

**BEFORE THE NATIONAL GREEN TRIBUNAL,
PRINCIPAL BENCH, NEW DELHI**

**Execution Application No. 01 of 2016
In
Original Application No. 402 of 2014**

IN THE MATTER OF:

Gujarat Tanners, Jajmau Kanpur Vs. Uttar Pradesh Pollution Control Board

**CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE SONAM PHINTSO WANGDI, JUDICIAL MEMBER
HON'BLE DR. D. K. AGRAWAL, EXPERT MEMBER
HON'BLE PROF. A. R. YOUSUF, EXPERT MEMBER**

Present: Applicant **Mr. Vaibhav Misra and Ms. Saumya Misra, Adv.**
Respondent No. 1 : **Mr. Pradeep Misra and Mr. Daleep Kr. Dhyani,**
Adv.
Respondent No. 2 **Mr. B.V. Niren, Adv.**

Date and Remarks	Orders of the Tribunal
Item No. 01 February 01, 2016 A	<p>We have heard the Learned counsel appearing for the parties.</p> <p>We see no reason to interfere with the impugned order dated 10th December, 2015 primarily for two reasons. Firstly, the said order would be appealable before the Appellate Authority and secondly, the joint inspection report had clearly shown that the Applicant industry is a polluting industry as its chromium was found to be 9.47 as opposed to the prescribed value of 2.</p> <p>Learned counsel appearing for the Applicant submits that they had already taken steps by installing ETP and other anti-pollution devices and they would be completely compliant and non-polluting.</p> <p>It is also pointed that the consent granted to the Applicant is for 35 hides per day but the applicant is using 75 hides per day. Deficiencies have also been</p>

pointed out in regard to installation of DG sets.

If the Applicant has taken steps as claimed he has liberty to inform the UP Pollution Control Board and request for joint inspection.

If such an application is received, the joint inspection team shall conduct inspection of the industry after informing the industry to start its operation atleast three days prior to its inspection. The inspection shall be conducted strictly in accordance to the directions issued by the Tribunal vide its order dated 28th January, 2016 in the matter of Original Application No. 39 of (Oxford Tanners Vs. Uttar Pradesh Pollution Control Board & Anr.).

After operating for one week the industry shall shut down its business and await report of the joint inspection team. The Board would also give its opinion as to whether they are prepared to grant consent to the Applicant on the basis of the joint inspection or not.

We make it clear that the joint inspection report shall be filed in the Registry which would proceed with the same in accordance with law.

Accordingly, Execution Application No. 01 of 2016 in Original Application No. 402 of 2014 stands disposed of without any order as to costs.

.....,CP
(Swatanter Kumar)

.....,JM
(Sonam Phintso Wangdi)

		<p>.....,EM (Dr. D.K. Agrawal)</p> <p>.....,EM (Prof. A.R. Yousuf)</p>
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