

Item No. 08

Court No. 2

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

Original Application No. 430/2023

Rajendra Singh

Applicant

Versus

State of Uttar Pradesh

Respondent

Date of hearing: 01.08.2023

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

Application is registered based on a letter petition received by E-mail

ORDER

1. The grievance in the present application is that M/s Mahalaxmi Int Udyod, Luherpur Vallipur, M/s Shivam Brickfield Ramnagar and M/s A.B.R Int Bhatta Rasulpur, District Sultanpur, Uttar Pradesh are being illegally operated in violation of the environmental norms, without CTE/CTO from UPPCB, without payment of the requisite royalty taxes etc., causing air pollution in the area posing health hazards to the residents of the locality and adversely affecting the agriculture and fruit bearing trees.

2. *Prima facie*, the averments made in the application raise questions relating to environment arising out of the implementation of the enactments specified in Schedule I to the National Green Tribunal Act, 2010.

3. In view of the averments made in the application, we consider it appropriate that a Joint Committee be constituted to verify the factual

position and take appropriate remedial action. Accordingly, we constitute a Joint Committee comprising of Uttar Pradesh Pollution Control Board (UPPCB) and District Magistrate (DM), Sultanpur and direct the same to meet within one week, undertake visits to the site, look into the grievances of the applicant, associate the applicant and representative of the concerned project proponent, verify the factual position and take appropriate remedial action by following due course of law and giving opportunity of being heard to the project proponent. The UPPCB will be the nodal agency for coordination and compliance.

4. Factual and Action taken Report may be submitted within three weeks by e-mail at judicial-ngt@gov.in preferably in the form of searchable PDF/OCR Supported PDF and not in the form of Image PDF.

5. List for further consideration on 12.10.2023.

6. A copy of this order, along with a copy of the application and documents attached with the same, be forwarded to the UPPCB and DM, Sultanpur by e-mail for requisite compliance.

Arun Kumar Tyagi, JM

Dr. A. Senthil Vel, EM

August 01, 2023
Original Application No. 430/2023
JG