

Trees Cut Down for Proposed Kanwar Yatra Route

Why in News?

According to the National Green Tribunal (NGT), authorities have cut around 17,600 trees in Uttar Pradesh's Ghaziabad, Meerut, and Muzaffarnagar districts to make way for a new Kanwar Yatra route.

Key Points

Background:

- Earlier this year, the NGT took <u>suo motu cognizance</u> of a news report regarding the Uttar Pradesh government's plan to cut down 1,12,722 trees.
- The purpose of this large-scale tree-cutting was to facilitate a proposed Kanwar Yatra route between Muradnagar in Ghaziabad and Purkaji in Muzaffarnagar.
- Findings of the Interim Report:
 - In August 2024, the NGT established a joint panel to examine the environmental concerns associated with this project.
 - The report, based on data from the Irrigation Department, highlighted that initial permission allowed for felling 1,12,722 trees, but the target was later reduced to 33,776 trees
- The NGT instructed the Uttar Pradesh government to clarify if the calculation of trees to be cut follows the U.P. Protection of Trees Act, 1976.
 - The government must also specify if additional vegetation such as plants and bushes, which may be removed for road construction, fall under the Act's definition of trees.

The Kanwar Yatra

- It is a Hindu pilgrimage in the month of Shravana, by Lord Shiva devotees.
- The devotees travel to pilgrimage places like <u>Haridwar</u>, Gaumukh, <u>Gangotri</u> in Uttarakhand, **Sultanganj** in Bihar, **Prayagraj**, <u>Ayodhya</u>, and <u>Varanasi</u> in Uttar Pradesh, and return by carrying <u>Ganga</u> water in kanwars to seek the blessings of Shiva.
 - The water is offered to Shiva temples, including the <u>12 Jyotirlingas</u> across India and other shrines like the Pura Mahadev Mandir and Augharnath in Uttar Pradesh, the famous <u>Kashi Vishwanath temple</u>, and the <u>Baba Baidyanath Temple</u> in Deoghar, Jharkhand. The ritual is known as **Jal Abhishek**.

NATIONAL GREEN TRIBUNAL

The National Green Tribunal (NGT) is a specialised body for swift resolution of environmental and natural resource cases.

About

- Stablishment: By National Green Tribunal Act 2010
- Objective: Quick resolution of environmental
 & natural resource cases
- (9) Case Resolution: Within 6 months
- Selection Places of Sitting: New Delhi (Principal), Bhopal, Pune, Kolkata, and Chennai

Structure

- Composition: Chairperson, Judicial Members, and Expert Members
- Tenure: Up to 5 years/until age 65 (no reappointment)
- Appointments: Chairperson Central Government (with the CJI's consultation)
 - 10-20 judicial members & 10-20 expert members - Selection Committee

India is the third country globally (after Australia and New Zealand) and the first developing nation to establish a specialised environmental tribunal like NGT.

Powers & Jurisdiction

- Jurisdiction: Civil cases on environmental issues and rights
- Suo Motu Powers: Granted since 2021
- Roles: Adjudicatory, preventative, and remedial
- Procedures: Follows Principles of natural justice
 - Not bound by the CPC, 1908 or Indian Evidence Act, 1872
- Principles: Sustainable Development;
 Precautionary; Polluter pays
- Orders: Executable as civil court decrees; offers relief and compensation (decisions are binding)
- (9) Appeals: Tribunal can review its decisions.
 - If decision fails Appeal to the SC to be filed within 90 days

NGT deals with Civil Cases under

- Water (Prevention and Control of Pollution) Act, 1974
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- © Forest (Conservation) Act, 1980
- Air (Prevention and Control of Pollution) Act, 1981
- S Environment (Protection) Act, 1986
- Public Liability Insurance Act, 1991
- Biological Diversity Act, 2002





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