BEFORE THE NATIONAL GREEN TRIBUNAL PRINCIPAL BENCH, NEW DELHI

Original Application No. 64 of 2016 (M.A. No. 1024 of 2017)

Original Application No. 473 of 2016

In the matter of:

Gopeshwar Nath Chaturvedi

Vs

U. P. Pollution Control Board & Ors.

And

Kantanath Chaturvedi

Vs

U. P. Pollution Control Board & Ors.

CORAM: HON'BLE MR. JUSTICE RAGHUVENDRA S. RATHORE, JUDICIAL MEMBER

HON'BLE DR. SATYAWAN SINGH GARBYAL, EXPERT MEMBER

In Original Application No. 64 of 2016:

Applicant /Appellant **Present:**

: Mr. Rahul Kumar, Adv. Respondent No. 1 : Mr. Pradeep Misra & Mr. Daleep Dhyani, Advs.

: Mr. Rohit Pandey and Mr. Amit Kumar Pandey Respondent nos. 5-29

and Mr. Sarthak Chaturvedi, Advs.

: Mr. Rahul Khurana, Adv. Respondent No. 6 to 8,

12 to 17,19,20,23,25,30,35, 37,41,42,47,48,51,<mark>53,54,56</mark>,

62,71,79,85 & 101

State of U.P : Mr. Amilt Tiwari, Adv.

CPCB : Mr. Raj Kumar Adv. with Mr. Bhupender, LA

Respondent No. 3 : Mr. S. K. B<mark>h</mark>att<mark>a</mark>ch<mark>a</mark>rya, Adv.

Original Application No. 473 of 2016

Present: Applicant /Appellant : Mr. Rahul Kumar, Adv.

Respondent No. 1 :Mr. Pradeep Misra & Mr. Daleep Dhyani, Advs.

State of U.P : Mr. Amilt Tiwari, Adv.

CPCB :Mr. Raj Kumar Adv. with Mr. Bhupender, LA

Respondent No. 107 and 108: Mr. S. K. Bhattacharya, Adv.

: Mr. Rohit Pandey and Mr. Gaurav Tripathi and Respondent no.5-28

Mr. Sarthak Chaturvedi, Advs.

| Date and Remarks | Orders of the Tribunal |
|---------------------|--|
| Item Nos. | |
| 16-17 | Heard the Learned Counsels for the parties. |
| April 06, 2018 | We have considered the facts and circumstances of |
| | the case and particularly, the fact that the working units |
| | had already agreed to shift from the present premises and |
| | for that they have filed an affidavit on record. We are told |
| | that some of the units have shifted, but not all. We are |
| | also informed by the Pollution Control Board that many of |
| | the units have been refused consent to operate. According |
| | to the Learned Counsel for the applicant, even such like |
| | |

Item Nos. 16-17 April 06,

2018

units are still operating at the old premises.

In the aforesaid circumstances, we deem it proper to direct the District Administration, Mathura that those units who do not have consent to operate and according to the Pollution Control Board are not complying with environmental norms should not be allowed to operate any further. The District Administration may take steps to disconnect electricity and water supply to such like units, forthwith. The District Administration, Mathura shall file a status report, by way of an affidavit of the District Magistrate, giving all material facts related to such units, including total number of units, those who have been refused consent to operate and the units which are still found working and the one closed by the administration now.

Learned Counsel for Pollution Control Board wishes to submit an additional affidavit along with some relevant documents on record. He may do so within one week from today.

List these matters on 27th April, 2018.

| ,JM (Raghuvendra S. Rathore) |
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| ,EM (Dr. Satyawan Singh Garbyal) |

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