

Item No. 01&02

Court No. 1

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

Execution Application No. 28/2020  
IN  
Appeal No. 8/2019

Platinum AAC Blocks Pvt. Ltd. Applicant  
Versus

Pollution Control Committee, Daman  
Diu and Dadra Nagar Haveli & Ors. Respondent(s)

**WITH**

Execution Application No. 29/2020  
IN  
Appeal No. 77/2019

Platinum AAC Blocks Pvt. Ltd. Applicant  
Versus

Pollution Control Committee, Daman  
Diu and Dadra Nagar Haveli & Ors. Respondent(s)

Date of hearing: 09.12.2020

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

Applicant: Mr. Asim Sarode, Advocate

**ORDER**

1. Grievance in these Applications is against conduct of the Pollution Control Committee, Daman Diu and Dadra Nagar Haveli in not complying with the orders of this Tribunal dated 17.01.2020 and 14.09.2020. By order dated 17.01.2020, the activity of the appellant

which is utilization of fly ash was held to be permissible in the light of the report of the joint Committee comprising the CPCB and the PCC. Order banning the said activity was set aside. By subsequent order dated 14.09.2020, conduct of the PCC in again taking the same stand was disapproved. A copy of the order was forwarded to the Advisor of the Union Territory, Daman Diu and Dadra Nagar Haveli to consider action against the erring officer of the PCC.

2. The applicant has now stated that the PCC is still not complying with the orders and not allowing the fly ash management activity of the applicant. If it is so, it is a serious matter and needs remedial action including personally against the erring officer. No one can be above law.

3. Let the Chairman, CPCB to look into the matter and take remedial action expeditiously.

The applications stand disposed of accordingly.

A copy of this order be forwarded to the Chairman, CPCB and the Member Secretary, PCC, Daman Diu and Dadra Nagar Haveli by e-mail for compliance.

Adarsh Kumar Goel, CP

S.K. Singh, JM

Dr. Nagin Nanda, EM

December 09, 2020  
Execution Application No. 28/2020  
In Appeal No. 8/2019 and other connected matter  
SN