

**BEFORE THE NATIONAL GREEN TRIBUNAL  
EASTERN ZONE BENCH, KOLKATA  
(Through Video Conferencing)**

Original Application No.93/2022/EZ

**In the matter of :**

1. Akshya Kumar Panda  
D7-100, Kendriya Vihar, Phase-II, Beguniabarehi,  
Jalna, Bhubaneswar-752054.

Applicant(s)

Versus

1. Secretary to Govt. of India,  
Ministry of Housing and Urban Affairs,  
Maulana Azad Road, Rajpath Area,  
Post Code-110001.
2. Kendriya vihar Resident's Welfare Society,  
Kendriya vihar, Phase-I, Jalna, Tamando, Bhubaneswar.
3. Kendriya Vihar Apartment Owner's Association,  
Kendriya Vihar Phase-II, Jalna, Tamando, Bhubaneswar.
4. CEO, Central Government Employees Welfare Housing  
Organisation, Sixth Floor, A-Wing, Janpath Bhawan,  
Janpath, New Delhi, 110001.

Respondent(s)

Date of hearing: 27.07.2022

**CORAM: HON'BLE MR. JUSTICE B. AMIT STHALEKAR, JUDICIAL MEMBER  
HON'BLE MR. SAIBAL DASGUPTA, EXPERT MEMBER**

For Applicant(s) : Mr. Akshya Kumar Panda, in person

For Respondent(s) : Mr. Dipanjan Ghosh, Advocate for OSPCB.

**ORDER**

1. Mr. Akshya Kumar Panda, the Applicant in person is appearing in Virtual Mode.
2. The allegation in the Original Application is that the applicant is a resident of Flat No.D7-100, Kendriya Vihar, Phase-II, Beguniabarehi, Jalna Bhubaneswar.

3. It is stated that he is residing in a colony constructed by the Central Government Employees Welfare Housing Organization (hereinafter referred to as 'Builder'). It is also stated that although Sewage Treatment Plant (STP) has been set up in the premises but it is not operating properly and is making a lot of noise and emitting foul odour.
4. It is also alleged that Sewage Treatment Plant (STP) is defective and its location is also wrong. In respect of his grievance the applicant has stated that he has made complaint to the Odisha State Pollution Control Board, dated 20.05.2022 by e-mail. Copy of the complaint has also been filed as Annexure-A5 (page-24 to the Original Application).
5. It is also alleged that till date his application/complaint has not been disposed of by the Odisha State Pollution Control Board.
6. No useful purpose will be served by keeping the matter pending.
7. The Odisha State Pollution Control Board which is the Regulatory Authority has not been impleaded in the Original Application.
8. We direct the applicant to implead the Odisha State Pollution Control Board through its Chairman in the array of respondents as Respondent No.5 today itself.
9. Mr. Dipanjan Ghosh, learned Counsel for the Odisha State Pollution Control Board is directed to accept notice and communicate our order to the Odisha Pollution Control Board.
10. We dispose of this Original Application with a direction to the Respondent No.5, Odisha State Pollution Control Board to consider the applicant's complaint "Annexure-A5" to the Original Application. We also direct the Board to visit the site in question

after notifying the applicant and to hear him on his complaint and thereafter pass appropriate order in accordance with law.

- 11. Let this exercise be carried out within one month.

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**B. Amit Sthalekar, JM**

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**Saibal Dasgupta, EM**

July 27, 2022,  
Original Application No.93/2022/EZ  
BD