

**BEFORE THE NATIONAL GREEN TRIBUNAL
EASTERN ZONE BENCH, KOLKATA**

Original Application No.07/2015/EZ

Basudeb Mondal

Vs.

The West Bengal Pollution Control Board and Ors.

CORAM: Hon'ble Mr. Justice Pratap Kumar Ray, Judicial Member
Hon'ble Prof. (Dr.) P. C. Mishra, Expert Member

PRESENT: Applicant : Mr. Debasish Karmakar, Advocate..
Respondent Nos.1 to 6 : Mr. Sibojyoti Chakraborty, Advocate.
Respondent Nos. 7 & 8 : None.

Date & Remarks	Orders of the Tribunal
Item No.5 13th July, 2015.	<p>Heard Id. counsel appearing for the respective parties. None appears for respondent Nos. 7 & 8.</p> <p>Affidavit filed by West Bengal Pollution Control Board today be kept on record.</p> <p>As per our direction Ld. Advocate Mr. Sibojyoti Chakraborty appearing for the State Pollution Control Board has filed an affidavit annexing the final report of the working group of CPCB on classification/harmonization of Red, Orange and Green category of Industries and the classification as notified by the State Pollution Control Board on 21.07.2014 and submits that SPCB categorization is in accordance with CPCB mandate. Let the affidavit and other documents annexed be kept in the record.</p> <p>Having regard to the categorization of the industry as notified by the State Pollution control Board the cotton hosiery unit of the Private respondents engaged in the stitching work falls under exempted category. In the record of proceeding of Public grievance Cell dated 16.02.2012 of the State Pollution Control Board it was directed that the unit will be in operation from 8 a.m. to 6 p.m. only and officer-in-charge of the concerned Police Station was directed to oversee the matter. Considering these records and submission made by the Ld.</p>

Advocate of State Pollution Control Board, we are of the view that no further adjudication is required in this application.

The State Pollution Control Board vide its order dated 12.03.2012 has stipulated the time limit of the operation of the said unit from 8 a.m. to 6 p.m. Hence the Officer-in-Charge, Airport Police Station is directed to comply with the said direction in the letter and spirit and will submit a compliance report in the registry. Registry is directed to communicate this order to the Officer-in-charge, Airport P.S. forthwith.

It appears from the record of proceeding filed by the PCB that unit was directed to mount sound absorbing material on the inside walls of the workshop for abatement of noise pollution as a further precautionary measures.

The Respondent Nos. 7 & 8 are directed to install the sound absorbing material on the inside walls of the workshop for a remedial measure to control the noise pollution within four weeks and State Pollution Control Board will make necessary inspection of the unit and if the installation of sound absorbing material is not done by the said unit, the unit will remain closed till completion of the said work.

O.A. accordingly stands disposed of. No order is passed as to cost.

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Justice Pratap Kumar Ray, JM

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Prof. (Dr.) P. C. Mishra, EM

