

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

(BY HYBRID MODE)

I.A. No. 646/2023
IN
Original Application No. 879/2022

Gauri Maulekhi Applicant

Versus

Union of India & Ors. Respondent(s)

Date of hearing: 01.08.2023

**CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI, JUDICIAL MEMBER
HON'BLE DR. A. SENTHIL VEL, EXPERT MEMBER**

Applicant: Mr. Raj Panjwani, Senior Advocate with Ms. Esha Dutta, Adv. for Original Applicant

Respondent: Mr. Pratyaskh Gupta, Adv. for MoEF & CC

ORDER

1. Interim application registered as IA No. 646/2023 has been filed by Respondent No. 1, Union of India with the following prayers:

- “i. Pass an order for not making 01.08.2023 as the binding date for large slaughter houses to attract EC under the EIA Notification, 2006 and grant an extension of six months to the MoEF&CC to take an appropriate decision on the issue.*
- ii. Pass such other and further orders as the nature and circumstances of the case may require and thought fit by this Hon'ble Tribunal.”*

2. Vide order dated 03.05.2023 passed in OA No. 879/2022, Gauri Maulekhi vs. Union of India & Ors. inter-alia following directions were given by Bench of this Tribunal headed by Hon'ble Chairperson:

“xxxxxx.....xxx

14. We are, thus, satisfied that MoEF&CC needs to take a call on the recommendations of the Expert Committee headed by Dr. S.R. Wate in the light of its minutes dated 02.05.2017 within two months from today. Any stakeholders interested on the issue will be free to represent their viewpoint to the Secretary, MoEF&CC within two weeks from today.

15. We further direct that **if no decision is taken by MoEF&CC within two months as directed above, the requirement for EC will apply to all large slaughter houses as per classification in the ‘Revised Comprehensive Industry Document on Slaughter Houses’ i.e. “Large: More than 200 large animal i.e. bovines per day, or more than 1000 small animal i.e. goat and sheep per day (any day in a week)” with effect from 01.08.2023.** Thereafter, no ‘Large’ slaughter house can be established or expanded without EIA as per procedure applicable to B category project in terms of EIA Notification dated 14.9.2006. This direction is being issued under Section 15 of the NGT Act. The Tribunal may consider such directions in respect of medium slaughter houses on the next date.

16. An action taken report may be filed by the MoEF&CC by 31.08.2023 by e-mail at judicial-ngt@gov.in preferably in the form of searchable PDF/OCR Support PDF and not in the form of Image PDF.”

3. The applicant, Respondent No. 1 is seeking extension of the period on the ground that in compliance of the order of this Tribunal, Respondent No. 1 is in receipt of several representations and the matter has been forwarded to the concerned sectoral Expert Appraisal Committee and on submission of report by said Committee, the recommendations will be considered by the Ministry for appropriate decision.

4. In view of the urgency, on mention, the interim application has been taken up for hearing today by this (two Member) Bench.

5. Mr. Pratyaskh Gupta, Advocate has appeared for Respondent No. 1 and reiterated his prayer, while Mr. Raj Panjwani, Senior Advocate has appeared on behalf of the Original Applicant and opposed the same.

6. The interim application be listed for hearing before three Member bench headed by Hon’ble Chairperson on 09.08.2023.

7. In the meanwhile, in view of the facts and circumstances and the urgent nature of relief involved, the operative part of order dated 03.05.2023 as to applicability of the requirement of EC to all large slaughter houses as mentioned therein shall remain inoperative.

Arun Kumar Tyagi, JM

Dr. A. Senthil Vel, EM

August 01, 2023
I.A. No. 646/2023
IN Original Application No. 879/2022
DV