

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

Original Application No. 525 of 2015

IN THE MATTER OF:

**M/s Kissan Sehakari Chini Mill Ltd.
Vs.
Uttar Pradesh Pollution Control Board & Anr.**

**CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE JAWAD RAHIM, JUDICIAL MEMBER
HON'BLE MR. JUSTICE SONAM PHINTSO WANGDI, JUDICIAL MEMBER
HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER**

**Present: Applicant Mr. Prakash Kumar Singh, and Ms. Richa Kapoor, Advs.Adv.
Respondent No. 1 : Mr. Pradeep Kumar and Mr. Daleep Kr. Dhyani, Advs.
Mr. Raj Kumar, Adv. and Mr. Bhupendra Kumar, LA for CPCB
Ms. Savitri Pandey & Ms. Azma Parveen, Advs.
Mr. B.V. Niren, Adv.**

Date and Remarks	Orders of the Tribunal
Item No. 04 February 10, 2016 A	<p>We have heard the Learned counsel appearing for the parties.</p> <p>Learned counsel appearing for the Uttar Pradesh Pollution Control Board submits that the industry has been inspected and found to be compliant and non-polluting. However certain precautionary measures required to be taken by them.</p> <p>Learned counsel appearing for the Applicant submits that they would take all steps and they do not cause any pollution in future. It is undisputed before us that this industry has been polluting for the past and taken remedial measures in the very recent. As this being a cooperative society, we do not propose to impose heavy environmental compensation in terms of Section 15 and 17 of the National Green Tribunal Act, 2010. Learned counsel appearing for the Applicant submitted that the industry can hardly afford to pay any compensation.</p>

However, we impose Rs. 1 Lakh as environmental compensation for the pollution caused by the industry in the past. We make it clear that in future if the industry is found to be polluting the Joint inspection team and the Board would be at liberty to shut down the same.

The environmental compensation shall equally be shared between CPCB and UP Pollution Control Board.

Accordingly, Original Application No. 525 of 2015 stands disposed of without any order as to costs.

.....,CP
(Swatanter Kumar)

.....,JM
(Jawad Rahim)

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

.....,EM
(Dr. D. K. Agrawal)

.....,EM
(B.S. Sajwan)

