

BEFORE THE NATIONAL GREEN TRIBUNAL, PRINCIPAL BENCH, NEW DELHI

M.A. No. 1119/2013 in  
Original Application No. 1/2012

Sanjay Agnihotri V/s Union of India & Ors.

**CORAM:** HON'BLE MR. JUSTICE DR. P. JYOTHIMANI, JUDICIAL MEMBER  
HON'BLE PROF. (DR.) P.C. MISHRA, EXPERT MEMBER  
HON'BLE PROF. A.R. YOUSUF, EXPERT MEMBER

**Applicant / Appellant** : Ms. Richa Relhan, Adv.  
(in OA No. 1/2012)

**Respondent No. 2** : Mr. Pradeep Misra and Daleep Kr.  
Dhayani, Advs.

**Respondent No. 7** : Ms. Savitri Pandey, Adv.

<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
<p><b>Item No. 2</b> <b>February 18,</b> <b>2014</b></p> <p>DV</p>	<p>This miscellaneous application has been filed by M/s M.K. Enterprises represented by its proprietor Mr. Mehboob Ali Khan. Under this application, he has requested that in respect of his unit situated at E-97/128, Sector-7, Noida, UP he has removed the electroplating plant and he has also stated that he is not causing any pollution in the air due to the other activities of his unit. On earlier occasion this Tribunal has directed the UP Pollution Control Board (UPPCB) to inspect the place concerned and find out as to whether electroplating plant has been actually closed and the entire waste material is removed.</p> <p>Today, the UPPCB has filed an inspection report wherein it is stated in clear terms that the applicant has dismantled the entire electroplating plant of his industry and removed the entire waste material in respect thereof.</p> <p>However, Mr. Misra, learned Counsel appearing for the UPPCB would submit that the applicant is keeping DG sets without acoustic enclosures so as to prevent noise and air pollution. Learned Counsel for the UPPCB would fairly submit that the applicant would provide acoustic enclosures in course of</p>

time. We direct the UPPCB to seal the DG sets until the acoustic enclosures are put by the applicant.

We make it clear that as soon as the applicant complete the process of putting acoustic enclosures, the UPPCB to de-seal the DG sets so as to enable the applicant to use the same.

With the above direction, the miscellaneous application No. 1119/2013 stands closed. The application stands ordered accordingly.

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

....., EM  
(Prof. (Dr.) P.C. Mishra)

....., EM  
(Prof. A.R. Yousuf)

