

BEFORE THE NATIONAL GREEN TRIBUNAL, PRINCIPAL BENCH,
NEW DELHI

O.A.No. 560 of 2015

IN THE MATTER OF :

Pushp Jain

..... Applicant

Versus

Union of India and Others

..... Respondents

INDEX

SL.NO	PARTICULARS
1.	Reply on behalf of Respondent State of Kerala

FILED BY

JOGY SCARIA
Advocate for Respondent
15-Birbal Road (LGF)
Jangpura Extn
New Delhi - 110 014
M: 9953001696

Dated: /05/2016
New Delhi

BEFORE THE NATIONAL GREEN TRIBUNAL, PRINCIPAL BENCH,
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REPLY FILED BY THE RESPONDENT NO.20

STATE OF KERALA

Most respectfully showeth:

1. At the outset it is submitted that all the allegations and averments contained in the application except those that are specifically admitted hereunder are denied.
2. It is submitted that Government of Kerala have identified the wetlands to be regulated under the wetlands (Conservation & Management Rules) 2010. State Government have prepared a brief document of wetlands and the same has already been forwarded to the Ministry of Environment & Forest, Government of India vide letter No. 5153/A2/2013 dated 21.4.2015. True copy of the report on Wetlands forwarded to the Ministry of Environment & Forest, Government of India vide letter No. 5153/A2/2013 dated 21.4.2015 is produced and marked as **ANNEXURE-R1**.
3. It is submitted that Government of Kerala has also constituted the State Wetland Authority, Kerala (SWAK) vide G.O.(Ms.No. 8/2015/Envt dated 25.5.2015. True copy of the G.O (Ms) No. 8/2015/Envt dated 25.05.2015 is produced and marked as **ANNEXURE-R2**.

GROUNDS

A. It is submitted that State Government have identified the wetlands to be regulated under the Wetland Rules 2010 and a brief document of the same has already been submitted to Government of India. State Wetland Authority Kerala (SWAK) was constituted as State Nodal Agency to implement the task of policy development, regulatory frame works, integrated management, planning, implementation of action plan, capacity building, research net working, communication, awareness creation and raising of fund for wetland management , vide G.O.(Ms) No. 08/2015/Envt dated 25.5.2015

B. It is submitted that State Government have included Vembanad Lake in the brief document of wetlands to be regulated under the (Wetlands Conservation & Management) Rules 2010 for the better management of the lake.

RESPONDENT NO. 20

Filed through

Jcgy Scaria
Advocate
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Jangpura Extension
New Delhi - 110 014

Dated: /05/2016
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AFFIDAVIT

I, S.M.Vijayanand, S/o P.Murukaiah, aged 59 years, Chief Secretary to Government of Kerala, Thiruvananthapuram do hereby solemnly swear, affirm and state as follows:

1. That I am the Chief Secretary to Government of Kerala, Thiruvananthapuram and as such well conversant with the facts as derived from the records of the case and therefore, competent to swear the present affidavit.
2. That I have read and understood the contents of the reply to the Application filed by Petitioner Pushp Jain in O.A No. 560/2015 and I state that the contents of the same are true and correct.

VERIFICATION

Verified at Thiruvananthapuram this on the 17th day of May 2016 that the contents of para 1 and 2 of the above affidavit are true and correct to the best of my knowledge and belief and nothing has been concealed therefrom.

Solemnly affirmed and signed before me by the deponent whom I know on this the 17th day of May 2016 at Kerala Government Secretariat, Thiruvananthapuram.

DEPONENT
S.M. VIJAYANAND
Chief Secretary

DEPONENT

S.M. VIJAYANAND
Chief Secretary



DR. CHIDAMBARA IYER, J
Under Secretary
Environment Department
Govt. Secretariat
Thiruvananthapuram