

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

Original Application No. 426/2016

M/s Micro Turners Vs. MoEF & CC & Ors.

**CORAM: HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER
HON'BLE MR. RANJAN CHATTERJEE, EXPERT MEMBER**

Present: Applicant/Appellant(s) : Mr. Narender Hooda, Sr. Adv. Mr. Siddharth Batra and Mr. A. Dharendra and Mr. Ravinder Kumar Adv.
Respondent No. 1 : Mr. Maheen Pradhan, adv.
Respondent No. 2 : Mr. Mukesh Verma, Adv. Mr. Ankur Kansal, RO
: Mr. B. V. Niren, Mr. S. N. Jha, Adv.

	Date and Remarks	Orders of the Tribunal
	Item No. 09 August 30, 2016 ig	<p style="text-align: center;">Heard. Perused.</p> <p>Learned Counsel appearing on behalf of the Uttarkahnad Environment protection and Pollution Control Board submits that consent to operate and authorization was refused on 11-08-2011, 18-09-2012 and 13-08-2015 and yet the industry has been carrying out commercial production since 15-03-2010 till today. He further submits that the unit has provided the borewell for ground water abstraction and water is being drawn without permission from CGWA.</p> <p>Learned Counsel appearing on behalf of the applicant submits that borewell has a flow meter and it is situate in a safe zone declared by CGWA namely block Bhadra-Badh District Haridwar, Uttarakhand, wherein no permission to draw ground water to the extent of 100 cubic meter per day is required and the consumption of the unit is approximately 30 cubic meter per day. This fact is contested by the Learned Counsel appearing on behalf of the UKPCB with a statement that CGWA has now come up with a change</p>

in policy requiring the permission to draw ground water from all the borewells situate in Gangetic Zone and this unit falls in such zone.

Let a reply giving the correct facts be filed. Reply shall also reveal facts required by us as per the order dated 24-08-2016. Reply shall be filed within two weeks. Advance copy of the reply be furnished to the applicant who may file rejoinder thereto, if any, within a week thereafter.

We have noticed certain short-comings vide order dated 24-08-2016. Though no clear answer comes from the UKPCB we have before us the affidavit dated 26-08-2016 filed by the applicant asserting that the said short-comings have been corrected by maintaining the requisite records and appointing a Technical Person for maintenance and operation of the effluent treatment plant. These facts be verified by the UKPCB. In the meanwhile, we permit the applicant industry to conduct its operations subject however, to the final order that will be passed by this Tribunal.

List the matter on 27th September, 2016.

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

.....,EM
(Ranjan Chatterjee)