

Item No. 17

Court No. 2

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

Appeal No. 1/2024
(I.A. No 31/2024 & I.A. No. 32/2024)

Shankar Lal

Appellant

Versus

Delhi Pollution Control Committee

Respondent

Date of hearing: 20.03.2024

**CORAM: HON'BLE MR. JUSTICE SUDHIR AGARWAL, JUDICIAL MEMBER
HON'BLE DR. A. SENTHIL VEL, EXPERT MEMBER**

Appellant: Mr. D. Sabharwal & Mr. Shiv Kumar, Advs. for Appellant
Respondent: Mr. Balendu Shekhar & Ms. Tanisha Samantra, Advs. for DPCC

ORDER

I.A. No 31/2024

1. This Appeal under Section 16 of National Green Tribunal Act, 2010 (hereinafter referred to as '**NGT Act, 2010**') has been preferred against order dated 04.01.2023 passed by Delhi Pollution Control Committee (hereinafter referred to as '**DPCC**') imposing Environmental Compensation of Rs. 20 lakhs upon appellant.
2. Appeal has been presented in the Registry of Tribunal on 07.12.2023 i.e. after more than 11 months.
3. Appellant, in memo of appeal, under the 'Head', limitation, had admitted that copy of impugned order dated 04.01.2023 was served upon appellant on 07.01.2023.
4. That being so, maximum period of delay which is condonable by Tribunal under Section 16 has expired long back in April, 2023 and

delay, thereafter of almost 8 months is not condonable. In view therefore, delay cannot be condoned.

5. The I.A. is accordingly, rejected.

Main matter

6. The appeal being barred by limitation is, dismissed accordingly.

Sudhir Agarwal, JM

Dr. A. Senthil Vel, EM

March 20, 2024
Appeal No. 1/2024
(I.A. No 31/2024 & I.A. No. 32/2024)
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