

**BEFORE THE NATIONAL GREEN TRIBUNAL  
EASTERN ZONE BENCH, KOLKATA**

**Original Application No. 83/2015/EZ**

**SRABANI ROY PAUL  
VS  
WEST BENGAL POLLUTION  
CONTROL BOARD & ORS**

**CORAM:** **Hon'ble Mr. Justice Pratap Kumar Ray, Judicial Member**  
**Hon'ble Prof. (Dr.) P. C. Mishra, Expert Member**

**PRESENT:** **Applicant** : Ms. Soma Kar Ghosh, Advocate  
**Respondents** : None

<b>Date &amp; Remarks</b>	<b>Orders of the Tribunal</b>
<p><b>Item No. 2</b> <b>4<sup>th</sup> September,</b> <b>2015.</b></p>	<p>Heard the Id. Advocate for the applicant. It is alleged that respondent No. 5 is operating a sweetmeat shop in the area in question in breach of environmental law, particularly, law laid down for food and food processing industries in item No. 51 of Environment (Protection) Act, 1986. It is further alleged that the unit is also using diesel fuel for manufacturing sweets without taking proper protection. Having regard to the case made out, we are of the view that prima facie a substantial question of environmental issue has been raised. Accordingly, the application stands admitted. Registry to issue notice on usual terms i.e. by dasti, speed post, registered post as the case may be, returnable by four weeks.</p> <p style="padding-left: 40px;">Status report be filed by respondent No. 1 by the next date.</p> <p style="padding-left: 40px;">Leave granted to add local body i.e. Kamarhati Municipality and Environment Deptt. of State of West Bengal through its Principal Secretary as party respondents. The said added parties are to submit a status report on the next date.</p> <p style="padding-left: 40px;">Reply to the OA be filed within three weeks, rejoinder, if any, be filed within one week thereafter.</p>

In the meantime, the PCB is directed to take all steps and measures in accordance with law to maintain the locality free from pollutants as allegedly being committed by the respondent No.5.

Let copy of this application be served to the Govt. respondents and the added respondents by one week. They are at liberty to file objection, if any against this application by three weeks thereafter.

**Matter is posted to 7.10.2015.**

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Justice Pratap Kumar Ray, JM

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

