

BEFORE THE NATIONAL GREEN TRIBUNAL

SOUTHERN ZONE, CHENNAI

Application No.151 of 2016 (SZ)

Applicant(s)

1.Radhakrishnan K U
Karolil, Puthuvyppe

2. K.S. Murali, Kannanveetil
Puthuvyppe

Respondent(s)

1. Union of India, rep. by the MoEF
thro. Its Principal Secretary, New Delhi

2. State of Kerala, rep by its Secretary
Dept. Of Environment & Climate
Change, Thiruvananthapuram

3. State Coastal Zone Management Authority
Rep. by its Chairman, Thiruvananthapuram

4. SEIAA, Thiruvananthapuram - deleted

5. Elankunnappuzha Grama Panchayat, rep
By its President

6. Indian Oil Corporation Ltd, rep. by its Senior
Manager, Ernakulam

Counsel appearing for applicant

M/s. Neha Miriam Kurian

Counsel appearing for respondents

Mr. G.M. Syed Nurullah Sheriff for R1
M/s. A.S. Suvitha for R2
Mr.T.N.C. Kaushik for R3
Mr. Harish Vasudevan for R4
M/s. King & Patridge & M. Vijayan
Mr. M. Kumaresan for R5

Appeal No.23 of 2017

Appellant(s)

Radhakrishnan K.U
Puthuvyppe and another

Respondent(s)

Union of India
Rep. by the Ministry of Environment and
Forest, New Delhi and others

Counsel appearing for applicant

M/s. Yogeshwaran

Counsel appearing for respondents

Note of the Registry	Orders of the Tribunal
Item No.8 & 9	<p data-bbox="407 413 753 454">Date: 22nd August, 2017</p> <p data-bbox="407 491 1383 747">In Appeal No.23 of 2017, the learned counsel appearing for the appellant submits that he has filed an application for condonation of delay. Registry is directed to number the application if it is in order.</p> <p data-bbox="407 784 1383 1257">The learned Senior Counsel appearing for the 2nd respondent submits that the Appeal No.23 of 2017 is not maintainable and the 2nd respondent will file a detailed reply in respect of the said M.A. The learned Senior Counsel submits that the reply will be filed by 24.08.2017. Post this application for condonation as well as for Application No.151 of 2016 on 24.08.2017 for hearing as a first case.</p> <p data-bbox="407 1295 1383 1849">Mrs.Rema Smrithi, learned counsel appearing for the State of Kerala would submit that at the instance of the Chief Minister of State of Kerala who is holding the post of Minister of Environment and Forest, an Expert Committee was constituted for fact finding relating to the location of LPG Terminal which is in question before this Tribunal. In the meantime, if the report is received, it is open to Government of Kerala to submit Committee's report in this Tribunal. The learned counsel is entitled to file Committee's report before this</p>

Tribunal.

Mr.Sheriff, learned counsel appearing for MoEF & CC also raised objection about the maintainability to Appeal and the Government has already filed a detailed reply on the delay condonation petition.

The application is posted for maintainability as well as delay condonation petition will be taken on 24.08.2017 as a first case.

.....,JM
(Justice Dr.P.Jyothimani)

.....,EM
(Shri P.S. Rao)

