

**BEFORE THE NATIONAL GREEN TRIBUNAL
SOUTHERN ZONE, CHENNAI**

Appeal No. 55 of 2016 (SZ)

Appellant(s) Respondent
M/s.Kalaiselvi Blue Metal (Unit-I) Vs. The Appellate Authority, Tamil Nadu
Rep. by its Proprietor Pollution Control, Chennai and
A. Mariya Mercy Rani others
Tambaram Taluk
Kancheepuram Dist.

Appeal No. 56 of 2016 (SZ)

Appellant(s) Respondent
M/s.Kalaiselvi Blue Metal (Unit-I) Vs. The Appellate Authority, Tamil Nadu
Rep. by its Proprietor Pollution Control, Chennai and
A. Mariya Mercy Rani others
Tambaram Taluk
Kancheepuram Dist.

Appeal No. 57 of 2016 (SZ)

Appellant(s) Respondent
M/s.Kalaiselvi Blue Metal (Unit-I) Vs. The Appellate Authority, Tamil Nadu
Rep. by its Proprietor Pollution Control, Chennai and others
A. Mariya Mercy Rani
Tambaram Taluk
Kancheepuram Dist.

Appeal No. 58 of 2016 (SZ)

Appellant(s) Respondent
M/s.Kalaiselvi Blue Metal (Unit-II) Vs. The Appellate Authority, Tamil Nadu
Rep. by its Proprietor Pollution Control, Chennai and others
Mr. Edward, Alandur Taluk
Kancheepuram Dist.

Appeal No. 59 of 2016 (SZ)

Appellant(s) Respondent
M/s.Kalaiselvi Blue Metal (Unit-II) Vs. The Appellate Authority, Tamil Nadu
Rep. by its Proprietor Pollution Control, Chennai and others
Mr. Edward, Alandur Taluk
Kancheepuram Dist.

Appeal No. 60 of 2016 (SZ)

Appellant(s) Respondent
M/s.Kalaiselvi Blue Metal (Unit-II) Vs. The Appellate Authority, Tamil Nadu
Rep. by its Proprietor Pollution Control, Chennai and others
Mr. Edward, Alandur Taluk
Kancheepuram Dist.

Appeal No. 61 of 2016 (SZ)

Appellant(s) Respondent
M/s.Ayothiamman Blue Metal Vs. The Appellate Authority, Tamil Nadu
Rep. by its Proprietor Pollution Control, Chennai and others
Mr. P. Guna, Tambaram Taluk
Kancheepuram Dist.

Appeal No. 62 of 2016 (SZ)

Appellant(s) Respondent
M/s.Ayothiamman Blue Metal Vs. The Appellate Authority, Tamil Nadu
Rep. by its Proprietor Pollution Control, Chennai and others
Mr. P. Guna, Tambaram Taluk
Kancheepuram Dist.

Appeal No. 63 of 2016 (SZ)

Appellant(s) Respondent
M/s.Ayothiamman Blue Metals Vs. The Appellate Authority, Tamil Nadu
Rep. by its Proprietor Pollution Control, Chennai and others
Mr. P. Guna, Tambaram Taluk
Kancheepuram Dist.

Appeal No. 64 of 2016 (SZ)

Appellant(s) Respondent
M/s.Arokiya Madha Blue Metals Vs. The Appellate Authority, Tamil Nadu
(Unit II)Rep. by its Proprietor Pollution Control, Chennai and others
X. Mariya Rathnam,, Tambaram Taluk
Kancheepuram Dist.

Appeal No. 65 of 2016 (SZ)

Appellant(s) Respondent
M/s.Arokiya Madha Blue Metals Vs. The Appellate Authority, Tamil Nadu
(Unit II)Rep. by its Proprietor Pollution Control, Chennai and others
X. Mariya Rathnam,, Tambaram Taluk
Kancheepuram Dist.

Appeal No. 66 of 2016 (SZ)

Appellant(s) Respondent
M/s.Arokiya Madha Blue Metals Vs. The Appellate Authority, Tamil Nadu
(Unit II)Rep. by its Proprietor Pollution Control, Chennai and others
X. Mariya Rathnam,, Tambaram Taluk
Kancheepuram Dist.

Appeal No. 67 of 2016 (SZ)

Appellant(s) Respondent
M/s.Sivakumar Blue Metals Vs. The Appellate Authority, Tamil Nadu
Rep. by its Proprietor Pollution Control, Chennai and others
X. Mariya Rathnam,, Tambaram Taluk
Kancheepuram Dist.

Appeal No. 68 of 2016 (SZ)

Appellant(s) Respondent
M/s.Sivakumar Blue Metals Vs. The Appellate Authority, Tamil Nadu
Rep. by its Proprietor Pollution Control, Chennai and others
X. Mariya Rathnam,, Tambaram Taluk
Kancheepuram Dist.

Appeal No. 69 of 2016 (SZ)

Appellant(s) Respondent
M/s.Sivakumar Blue Metals Vs. The Appellate Authority, Tamil Nadu
Rep. by its Proprietor Pollution Control, Chennai and others
X. Mariya Rathnam,, Tambaram Taluk
Kancheepuram Dist.

Appeal No. 70 of 2016 (SZ)

Appellant(s) Respondent
M/s.Karpagavinayagar Blue Metal Vs. The Appellate Authority, Tamil Nadu
Rep. by its Proprietor Pollution Control, Chennai and others
A. Arun Kumaran, Tambaram Taluk
Kancheepuram Dist.

Appeal No. 71 of 2016 (SZ)

Appellant(s) Respondent
M/s.Karpagavinayagar Blue Metal Vs. The Appellate Authority, Tamil Nadu
Rep. by its Proprietor Pollution Control, Chennai and others
A. Arun Kumaran, Tambaram Taluk
Kancheepuram Dist.

Appeal No. 72 of 2016 (SZ)

Appellant(s) Respondent
M/s.Karpagavinayagar Blue Metal Vs. The Appellate Authority, Tamil Nadu
Rep. by its Proprietor Pollution Control, Chennai and others
A. Arun Kumaran, Tambaram Taluk
Kancheepuram Dist.

Appeal No. 73 of 2016 (SZ)

Appellant(s) Respondent
M/s.Praveen Blue Metal Vs. The Appellate Authority, Tamil Nadu
(Unit 1) , Rep. by its Proprietor Pollution Control, Chennai and others
G. Vargheese, Tambaram Taluk
Kancheepuram Dist.

Appeal No. 74 of 2016 (SZ)

Appellant(s) Respondent
M/s.Praveen Blue Metal Vs. The Appellate Authority, Tamil Nadu
(Unit 1) , Rep. by its Proprietor Pollution Control, Chennai and others
G. Vargheese, Tambaram Taluk
Kancheepuram Dist.

Appeal No. 75 of 2016 (SZ)

Appellant(s) Respondent
M/s.Praveen Blue Metal Vs. The Appellate Authority, Tamil Nadu
(Unit 1) , Rep. by its Proprietor Pollution Control, Chennai and others
G. Vargheese, Tambaram Taluk
Kancheepuram Dist.

Appeal No. 76 of 2016 (SZ)

Appellant(s) Respondent
M/s.Praveen Blue Metal Vs. The Appellate Authority, Tamil Nadu
(Unit II) , Rep. by its Proprietor Pollution Control, Chennai and others
G. Vargheese, Tambaram Taluk
Kancheepuram Dist.

Appeal No. 77 of 2016 (SZ)

Appellant(s)
M/s.Praveen Blue Metal
(Unit II) , Rep. by its Proprietor
G. Vargheese, Tambaram Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 78 of 2016 (SZ)

Appellant(s)
M/s.Praveen Blue Metal
(Unit II) , Rep. by its Proprietor
G. Vargheese, Tambaram Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 79 of 2016 (SZ)

Appellant(s)
M/s.S.K.T. Blue Metal
Rep. by its Proprietor
S. Kosalan, Tambaram Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 80 of 2016 (SZ)

Appellant(s)
M/s.S.K.T. Blue Metal
Rep. by its Proprietor
S. Kosalan, Tambaram Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 81 of 2016 (SZ)

Appellant(s)
M/s.S.K.T. Blue Metal
Rep. by its Proprietor
S. Kosalan, Tambaram Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 82 of 2016 (SZ)

Appellant(s)
M/s. Geetha Blue Metals
Rep. by its Proprietor
M. Babu, Alandur Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others



Appeal No. 83 of 2016 (SZ)

Appellant(s)
M/s. Geetha Blue Metals
Rep. by its Proprietor
M. Babu, Alandur Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 84 of 2016 (SZ)

Appellant(s)
M/s. Vinoth Blue Metal
Rep. by its Proprietor
V. Victor Ravirajan, Tambaram Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 85 of 2016 (SZ)

Appellant(s)
M/s. Vinoth Blue Metal
Rep. by its Proprietor
V. Victor Ravirajan, Tambaram Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 86 of 2016 (SZ)

Appellant(s)
M/s. Vinoth Blue Metal
Rep. by its Proprietor
V. Victor Ravirajan, Tambaram Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 87 of 2016 (SZ)

Appellant(s)
M/s. Xavier Blue Metal
(Unit-II) Rep. by its Proprietor
D. Leon, Alandur Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 88 of 2016 (SZ)

Appellant(s)
M/s. Xavier Blue Metal
(Unit-II) Rep. by its Proprietor
D. Leon, Alandur Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 89 of 2016 (SZ)

Appellant(s)
M/s. Krishna Blue Metal
Rep. by its Proprietor
R. Krishnan, Alandur Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 90 of 2016 (SZ)

Appellant(s)
M/s. Krishna Blue Metal
Rep. by its Proprietor
R. Krishnan, Alandur Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 91 of 2016 (SZ)

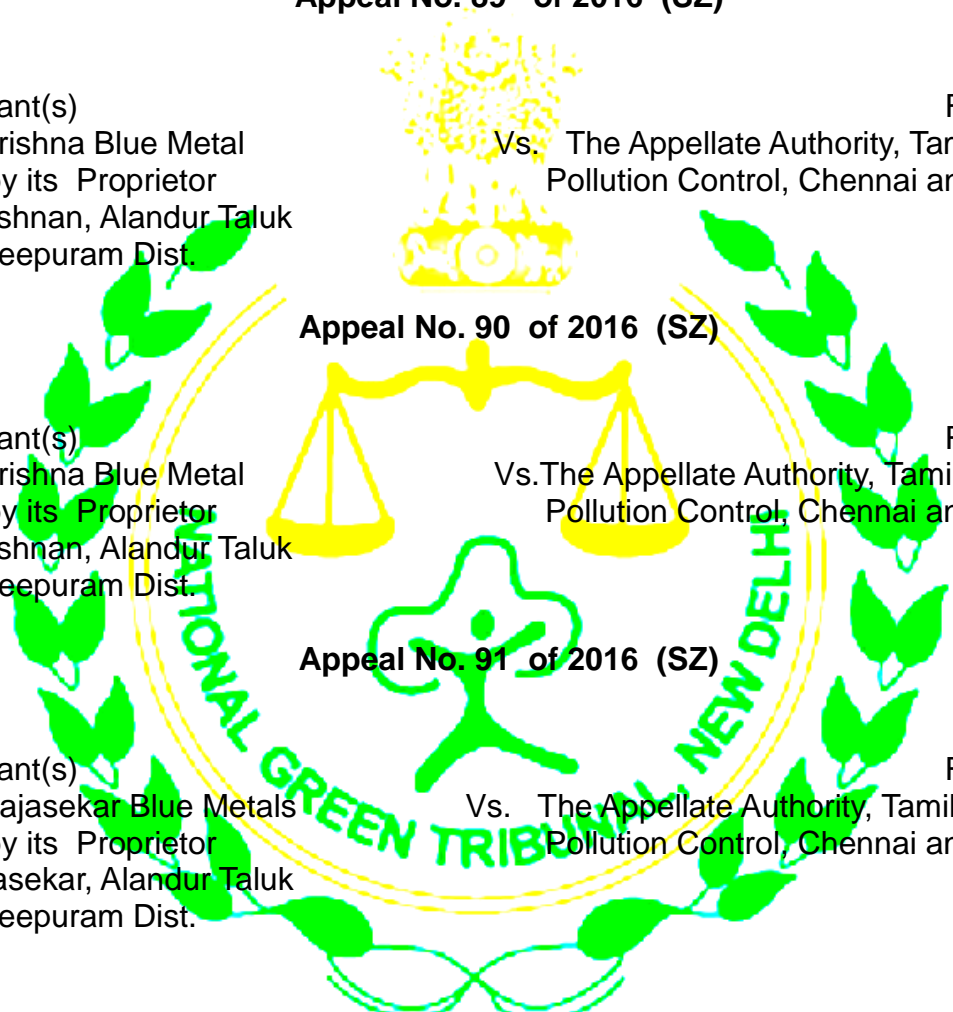
Appellant(s)
M/s. Rajasekar Blue Metals
Rep. by its Proprietor
P. Rajasekar, Alandur Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 92 of 2016 (SZ)

Appellant(s)
M/s. Rajasekar Blue Metals
Rep. by its Proprietor
P. Rajasekar, Alandur Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others



Appeal No. 93 of 2016 (SZ)

Appellant(s)
M/s. CRB Blue Metals
(Balaji Blue Metal)Rep. by its
Proprietor, C. Raja, Alandur Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 94 of 2016 (SZ)

Appellant(s)
M/s. CRB Blue Metals
(Balaji Blue Metal)Rep. by its
Proprietor, C. Raja, Alandur Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 95 of 2016 (SZ)

Appellant(s)
M/s. Rajalakshmi Blue Metal
Rep. by its Proprietor,
S. Srinivasan, Alandur Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 96 of 2016 (SZ)

Appellant(s)
M/s. Rajalakshmi Blue Metal
Rep. by its Proprietor,
S. Srinivasan, Alandur Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 97 of 2016 (SZ)

Appellant(s)
M/s. Manickam Blue Metal
Rep. by its Proprietor,
K. Ramalingam, Alandur Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Appeal No. 98 of 2016 (SZ)

Appellant(s)
M/s. Manickam Blue Metal
Rep. by its Proprietor,
K. Ramalingam, Alandur Taluk
Kancheepuram Dist.

Respondent
Vs. The Appellate Authority, Tamil Nadu
Pollution Control, Chennai and others

Legal Practitioners for Appellant(s)
M/s. V. Sudhakar
K.S. Viswanathan
N. Anantha Kavitha and
M. Gopi

Legal Practitioners for Respondents
Mrs. Rita Chandrasekar
for R-2 and R-3



COMMON ORDER

Note of the Registry	Orders of the Tribunal
	<p data-bbox="528 1025 871 1066">Dated: 3rd March, 2016</p> <p data-bbox="528 1128 1409 1384">It is submitted by the counsel for the appellants that the similar appeals have been admitted by this Tribunal in Appeal Nos.47 to 53 and posted the above appeals on 28.3.2016 and the same orders can be passed in these appeals also.</p> <p data-bbox="528 1429 1409 1827">Heard the counsel for the appellants. The averments are looked into along with the materials available. The Tribunal is satisfied that there exists a substantial question connected to and concerned with environment and ecology to be decided by the Tribunal. Hence, the appeals are admitted.</p> <p data-bbox="528 1877 1409 1984">It is seen that in the earlier round of litigation there is an order of <i>status quo</i> and even pending the appeals before</p>

the learned Appellate Authority – Tamil Nadu State Pollution Control, Chennai, the learned Appellate Authority has granted *status quo*. Therefore, the counsel for the appellants would submit that such an order of *status quo* can be continued pending disposal of the appeals. However, we find in the impugned order of the learned Appellate Authority that the units are operating without Consent order and without proper pollution control measures and the directions were issued by the Board under Section 31-A of the Air (Prevention and Control of Pollution) Act, 1981. In such view of the matter, there shall be an order of *status quo* subject to the conditions point No.3 in para 14 of the impugned order of the learned Appellate Authority is complied with by each of the appellants Units to the satisfaction of the Tamil Nadu State Pollution Control Board who shall independently inspect each of the premises concerned and arrive at a conclusion.

Smt. Rita Chandrasekar, the counsel undertakes to file memo of appearance for the respondents 2 and 3. For filing memo of appearance of the respondents 2 and 3 and reply, the matters are posted to 28.3.2016 along with Appeal Nos. 47 to 53 of 2016.

P.S. Rao
Expert Member

Justice Dr. P. Jyothimani
Judicial Member