

**BEFORE THE NATIONAL GREEN TRIBUNAL
EASTERN ZONE BENCH, KOLKATA
(THROUGH PHYSICAL HEARING WITH HYBRID MODE)**

Original Application No.03/2024/EZ

Dasarathi Sethi & Anr.

Applicant(s)

Versus

State of Odisha & Ors.

Respondent(s)

Date of hearing: 19.01.2024

**CORAM: HON'BLE MR. JUSTICE B. AMIT STHALEKAR, JUDICIAL MEMBER
HON'BLE DR. ARUN KUMAR VERMA, EXPERT MEMBER**

For Applicant(s) : Ms. Mithu Bhattacharya, Advocate (in Virtual Mode)

ORDER

1. Heard Ms. Mithu Bhattacharya, learned Counsel appearing (in Virtual Mode) for the Applicants.
2. This Original Application has been filed by the Applicants alleging that the Respondent No.7, M/s Kamanda Steel Plant, is operating its Steel Plant in violation of environmental norms in as much as the said Plant does not possess pollution control devices or sprinkler, telescopic Chute, Fog Cannon etc. Photographs to that effect have been filed as Annexure-A (colly) to the Original Application, showing plumes of smoke emitting from the Plant in question.
3. Matter requires consideration.
4. Issue notice to the Respondents, returnable within four weeks.
5. Mr. Dipanjan Ghosh, learned Counsel who is present in Court, accepts notice on behalf of the Respondent Nos.2, 3 & 4, Odisha State Pollution Control Board.

6. Issue notice to the Respondent Nos.1,5&6, State Respondents, Government of Odisha and Respondent No.7, M/s Kamanda Steel Plant, returnable within four weeks.
7. Considering the allegations made, we deem it appropriate to constitute a Committee to elicit the veracity of the allegations comprising of the following Members:-
 - (i) Senior Scientist, Odisha State Pollution Control Board,
 - (ii) District Collector-cum-Magistrate, Sambalpur, Odisha, or his representative not below the rank of Additional District Magistrate,
8. The Committee shall inspect the site in question and submit its report within four weeks on affidavit with regard to the allegations made.
9. The Odisha State Pollution Control Board shall be the Nodal Agency for all logistic purposes and for filing the Report of the Committee on affidavit.
10. The Applicant shall serve e-copy/soft copy of the Original Application along with all its annexures upon Mr. Dipanjan Ghosh Counsel for the Respondent within 48 hours.
11. **List on 11.03.2024.**

.....
B. Amit Sthalekar, JM

.....
Dr. Arun Kumar Verma, EM

January 19, 2024,
Original Application No.03/2024/EZ
AK