

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

Original Application No. 277 of 2013

Dr. Irfan Ahmad & Ors. Vs. Mr. Nawang Rigzin Jora & Ors.

CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER
HON'BLE MR. DR. D.K. AGRAWAL, EXPERT MEMBER
HON'BLE MR. B.S. SAJWAN, EXPERT MEMBER
HON'BLE DR. R.C. TRIVEDI, EXPERT MEMBER

Present: Amicus Curiae: Mr. Narender Pal Singh, Advocate
Respondent No. 1&4: Mr. Muzzafar Ahmad Kirmani, Advocate
Respondent No. 2&3: Mr. Suhail Malik, Dy. AG and Mr. Apoorv Karmakar, Advocates

Date and Remarks	Orders of the Tribunal
Item No. 4 March 3, 2014	<p>Nobody was present on behalf of the Member Secretary of Jammu & Kashmir Pollution Control Board on the last date of hearing and even none had appeared today also.</p> <p>The presence of the Board would be necessary for adjudication of the matter in issue before us in the present case.</p> <p>Consequently, we issueailable warrant in the sum of Rs. 10,000/- to the satisfaction of the arresting Officer against Member Secretary of Jammu & Kashmir Pollution Control Board for his production with records of the case on the next date of hearing, in exercise of our powers and in terms of the provision of Section 19 (4) (a) of the National Green Tribunal Act, 2010 read with Order XVI Rule 10(3) and Section 151 of Code of Civil Procedure, 1908. The Bailable warrant shall be executed through concerned Police Station.</p> <p>Learned counsel appearing for the Applicant prays for time to file the Rejoinder to the Replies on record. Let the same be done within two weeks from today.</p> <p>In the meanwhile, we direct the Member Secretary of Central Pollution Control Board to visit the site in question and submit a report as to the feasibility, environmental impacts and whether it will be technically environment prudent to establish the MSW plant at the site in question.</p> <p>Let the Report be submitted by the next date of hearing.</p>

List on 03rd April, 2014.

.....,CP
(Swatanter Kumar)

.....,JM
(U.D. Salvi)

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

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

.....,EM
(Dr. R.C. Trivedi)

