

Item No. 13

Court No. 1

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

Original Application No. 406/2023  
(IA No. 338/2024)

Mohd. Farman & Anr [Earlier Babar Ali]

Applicant

Versus

State of Uttar Pradesh & Ors.

Respondent(s)

Date of hearing: 31.07.2024

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

Applicant: Mr. Rahul Khurana, Adv.

Respondent: Mr. Pradeep Misra & Mr. Daleep Dhyani, Advs. for UPPCB (Through VC)  
Mr. Saurabh Kirpal, Senior Advocate with Mr. Anunaya Mehta, Ms. Satya  
Jha, Mr. Akash Deep Singh & Ms. Adya, Advs. for R - 4

**ORDER**

1. The allegation in this original application is release of trade effluents containing harmful chemicals directly into the drain and open field causing environmental hazard by the Respondent No. 4.
2. The record reflects that the order dated 20.11.2023 has already been passed against the Respondent No. 4 imposing the Environmental Compensation (EC). The said order has been challenged by filing the IA No. 338/2024 dated 26.07.2024.
3. Learned Senior Counsel appearing for the Respondent No. 4 seeks time to examine as to how challenge to the order of EC which is otherwise appealable can be entertained in an IA which has been filed after expiry of the period of filing of Appeal.

4. Learned Counsel for the Applicant has also submitted that at this stage the only surviving issue relates to the current compliance of norms by Respondent No. 4 and the manner of disposal of spent wash.

5. Learned Counsel appearing for UPPCB is directed to file the report in this regard within 3 weeks by e-mail at [judicial-ngt@gov.in](mailto:judicial-ngt@gov.in) preferably in the form of searchable PDF/OCR Support PDF and not in the form of Image PDF.

6. List on 11.11.2024.

Prakash Shrivastava, CP

Arun Kumar Tyagi, JM

Dr. A. Senthil Vel, EM

July 31, 2024  
Original Application No. 406/2023  
(IA No. 338/2024)  
DV