

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

Original Application No. 237 of 2015

Lakshmanamoorthy

Vs.

State Environmental Impact Assessment Authority, Chennai & Ors.

**CORAM : HON'BLE JUSTICE DR. P. JYOTHIMANI, JUDICIAL MEMBER
HON'BLE PROF. A.R. YOUSUF, EXPERT MEMBER**

Present: Applicant Mr. Yogeshwaran, Adv.

	Date and Remarks	Orders of the Tribunal
	Item No. 06 June 05, 2015	<p>This application is filed to set aside the authorisation issued by the Tamil Nadu Pollution Control Board in favour of the Respondent No. 4 for the purpose of setting up Municipal Solid Waste Plant. According to the Applicant, authorisation is not in accordance with law and the Respondent No. 4 has not obtained Environmental Clearance. Law is well settled that under the MSW Rules it is only after necessary authorisation is issued by the Pollution Control Board, the project proponent can approach the Authorities concerned for the purpose of issuance of Environmental Clearance.</p> <p>It is needless to say that only after such Environmental Clearance is granted, any further activities furtherance to the Project Proposal can be carried out. It is also to be noted that at the time of enquiry conducted for the purpose of grant Environmental Clearance, it is always open to anyone including the Applicant herein to raise any objection including that the spot concerned was earlier rejected. If in-spite of such objection Environmental Clearance is granted, it will be always open to the person affected to challenge the same in the manner known to law.</p> <p>In such view of the matter except observing as stated above, no further orders are required. Accordingly, Original</p>

		<p>Application No. 237 of 2015 stands disposed of.</p> <p>.....,JM (Dr. P. Jyothimani)</p> <p>.....,EM (Prof. A.R. Yousuf)</p>
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