

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

**Original Application No. 618 of 2016
(M.A. No. 1193 of 2016, M.A. No. 162 of 2017 & M.A. No. 163 of 2017)**

Sanjay Kumar Vs. State of U.P. & Ors.

CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE RAGHUVENDRA S. RATHORE, JUDICIAL MEMBER
HON'BLE DR. AJAY A DESHPANDE, EXPERT MEMBER

Present: **Applicant:** Mr. Devendra Kumar, Adv. for Mr. Sanjay Kumar Pandey, Advs.
M/s. Siddhi Vinayak Engineer, M/s. NDCON Constructions and M/s. Rajpal RMC Plant

Respondent No.1: Mr. Abhishek Yadav, Adv.
Mr. Pradeep Misra and Mr. Daleep Kr Dhyani Advs.
Mr. Narender Pal Singh, Adv.
Mr. Rajkumar, Adv. and Mr. Bhupendra Kuamr, LA
Mr. Anil Grover, AAG with Mr. Rahul Khurana, Adv.
Mr. Tarunvir Singh Khehar Ms. Guneet Khehar and Mr. Charan Jeet Singh, Adv. for Hot Mix Plants
Mr. B.V. Niren, Adv.
Mr. Ravindra Kumar, Adv. for NOIDA & Greater NOIDA

Date and Remarks	Orders of the Tribunal
<p>Item No. 15 February 14, 2017 ss</p>	<p>The Learned Counsel appearing for the Uttar Pradesh Pollution Control Board submits that all the hot mixing plants and ready mixing plants which had been operating without consent of the Board, have already been shut down. Only one plant is working.</p> <p>The Learned Counsel appearing for the Board shall ensure that the said plant should also be shut down if it is operating in violation of the prescribed norms and does not have all the requisite permissions and consent as required under law.</p> <p>Another list has been furnished to us today which shows that there are nearly 38 number of hot mixing plants which are operating illegally at the NOIDA and Ghaziabad Borders. Let the Uttar Pradesh Pollution Control Board examine the said plants and submit a</p>

	<p>Item No. 15</p> <p>February 14, 2017</p> <p>ss</p>	<p>Report to the Tribunal before the next date of hearing.</p> <p>All the Noticees who have not filed their response to the show cause, should file within two weeks from today by way of last opportunity. We make it clear that we will not grant any further time to any of the parties.</p> <p>List this matter on 23rd March, 2017.</p> <p>On the oral request of the Learned Counsel appearing for the Applicant, we also implead State of Haryana and Haryana State Pollution Control Board as party Respondents to the main Application.</p> <p>There are various hot mixing plants working in the same area. The Haryana State Pollution Control Board shall take action against all of them in accordance with law without any further delay. The details of some of them that have been furnished to the Tribunal are as follows:</p> <ol style="list-style-type: none"> 1. Mahaveer Prashad Gupta 2. K.K. Kohli- Venus Prultech 3. K.R. Aananda - Venue Prultech 4. S.P. Gupta – SPB 5. Mukesh Gupta – RSG 6. Tunda-Munda 7. Prem Arora – Asian Consultant 8. Raju Goel 9. Avasthi Const. – Avasthi 10. Juneja Const. - Juneja <p>Issue Notice to all of them.</p> <p>Notice returnable on 23rd March, 2017.</p> <p>List this matter for final arguments on 23rd March, 2017.</p>
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	<p>Item No. 15</p> <p>February 14, 2017</p> <p>ss</p>	<p><u>M.A. No. 162 of 2017 and M.A. No. 163 of 2017</u></p> <p>These Applications are for seeking exemption from filing the translated copy of the document. The translated copy be filed in due course.</p> <p>With the above direction, M.A. No. 162 of 2017 and M.A. No. 163 of 2017 stand disposed of without any order as to cost.</p> <p>.....,CP (Swatanter Kumar)</p> <p>.....,JM (Raghuvendra S. Rathore)</p> <p>.....,EM (Dr. Ajay A Deshpande)</p>
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