

**BEFORE THE NATIONAL GREEN TRIBUNAL
EASTERN ZONE BENCH, KOLKATA
(THROUGH PHYSICAL HEARING WITH HYBRID MODE)**

Original Application No.21/2022/EZ
(I.A. No.220/2022/EZ, I.A. No.237/2022/EZ,
I.A. No.03/2023/EZ & I.A. No.45/2023/EZ)

M/s Greenland Waste Management Enterprise

Applicant(s)

Versus

State of Jharkhand & Ors.

Respondent(s)

Date of hearing: 13.09.2023

**CORAM: HON'BLE MR. JUSTICE B. AMIT STHALEKAR, JUDICIAL MEMBER
HON'BLE DR. ARUN KUMAR VERMA, EXPERT MEMBER**

For Applicant(s) : Ms. Amrita Pandey, Advocate (in Virtual Mode)

For Respondent(s) : Ms. Aishwarya Rajyashree, Adv. for R-1, (in Virtual Mode)
Mr. Ashok Prasad, Advocate for R-3,
Mr. Surendra Kumar, Advocate for R-4,

ORDER

1. Counter-affidavit dated 04.11.2022 has been filed on behalf of the Respondent No.4, Jharkhand State Pollution Control Board; the same is taken on record.
2. Another counter-affidavit dated 25.11.2022 has been filed on behalf of the Respondent No.4, Jharkhand State Pollution Control Board; the same is taken on record.
3. Compliance Report dated 14.02.2023 has been filed on behalf of the Chief Secretary, Jharkhand, Ranchi; the same is taken on record.
4. Ms. Amrita Pandey, learned Counsel for the Applicant, who is present in Virtual Mode, is not audible. Neither we nor the other Counsel for the Respondents are able to hear a word of what she is trying to say. This is not called assistance to the Court. If she has

internet connectivity problem, it was her duty to have been present in the Court physically to argue the matter. This is nothing but a disrespect to the judicial proceedings.

5. We accordingly adjourn the matter for tomorrow i.e., on 14.09.2023.

I.A. No. 45/2023/EZ:-

1. This I.A. has been filed by the Jharkhand State Pollution Control Board, Respondent No.4, with the prayer that the cost of Rs. 2,500/- (Rupees Two Thousand Five Hundred only) be waived and further observations made in the orders of the Tribunal dated 24.08.2022 and 13.09.2023 against the Member Secretary, Jharkhand State Pollution Control Board, be expunged.
2. Earlier this matter was pending before the Hon'ble High Court of Jharkhand at Ranchi in W.P. (C) No. 4472/2022 (*Yatindra Kumar Das Vs. The State of Jharkhand & Ors.*). It is now informed that the said Writ Petition has been dismissed as withdrawn by the Hon'ble High Court vide its order dated 24.08.2023, copy of which has been filed as Annexure-D to the I.A.
3. We have taken up the order of the Tribunal dated 28.07.2022. The observations made in para 2 of the said order imposing cost of Rs. 2,500/- (Rupees Two Thousand Five Hundred only) are expunged.
4. The order dated 24.08.2022 is also taken up and the observations made in para 6 of the order are expunged.
5. The order dated 13.09.2022 is also taken up and the observations made in paras 11, 12 & 13 are expunged.
6. With the aforesaid directions, the I.A. No. 45/2023/EZ is disposed of accordingly.

I.A. No. 220/2022/EZ:-

1. In view of the order passed hereinabove in I.A. No.45/2023/EZ, this I.A. has become infructuous and the same is accordingly dismissed.

I.A. No. 237/2022/EZ:-

1. In view of the order passed hereinabove in I.A. No.45/2023/EZ, this I.A. has become infructuous and the same is accordingly dismissed.

I.A. No. 03/2023/EZ:-

1. In view of the order passed hereinabove in I.A. No. 45/2023/EZ, this I.A. has also become infructuous and the same is accordingly dismissed.

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B. Amit Sthalekar, JM

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Dr. Arun Kumar Verma, EM

September 13, 2023,
Original Application No.21/2022/EZ
(I.A. No.220/2022/EZ, I.A. No.237/2022/EZ, I.A. No.03/2023/EZ & I.A. No.45/2023/EZ)
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