

Item No. 7

(Court No. 2)

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

(Through Physical Hearing with Hybrid VC Option)

Original Application No. 820/2022

Naveen Kumar

...Applicant

Versus

Union of India & Ors.

...Respondents

Date of hearing: 23.01.2023

**CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI, JUDICIAL MEMBER
HON'BLE DR. AFROZ AHMAD, EXPERT MEMBER**

Applicant: Mr. Gaurav Bansal, Advocate.

Respondent(s): Mr. Jasmeet Singh, Advocate with Mr. Pushpendra S. Bhadoriya for Respondent No. 1.
Ms. Soni Singh, Advocate for Respondent No. 2-CPCB (through VC).
Mr. Manish Kumar, Advocate for Respondent No. 3, 6 and 7-State of H.P. (through VC).
Mr. Aaditya Vijaykumar, Advocate for Respondents No. 4 & 5-HPSPCB (through VC).
Ms. AR Takkar and Ms. Unnati Anand, Advocates for Respondent No. 8.

Application under Section 14 of the National Green Tribunal Act, 2010.

ORDER

1. The grievance in the present application is that Shivalik Hospital is running its 10 bedded hospital in a residential plot in non-confirming area at Una Himachal Pradesh in violation of the Master Plan of Department of Town and Country Planning, Himachal Pradesh and without obtaining the Consent to Operate under the Water (Prevention and Control of Pollution) Act, 1974 and authorisation under the Bio Medical Waste Management Rules, 2016.

-2-

2. Vide order dated 18.11.2022, notices were ordered to be issued to the respondents..

3. Replies/response have been filed on behalf of Respondents No. 1 and 4 & 5 vide emails dated 18.01.2023 and on behalf of Respondents No. 2 and 7 vide emails dated 20.01.2023 and on behalf of Respondent No. 8 vide email dated 21.01.2023, respectively except Respondents No. 3 and 6.

4. Learned Counsel for Respondents No. 3, 6 and 7 seeks time to file replies on behalf of Respondents No. 3 and 6.

5. Reply on behalf of Respondents No. 3 and 6 be filed **within one month** at judicial-ngt@gov.in preferably in the form of searchable PDF/OCR supported PDF and not in the form of Image PDF.

6. Learned Counsel for the applicant has submitted that some allegations have been made against the applicant in its reply by Respondent No. 8 and he seeks time to file rejoinder to the said reply. Rejoinder, if any, may be filed by the applicant **within one month** at judicial-ngt@gov.in preferably in the form of searchable PDF/OCR supported PDF and not in the form of Image PDF.

7. List for further consideration on 24.03.2023.

Arun Kumar Tyagi, JM

Dr. Afroz Ahmad, EM

January 23, 2023
AVT