

**BEFORE THE NATIONAL GREEN TRIBUNAL  
PRINCIPAL BENCH, NEW DELHI**

(By Video Conferencing)

Original Application No. 609/2018

Action for Vigilance and Knowledge for Empowerment Applicant

Versus

Lalitpur Power Generation Company Limited & Ors. Respondent(s)

Date of hearing: 28.10.2020

**CORAM: HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON  
HON'BLE MR. JUSTICE SHEO KUMAR SINGH, JUDICIAL MEMBER  
HON'BLE DR. SATYAWAN SINGH GARBYAL, EXPERT MEMBER  
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

Respondent(s): Mr. Pradeep Misra and Mr. Daleep Dhyani, Advocates for UPPCB  
Mr. Alok Krishna Aggarwal, Advocate for R-1

**ORDER**

1. The issue for consideration is compliance of environmental norms by M/s Lalitpur Power Generation Company Limited (LPGC).

2. The matter has been considered on several occasions in the last two years and repeatedly violation of environmental norms has been found on issues of fly ash disposal, installation of CAAQMS, handling hazardous waste, control of fugitive emissions, adequate tree plantation and proper operation of STP and a report of remedial action was sought.

3. On 17.02.2020, the Tribunal finally observed:-

*“6. We have considered the above report. We are of the view that time for installation of FGD needs to be preponed so as to be completed within six months from today. Other deficiencies*

*which have still not been complied be now complied. Compensation may be deposited with the State PCB.*

7. *Further compliance report may be furnished by the State PCB, as on 30.04.2020, before the next date of hearing by email at [judicialngt@gov.in](mailto:judicialngt@gov.in).”*

4. Accordingly, the State PCB has filed its report dated 13.08.2020 which does not indicate any satisfactory progress on the subject of installation of FGD as well as other deficiencies on the subject. Learned counsel for the LPGC is also unable to provide any assistance as he states that he has not been able to get any instructions in the matter.

5. In view of the above, the Tribunal has no other option except to defer the proceedings with a hope that the LPGC will understand its legal responsibility to the environment and the rule of law and now take effective measures and file action taken report before the next date by e-mail at [judicial-ngt@gov.in](mailto:judicial-ngt@gov.in) preferably in the form of searchable PDF/ OCR Support PDF and not in the form of Image PDF.

List again on 19.02.2021.

Adarsh Kumar Goel, CP

S.K. Singh, JM

Dr. S.S. Garbyal, EM

Dr. Nagin Nanda, EM

October 28, 2020  
O.A. No. 609/2018  
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