

Item No. 04

**BEFORE THE NATIONAL GREEN TRIBUNAL
PRINCIPAL BENCH, NEW DELHI
(Through Video Conferencing)**

Original Application No. 42/2019 (EZ)

Kalinga Nagar Paribesh Surakhya
Samiti

Applicant(s)

Versus

State of Odisha & Ors.

Respondent(s)

Date of hearing: 09.10.2019

**CORAM: HON'BLE MR. JUSTICE S. P. WANGDI, JUDICIAL MEMBER
HON'BLE DR. SATYAWAN SINGH GARBYAL, EXPERT MEMBER**

For Applicant(s): Mr. Rahul Choudhary and Mr. Sankar Pani
For Respondent(s):

ORDER

1. The applicant in this case alleges constructions for development of a logistics hub for handling of material in relation to adjoining industries by SAIZER Ltd., on a forest land bearing Plot No. 865, 867 Khata No. 419, Mouza – Jakhpura, Kisam – Sal Jungle covering an of Area – 11.97 Acres and plots in Dasamania Mouza in Manitira RI Circle, Jajpur without approval as required under Forest Conservation Act, 1980. Consents to operate have not been obtained under the Air and the Water Acts and no environmental clearance has been obtained under the EIA Notification, 2006. Extraction of ground water without any approval of the CGWA has also been alleged.
2. Considering the fact and circumstances set-out in the application and upon hearing of learned counsel appearing on behalf of the

applicant, we are satisfied that substantial question relating to environment arises in the present case.

3. Issue Notice returnable within three weeks. Applicant to furnish requisites within one week from hence.

4. In the meanwhile, we direct the District Collector, Jajpur, the Divisional Forest Officer, Jajpur and the Odisha Pollution Control Board to jointly inspect the area in question, verify on the factual position obtaining at the site and to submit a report. The Odisha Pollution Control Board shall be the nodal agency for co-ordinating and for providing logistic support.

5. In the event the allegations are found to be correct appropriate action may be instituted against the Respondent No. 7- SAIZER Ltd in accordance with law. Action taken report in this regard shall also be filed.

6. For effective compliance of the order, the applicant shall ensure that complete sets of the papers and a copy of this order be handed over to the Member of Committee.

7. List on 25th November, 2019.

S.P. Wangdi, JM

Dr. Satyawan Singh Garbyal, EM

9th October, 2019
Original Application No. 42/2019 (EZ)
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