



राष्ट्रीय स्वच्छ गंगा मिशन National Mission for Clean Ganga

F. No. P.C-1/2017-18/088/NMCG/PC/Pt-1/01

Date: 11th December 2018

DIRECTION UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION) ACT, 1986 REGARDING ILLEGAL CONSTRUCTION AND ENCROACHMENT IN THE FLOOD PLAIN OF RIVER YAMUNA AT MATHURA

WHEREAS, it has been brought under the notice of the National Mission for Clean Ganga (NMCG) that unauthorized construction and encroachment is being done in the flood plain of river Yamuna at Mathura; and

WHEREAS, the Ministry of Water Resources, River Development and Ganga Rejuvenation constituted NMCG vide its Notification S. O. 3187(E) dated 07.10.2016 for abatement of pollution and rejuvenation, protection and Management of the River Ganga and its tributaries and empowered NMCG to exercise the power conferred under Section 5 of the Environment (Protection) Act 1986; and

WHEREAS, as per the provisions of the Notification, river Yamuna is an important tributary of the river Ganga and the flood plain area of river Ganga and its tributaries is to be maintained as "Construction Free Zone". Para 6(3) of the referred states that

No person shall construct any structure, whether permanent or temporary for residential or commercial or industrial or any other purposes in the River Ganga, Bank of River Ganga or its tributaries or active flood plain area of River Ganga or its tributaries:

Provided that in exceptional circumstances like natural calamities or religious events at traditional locations, temporary structures can be raised after prior permission of the National Mission for Clean Ganga acting through the State Ganga Committee and the District Ganga Committee:

Provided further that in case any such construction has been completed, before the commencement of this Order, in the River Bank of River Ganga or its tributaries or active flood plain area of River Ganga or its tributaries, the National Mission for Clean Ganga shall review such constructions so as to examine as to whether such constructions are causing interruption in the continuous flow of water or pollution in River Ganga or its tributaries, and if that be so, it shall cause for removing them.

एन.एम.सी.जी., (जल संसाधन, नदी विकास एवं गंगा संरक्षण मंत्रालय, भारत सरकार के अन्तर्गत निबंधित सोसायटी)
प्रथम तल, मेजर ध्यानचंद नेशनल स्टेडियम, इंडिया गेट, नई दिल्ली - 110002

NMCG, (A Registered Society under Ministry of Water Resources, River Development & Ganga Rejuvenation, Govt. of India)
First Floor, Major Dhyhan Chand National Stadium, India Gate, New Delhi-110002

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AND WHEREAS, the matter was investigated by NMCG through a team comprising of officials from Uttar Pradesh Pollution Control Board (UPPCB) and Upper Division Agra Canal, Government of Uttar Pradesh during site visit on **24.10.2018**. Based on the observations, the team has certain finding as follows:-

- “Yamuna Mission” an organization has unauthorized and illegal constructed recreational parks, approach roads and mined flood plains soils.
- The construction has been carried out for more than 4 to 5 year.
- On the day of visit, no construction activity was observed, however watchman appointed by “Yamuna Mission” were present at both the children parks constructed on encroached by land.
- Yamuna Mission has been involved in all these activities as reported in this report.
- Barrow pit and diversion of drains have impact on the flood plain of river Yamuna

AND NOW, THEREFORE, in view of the above and in exercise of power to issue direction under section 5 of Environment (Protection) Act 1986 conferred to NMCG under the Notification, it is hereby directed as following:-

- i. Issue necessary direction to Irrigation Department, Government of U.P. to identify and physically ascertain the flood plain area of the river Yamuna in entire stretch of river in Mathura that is under its control.
- ii. Identify the concerns responsible for illegal construction of roads, Children Park, dumping of solid waste, mining and lifting the soil from the river Yamuna/flood plain of the river Yamuna and take necessary action as deemed fit.
- iii. Take appropriate measure to reduce/eliminate any impact on river Yamuna or its flood plain due to the said construction in encroached area of flood plains.
- iv. Submit the compliance report to NMCG within **one month** from the date of receipt of the aforesaid directions.



Director General
National Mission for Clean Ganga

To,

**The District Magistrate, Mathura
Collectorate Compound,
Civil Lines, Mathura – 281001**

Copy (for necessary follow up):-

1. Chief Secretary, Government of U.P., 1st Floor, Room No.110, Lal Bahadur Shastri Bhawan, Uttar Pradesh Secretariat, Lucknow - 226001
2. Project Director, State Mission for Clean Ganga - Uttar Pradesh, Plot No. – 18, Sector - 7, Gomti Nagar Extension, Lucknow, Uttar Pradesh - 226010

Copy (for kind information):-

1. PS to Secretary, Ministry of Water Resources, River Development and Ganga Rejuvenation, Shram Shakti Bhawan, Rafi Marg, New Delhi - 110001
2. PS to Executive Director (Technical), NMCG, 1st Floor, Major, Dhyanchand National Stadium, Near India Gate, New Delhi - 110002