

contravention of provisions of the Air (Prevention and Control of Pollution) Act, 1981 and Uttar Pradesh Brick Kilns (Sitting Criteria for Establishment), Rules, 2012. He submits that these proceedings have since been closed in view of the impugned order.

Insofar as the impugned order is concerned, the same is predicated only on the basis of an alternative remedy of appeal available under Section 31 of the Air (Prevention and Control of Pollution) Act, 1981.

In this behalf, it is submitted that the proceedings earlier initiated were closed on account of the fact that the issue related earlier to the land on which the brick kiln was located and appropriate affidavit was filed by the petitioner that the revenue number mentioned was a chak and the brick kiln had been operating since the year 2001 at the same Khasra Numbers. The second proceeding is stated to be arising only on account of a third party writ petition and an adverse order was passed.

Issue notice.

In the meantime, the operation of the order dated 22.01.2021 under Section 31A of the said Act passed by the officer concerned is stayed.

(CHARANJEET KAUR)
ASTT. REGISTRAR-cum-PS

(R.S. NARAYANAN)
COURT MASTER (NSH)