

Item No. 04

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

Appeal No. 57/2019 (WZ)
(I.A. No. 105/2019)

Babubhai Keshabhai Rawal & Anr.

Appellant (s)

Versus

Gujarat Pollution Control Board & Ors.

Respondent(s)

Date of hearing: 01.10.2019

CORAM : HON'BLE MR. JUSTICE S. P. WANGDI, JUDICIAL MEMBER
HON'BLE MR. JUSTICE K. RAMAKRISHNAN, JUDICIAL MEMBER
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER

For Appellant (s): Mr. Zaman Ali, Advocate

For Respondent (s): None

ORDER

1. This Appeal seeks to quash and set aside authorization granted to the Respondent No. 3 by the Respondent No. 1 under Rule 16 (1) (e) of the Solid Waste Management (SWM) Rules, 2016 to operate the waste processing facility at Survey No. 727/-P/1 of village Juna Deesa admeasuring 10 acres.
2. It is alleged that the site selected for the waste processing facility does not fulfil the criteria mandated under Schedule-I of SWM Rules, 2016 and that the authorisation is defective as no mandatory Environment Clearance (EC) under the EIA Notification and consent to establish under the Water (Prevention and Control of Pollution) Act, 1974 and the Air (Prevention and Control of

Pollution) Act, 1981 have been granted to Respondent No. 3 by the Gujarat Pollution Control Board (GPCB).

3. Heard.
4. Issue notice returnable in three weeks.
5. Appellant to furnish requisites within a period of one week from hence.
6. List on 21.11.2019.

I.A. No. 105/2019

7. Considering the facts and circumstances set out in the application for condonation of delay. The delay in filing the Appeal is Condoned.
8. I.A. No. 105/2019 stands disposed off.

S.P. Wangdi, JM

K. Ramakrishnan, JM

Dr. Nagin Nanda, EM

1st October, 2019
Appeal No. 57 /2019 (WZ)
hb