

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

**Original Application No. 99/2015/EZ**

**TAPAN KUMAR BHOWMICK & ORS**

**VS**

**THE 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** : Mr. Srikant Padhy, Advocate  
**Respondents** : None

<b>Date &amp; Remarks</b>	<b>Orders of the Tribunal</b>
<p><b>Item No. 10</b> <b>15<sup>th</sup> October,</b> <b>2015.</b></p>	<p>Leave granted to amend the cause title.</p> <p>Heard the Id. advocate for the applicant. It is submitted by the Id. adv. that a bakery unit of respondent No. 2 is operating in violation of the consent to operate terms and conditions issued by West Bengal Pollution Control Board and thereby emitting poisonous carbon monoxide, sulphur oxide and nitrogen oxide gases which are dangerous for health. It is further contended that the persons living in the locality are suffering due to such emission of gas as aforesaid and medical certificates have been annexed regarding treatment of some of the person.</p> <p>Having regard to the pleadings, we are of the view that substantial question on environmental issue has been raised, which is required to be adjudicated by applying environmental jurisprudence. Hence the application is admitted. Let notice along with copy of the application be issued on all the respondents on usual manner i.e. by dasti, speed post or registered post, as the case may be, returnable by six weeks. Reply, if any be filed by four weeks. Rejoinder by two weeks</p>

thereafter.

In the meantime, let status report be filed by the PCB , the respondent No. 1 by making inspection within three weeks from this day. They are also directed to take appropriate action in accordance with law, if there is violation of the terms and conditions stipulated in the consent to operate order issued by PCB and action taken report be filed on the date fixed.

**Matter is fixed on 26.11.2015.**

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Justice Pratap Kumar Ray, JM

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

