

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

Original Application No. 60 of 2016

Kisan Sahkari Chini Mill Ltd. Vs. Uttar Pradesh Pollution Control Board & Anr.

CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE DR. JUSTICE JAWAD RAHIM, JUDICIAL MEMBER
HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER

Present:

Applicant: Ms. Richa Kapoor and Mr. Prakash Kumar Singh
Adv.

Respondent No. 1: Mr. Pradeep Misra and Mr. Daleep Kr. Dhyani,
Adv.

Respondent No. 2: Mr. Rajkumar and Mr. Bhupendra Kumar, LA

Respondent No. 5: Ms. Savitri Pandey and Ms. Azma Parveen,
Adv.

Respondent No. 5: Mr. B.V. Niren, Adv.

Date and Remarks	Orders of the Tribunal
<p>Item No. 5</p> <p>February 15, 2016</p>	<p>The Joint Inspection Team has filed its report before the Tribunal. We have examined the report which points out various deficiencies including existence of by-pass prior to ETP. The analysis report also shows that the parameters are violated and do not meet the prescribed standards.</p> <p>In these circumstances we cannot permit the industry to operate, however, we grant liberty to the Applicant industry to rectify/remove the deficiencies pointed out in the Joint Inspection Report and informing the UPPCB to conduct a Inspection at the earliest in any case not beyond two weeks after the date of receipt of information. They would permit the industry to operate for the inspection and prepare a Comprehensive Inspection Report and submit the copies of the report along with analysis report to the Tribunal as well. The industry would be permitted to operate subject to the approval of the orders by the Tribunal. The Industry can also move a fresh</p>

application for obtaining fresh consent to operate and if such application is already filed, the same shall be disposed of by the Board expeditiously in light of the Joint Inspection Report as directed above.

The Industry shall be closed, if not already closed. The Board shall make it sure that the industry is not permitted to operate with immediate effect in any case.

With the above directions Original Application No. 60 of 2016 stands disposed of with no order as to costs.

.....,CP
(Swatanter Kumar)

.....,JM
(Dr. Jawad Rahim)

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

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

