

Item No. 09

Court No. 2

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

Original Application No. 375/2023

Ghanshyam

Applicant

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 dated 06.03.2023 sent by Sh. Ghanshyam S/o Sh. Badri Prasad resident of Paigambarpur (Lakhanpur), Thana Tharwai Prayagraj.

2. The grievance raised in the complaint is that there is a brick kiln namely Laxmi Brick Field D.B.F. Marka Brick situated at Neebi Khurd, Garapur, Thana Tharwai, Tehsil Fulpur, District Prayagraj owned by Sh. Prakash Chand Yadav S/o Late Ramchand Yadav resident of Rangpura, Thana Phaphamau, Prayagraj. At a distance of about 50 m from brick kiln mango and other fruit orchards are located which are being damaged on account of the smoke emitted by the chimney of the brick kiln. It is

also said that the brick kiln is situated in an abadi area and the health of local people is also getting affected adversely.

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, Prayagraj, who shall look into the complaint, visit the site, collect relevant information 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, Prayagraj by e-mail for compliance.

Sudhir Agarwal, JM

Dr. A. Senthil Vel, EM

May 30, 2023
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HB