&K (UT) & Ors. ...Respondent(s)

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PLACE: NEW DELHI

DATE: 13.11.2026

Filed by Advocate Gautam Singh

Gautam Singh

(Advocate For The Respondent)

Ch. No. 71, Supreme Court Compound,

Supreme Court of India.

Supplementary Report of the Joint Committee in in compliance to the Orders of Hon'ble National Green Tribunal dated 23-02-2026 in the matter of O.A. No. 141/2026; Veer Singh Vs. State of J&K (UT) & Ors.

1. Background:

The present Original Application has been filed by the residents of Village Sungri Chana, Tehsil Chassana, District Reasi, Jammu & Kashmir, for raising a complaint against illegal operation of the Stone Crusher and Hot Mix Plant being run by the Respondent No.7- M/s SGIH Pvt. Ltd.

In compliance to the order of Hon'ble NGT dated 23.02.2026, a progress report was filed by the Joint Committee constituted in the matter on **10.06.2026** (**Annexure-1**).

The following conclusion was drawn by the Joint Committee in its Progress Report filed on **10.06.2026:**

i. The Stone Crusher and Hot Mix Plant have been established at the site without obtaining mandatory Consent to Establish (CTE) from J&K PCC by M/s COMT Contraction Pvt Ltd & M/s Ramiya Constructions Pvt. Ltd (JV) at a site which doesn't meet the siting criteria with regard to distance from water body.

ii. The earlier report & legal action initiated by J&K PCC and the quantity of material observed at the stone crusher site indicate that the stone crusher unit is being operated regularly without Consent to Operate (CTO).

iii. The report provided by the District Mining Officer (DMO), Udhampur and Reasi confirms that M/s SGIH Pvt. Ltd., M/s COMT Construction Pvt. Ltd. and M/s Ramiya Construction Pvt. Ltd. have been found involved in deep extraction and illegal mining in Village Sungri, Tehsil Chassana, District Reasi outside the permitted area.

iv. The allegations in the petition regarding illegal establishment & operation of the Unit and illegal mining were found to be correct to the extent explained above in the report.

The Joint Committee in its progress report dated 10.06.2026 made a prayer for seeking grant of additional period of **06 weeks'** time for submission of the final report, including assessment of the extent of illegal mining and the consequential environmental damage caused thereof.

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The supplementary report of the Joint Committee with regard to i) The extent of illegal mining; ii) Consequential environmental Damage caused; iii) The action taken by J&KPCC and iv) The current status of the Stone Crusher and Hot Mix Plant under reference is given in the subsequent sections:

2.0. Supplementary Report of the Joint Committee:

2.1. The extent of Illegal Mining in Ans River:

A report was sought from the District Mining Officer. As per report No: DMO/RSI/2026-27/100-03 dated 05/05/2026 (**Annexure-2**) received from District Mining Officer (DMO):

i. No fresh traces of illegal mining were found on spot.

ii. However, the extraction of minor mineral observed at the site was found to be covered under the permission granted for dredging/extraction of accumulated riverbed material from Ans River by the Divisional Commissioner, Jammu vide Record Note of the meeting of the Divisional Level Task Force Committee constituted for safety of bridges in Jammu Division vide No. 902/DIVCOM/P&S/305/7181891/3410-18 dated 06-08-2025.

iii. The approval was accorded subject to the terms and conditions laid down therein for ensuring safety of bridges and regulated removal of accumulated material. The said permission was accorded for three locations in Village Sarh, Tehsil Mahore, District Reasi and one location in Village Sungri, Tehsil Chassana, District Reasi.

iv. Certain locations where deep extraction in Village Sungri, Tehsil Chassana, District Reasi were noticed outside the area covered under the aforesaid permission had already been penalized by the Mining Department. In this regard, a penalty amounting to Rs. **6,71,925/-** was realized from **25** vehicles associated with M/s SGIH Pvt. Ltd., M/s COMT Construction Pvt. Ltd. and M/s Ramiya Construction Pvt. Ltd., which were found involved in illegal extraction.

v. During the inspection, approximately **611 MT** of washed/crushed minor mineral was found stacked at the Mobile Crusher site. The concerned companies produced valid documents/e-Challans, which were checked and verified by the DMO, and the material was found to have been procured from legal sources.

vi. All the dumps observed on spot were found to pertain to the dredging/extraction of accumulated riverbed material from Ans River, for which permission had already been granted by the Divisional Commissioner, Jammu vide aforesaid order dated 06-08-2025. Against the said permission, the concerned companies had already deposited an amount of Rs. 39,11,775/- on account of royalty and Rs. 11,73,532.50 on account of District Mineral Foundation Trust (DMFT) for extraction of approximately **1,56,471** MT of RBM during the financial year 2025-26.

vii. Two additional dumps of cutting material from ROW were found on spot, for which the concerned companies had already deposited the requisite royalty and DMFT as per details given below:

a) During the financial year **2024-25**, M/s SGIH Pvt. Ltd., M/s COMT Construction Pvt. Ltd. and M/s Ramiya Construction Pvt. Ltd. through 110 RCC GREF deposited royalty amounting to Rs. 13,74,250/- and DMFT amounting to Rs. 4,11,275/- for approximately 54,970 MT of cutting material from the ROW (Right-of-Way)

b) During the financial year **2023-24**, M/s SGIH Pvt. Ltd., M/s COMT Construction Pvt. Ltd. and M/s Ramiya Construction Pvt. Ltd. through 110 RCC GREF deposited royalty amounting to Rs. 1,25,000/- and DMFT amounting to Rs. 37,500/- for approximately 5,000 MT of cutting material from the ROW.

The report of the Mining Officer indicates that M/s SGIH Pvt. Ltd along with two other companies namely M/s COMT Construction Pvt. Ltd. and M/s Ramiya Construction Pvt. Ltd have been involved in deep extraction in Village Sungri, Tehsil Chassana, District Reasi outside the area permitted by the Mining Department. A penalty of Rs. 6,71,925/- was realized from 25 vehicles associated with M/s SGIH Pvt. Ltd., M/s COMT Construction Pvt. Ltd. and M/s Ramiya Construction Pvt. Ltd., which were found involved in illegal extraction.

2.2. Consequential Environmental Damage caused:

Central Pollution Control Board has prepared a Mechanism for "Assessment of Damage to Air Quality", "Damage Assessment of Health Issues" and "Agricultural Production Loss" w.r.t Stone Crushers, in compliance of Hon'ble NGT Order dated 30.05.2019, in the matter of O.A. No. 739/2018; Residents of Gram Panchayat Varahiya versus State of MP (**Annexure-3**), which has been circulated to all the SPCBs/PCCs for reference and use.

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Since the stone crusher of M/s SGIH Pvt. Ltd. under reference in the present matter was found: i) Established without meeting the siting criteria; ii) Without taking Consent to Establish (CTE) from J&KPCC and iii) Operating without taking Consent to Operate (CTO) from J&KPCC. Therefore, the amount of **PM_{10}** and **$PM_{2.5}$** released by the Stone Crusher in the vicinity of River without meeting the prescribed siting criteria, amount towards damage to air quality.

The total quantity of PM_{10} and $PM_{2.5}$ released at a location which doesn't meet the siting criteria and by operating without obtaining mandatory Consent to Establish (CTE) and Consent to Operate (CTO) from J&KPCC is calculated as follows: -

- Total quantity crushed during the violation period without obtaining CTE and CTO (2025-26) (X): **1,56,471 MT** (Refer **Annexure-2**)
- Total PM_{10} released/MT under controlled conditions considering one crusher and one conveyor (A): 2.70×10^{-4} Kg/Ton i.e. 0.00027 Kg/ton + 2.30×10^{-4} Kg/Ton i.e. 0.00023 Kg/ton = 0.0005 Kg/ton (Refer Annexure-3)
- Total $PM_{2.5}$ released/MT under controlled conditions considering one crusher and one conveyor (B): 5.00×10^{-5} Kg/Ton i.e. 0.00005 Kg/ton + 6.50×10^{-6} Kg/Ton i.e. 0.0000065 Kg/ton = 0.0000565 Kg/ton (Refer **Annexure-3**)
- Damage to Ambient Air Environment in terms of Total PM_{10} released during violation period (A x X): 0.0005 x **1,56,471** MT = 78.2355 kg; Say **78.24 Kg**
- Damage to Ambient Air Environment in terms of Total $PM_{2.5}$ released during violation period (B x X): 0.0000565 x **1,56,471** MT = 8.8406 kg; Say **8.84 Kg**

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Calculation for Environmental Damage in Monetary terms:

- **X = 1,56,471 MT**
- **PM_{10} emission factor (A) = 2.70×10^{-4} kg/MT**
- **$PM_{2.5}$ emission factor (B) = 5.00×10^{-5} kg/MT**

We calculated:

- **PM_{10} = 78.24 kg**
- **$PM_{2.5}$ = 8.84 kgs**

Environmental price for Average Particulate Emissions (Rs. /Kg Emission) = Environmental price per kg emission x Exchange Rate x Inflation Factor (2015 to 2026) using CPCB EC Guidelines:

PM_{10} = 26.6 x 110.21 x 1.54 = Rs. 4514.64/ kg emission

$PM_{2.5}$ = 38.7 x 110.21 x 1.54 = Rs. 6568.30/ kg emission

Therefore, EC PM_{10} = 78.24 x 4514.64 = Rs. 3,53,175.36- say Rs. **3,53, 175/-**

and EC $PM_{2.5}$ = 8.84 x 6568.30 = Rs. *58063.77*/- say **Rs. 58064/-**

Total Damage to Ambient Air Environment in Monetary Terms:

EC_{Air} = EC PM_{10} + EC $PM_{2.5}$ = Rs. **3,53, 175/-** + Rs. **58064/-** = **Rs. 4,11,239/-**

It is suggested that the total damage amounting to ₹4,11,239/-, as calculated above, may be recovered by the J&K Pollution Control Committee. The amount so recovered may thereafter, in coordination with the District Administration, be utilized towards restoration/remediation of the environmental damage caused due to the release of particulate emissions, as well as for undertaking appropriate preventive measures to mitigate and prevent recurrence of such environmental damage in future.

2.3. Action Taken by JKPCC in the matter:

It was informed by the member representing J&KPCC in the Joint Committee that:

i. Legal action was initiated by JKPCC and Notice-I vide no. PCC/RD-J/N-I/Consent-O/26/2954-56 Dt.20-03-2026 was issued and Project Proponent was directed to show cause within 10 days as to why Closure may not be initiated against the Unit, for illegal operation of Mobile Stone Crusher.

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ii. Project Proponent had applied vide Online Application No. **6309506** dated **16-03-2026** for grant of CTE/CTO(Fresh) for Mobile Stone Crusher which was refused by JKPCC vide No. JKPCC/T/C/26/6309506 of 2026 dated 01.04.2026 as site did not meet siting criteria w.r.t. water body (**Annexure-4**).

iii. In compliance to Hon'ble NGT directions vide order dated 14.05.2026 (**Annexure-5**) JKPCC filed its compliance report dated 11.06.2026 (**Annexure-6**) submitted that closure directions under Section 33 (A) under Water (P&CP) Act, 1974 and Section 31 (A) of the Air (P&CP) Act, 1981 have been issued against Project proponent vide Order No. 131-JKPCC of 2026, dated 19.05.2026 and same has been implemented by District Administration Reasi and confirmed by Tehsildar Chassana vide his office No. TC/2026-2027/106-108 dated 21.05.2026.

2.4. The current status of the Stone Crusher and Hot Mix Plant under reference:

It was informed by the member representing J&K PCC in the Joint Committee that:

i. After issuance of closure directions by J&KPCC on 19/05/2026, The Project Proponent submitted Online Application No. 6447262 for grant of Consent to Establish/Consent to Operate (CTE/CTO) for a Mobile Stone Crusher, Online Application No. 6447345 for a Hot Mix Plant, and Online Application No. 6408100 for a Wet Mix Macadam (WMM) Plant. The said applications were processed by JKPCC under rules and CTE/CTO-Fresh was granted for Wet Mix Macadam (WMM) Plant vide No. PCC/digital/2604 and sub 6408100 of 2026 dated 23.05.2026 (**Annexure-7**)

ii. Now, the siting criteria for the Stone Crusher of the Project Proponent has been relaxed by Technical Advisory Committee (TAC) of JKPCC vide order No. JKPCC/T/C/2026/218-20 dated 11.06.2026 (**Annexure-8**) after Mobile Stone Crusher was shifted beyond 75 m from nearest Water body and CTO-Fresh for Mobile Stone Crusher was granted by JKPCC vide No. PCC/digital/26046447262 of 2026 dated 15.07.2026 (**Annexure-9**).

iii. The siting criteria for the Project Proponent has also been relaxed by Technical Advisory Committee (TAC) of JKPCC for Hot Mix Plant vide order No. JKPCC/T/C/Hot Mix Plant/2026/310-12 dated 02.07.2026 (**Annexure-10**) and CTO-Fresh was granted by JKPCC vide No. PCC/digital/26046447345 of 2026 dated 28.07.2026 (**Annexure-11**).

The above Supplementary Report of the Joint Committee along with Progress Report filed earlier on 10/06/2026 may kindly be considered and taken on record by Hon'ble National Green Tribunal.

Er. Anupam Kaul, Divisional Officer, J&K PCC, Reasi	Dr. Narender Sharma, Scientist 'F', CPCB RD, Chandigarh	Shafqat Majeed Bhat, JKAS, SDM, Mahore, J&K

Dated: 10.08.2026