

**BEFORE THE NATIONAL GREEN TRIBUNAL  
EASTERN ZONE BENCH, KOLKATA**

**Appeal No. 69/2013/PB/6/EZ  
Appeal No. 70/2013  
Super Smelters Limited Vs Union of India & Anr.**

**CORAM: Hon’ble Justice Dr. P. Jyothimani, Judicial Member  
Hon’ble Prof. (Dr.) P. C. Mishra, Expert Member**

**PRESENT: Appellant Mr. Bibhu Prasad Tripathy, Advocate  
Respondent 1 Mr. Gora Chand Roy Chowdhury, Advocate  
Respondent 2 Mr. Surendra Kumar Advocate**

Date & Remarks	Orders of the Tribunal
Item No. 3 & 4 August 14, 2014	<p>Pursuant to our earlier order, the learned counsel appearing for the appellant has filed additional affidavit wherein he has stated that EC application to the SEIAA was in respect of both the existing unit as well as for the expansion &amp; modernisation.</p> <p>Learned counsel appearing for the Jharkhand State Pollution Control Board has received an e-mail communication which indicates that the application made by the project proponent relates to existing unit as well as expansion.</p> <p>However, the learned counsel appearing for the State Pollution Control Board seeks time to file copies of all the relevant documents in the registry. He shall file so after giving copies to the learned counsel appearing for the other side. Learned counsel appearing for the appellant also submit that on the next date of hearing he will place all the documents.</p> <p>In our earlier order we have directed Member Secretary, SEIAA, Jharkhand to depute one responsible officer along with necessary files. There is no appearance on behalf of the Member Secretary who is not a party respondent in this case. However, office record reveals that the notice has not been issued to the Member Secretary, SEIAA.</p> <p>We direct the Member Secretary, SEIAA, Jharkhand to be present on the next date of hearing along with copies of all the necessary files to establish as to whether the application filed by the project proponent relates to the expansion of the project or existing units only. The copy of this order shall be sent to the Member Secretary, SEIAA, Jharkhand by registered post. Interim order shall continue till the next date of hearing. Learned counsel appearing for the appellant shall also file reply in the meantime. He would also supply all the pleadings to the counsel appearing for MoEF before the next date of hearing.</p> <p>Stands over to 12/09/2014</p> <p>..... Dr. P. Jyothimani, JM</p>

	<p>.....</p> <p>Prof. (Dr.) P. C. Mishra, EM</p>
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