

Item No. 07

Court No. 1

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

Review Application No. 35/2023

In

Original Application No. 189/2019

Sarvan Kumar

Applicant

Versus

State of Telangana

Respondent(s)

M/s Shri Kartikeya Pharma Units-II:

Review Applicant

Date of hearing: 02.01.2024

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

Applicant: Mr. Diljit Singh Ahluwalia, Mr. Angad Ahluwalia & Mr. Kushal
Choudhary, Advs. for Review Applicant

Respondent: Mr. Dhananjay Baijal, Adv. for Telangana SPCB

ORDER

1. This application has been filed seeking review of the order dated 15.01.2021 passed by the Tribunal in OA No.189/2019. The OA was registered on the basis of the letter petition against pollution caused by Pharma Companies at TSIIC SEZ in Jadcharla, Mahaboob Nagar, Telangana and it was disposed of by order dated 15.01.2021 by issuing certain directions.
2. Order dated 15.01.2021 was subject matter of challenge at the instance of the applicant in Civil Appeal Diary No.29734/2023 and the said Civil Appeal was disposed of by the Hon'ble Supreme Court by the following order dated 21.08.2023:-

- “1. Permission to file the appeal is granted.
2. Delay condoned.

3. *The order of the National Green Tribunal for the levy and recovery environmental compensation is based on the report of a 'Joint Committee The grievance of the appellant is that it was not a party to the proceeding before the Principal Bench of the National Green Tribunal nor was it heard when the impugned order dated 15 January 2021 was passed. If that be so the appropriate remedy for the appellant would be to move the National Green Tribunal at its Principal Bench so that such submissions which it has on merits can be considered by the Tribunal.*
4. *Subject to the grant of the above liberty, the Civil Appeal is disposed of.*
5. *Pending applications, if any, stand disposed of.”*
4. Tribunal in the previous proceedings had directed the Counsel for review applicant to serve all the parties by email.
5. Only Counsel for Telangana State Pollution Control Board is present today.
6. Counsel for the Applicant is directed to supply a copy of the review application along with all the annexures to Counsel for Telangana State Pollution Control Board. He is also directed to again serve the concerned parties and file affidavit of service on or before the next date of hearing.
7. List on 28.02.2024.

Prakash Shrivastava, CP

Sudhir Agarwal, JM

Dr. A. Senthil Vel, EM

January 02, 2024
Review Application No. 35/2023
In Original Application No. 189/2019
JG.