

Item No. 08

Court No. 2

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

Original Application No. 374/2023

Jagdish Pandey & Ors.

Applicant(s)

Versus

State of U.P.

Respondent

Date of hearing: 30.05.2023

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

Application is registered based on a complaint received by post/e-mail

ORDER

1. This Original Application has been registered under Section 14 & 15 of National Green Tribunal Act, 2010 (hereinafter referred to as 'NGT Act, 2010') on a letter petition received on 10.03.2023 from Sh. Jagdish Pandey resident of Village & Post Rajabari, District Gorakhpur.

2. The grievance is that there is a brick kiln situated at Hal Mukam 322/R Rajendra Nagar, Paschami Gorakhnath, District Gorakhpur owned by Sh. Sanjay Singh S/o Sh. Surender Singh. The said brick kiln is in the abadi area and adjacent to an agricultural land and a garden having fruit bearing 50 to 80 years old trees. A primary school is just about 300 meter from the brick kiln and polluted air emitted at this brick kiln is causing huge air pollution effecting local inhabitants, causing as well damage to the standing crop and fruit bearing trees in the nearby area.

3. In our view the issue raised in the application, at the first instance, can be looked into by the local authorities. Hence, we constitute a joint Committee comprising State PCB and District Magistrate, Gorakhpur, who shall look into the complaint, visit the site, collect relevant informations and if finds any violation of environmental laws and norms, would take appropriate remedial and/or preventive action, in accordance with law, within two months.
4. With the above observations and directions, the application is disposed of.
5. A copy of this order be forwarded to State PCB and District Magistrate, Gorakhpur by e-mail for compliance.

Sudhir Agarwal, JM

Dr. A. Senthil Vel, EM

May 30, 2023
Original Application No. 374/2023
HB