

**BEFORE THE PRINCIPAL BENCH
NATIONAL GREEN TRIBUNAL
NEW DELHI
CIRCUIT BENCH AT SHIMLA**

CWP No. 8318 of 2011

Gram Panchayats of Sanora Vs. State of HP and ors.

CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER
HON'BLE DR. D.K. ARGAWAL, EXPERT MEMBER
HON'BLE MR. P. S. RAO, EXPERT MEMBER
HON'BLE MR. RANJAN CHATTERJEE, EXPERT MEMBER

Present: Petitioner: Mr. Rajiv Rai, Advocate
Respondent No.9to11: Mr. Vivek Singh Thakur, Advocate
Respondent No.12: Mr. T.S. Chouhan, Advocate

Date and Remarks	Orders of the Tribunal
Item No. 3 July 30, 2013	<p>Learned counsel appearing for the Pollution Control Board has placed on record before us a statement showing that out of 5 stone crushers which are alleged to be on the river bed; 3 Units have been granted Consent to Establish' as well as the 'Consent to Operate' and Application of other 2 Units for renewal of consent is pending.</p> <p>It is further stated that Krishna Stone Crushers and Golden Karamjog Stone Crushers though had been granted consent to establish but have not been granted consent to operate are operating without consent of the Board.</p> <p>Having heard learned counsel appearing for the parties, we direct that Krishna Stone Crusher and Golden Karamjog Stone Crusher shall not operate henceforth till the time these stone crushers apply for consent to operate and same is granted by the Board in accordance with law.</p> <p>After the Board grants its consent the Order will be placed on the file of the Tribunal and shall be subject to further directions by the Tribunal.</p> <p>As far as remaining 2 stone crushers are concerned, their Application for renewal of consent is pending with the Board. Let the same be decided within two weeks from today and the copy of the Order shall be</p>

placed on the file of the Tribunal.

The Member Secretary of the Pollution Control Board shall file a personal Affidavit clearly stating if these 5 stone crushers are located on the river bed and or in around within the prohibited limit. It will also state that whether these stone crushers are within 500 mtr of any vicinity or habitation, upon taking of an inspection the Affidavit shall also show whether these stone crushers have the caustic covers and water sprinklers fixed at their premises..

The Pollution Control Board shall also examine noise, stake, ambient and air quality samples in and around these stone crushers and place an analysis report before the next date of hearing.

List on 17th September, 2013 at Shimla.

The concerned Police Authorities will ensure the compliance of the Order.

.....,CP
(Swatanter Kumar)

.....,JM
(U.D. Salvi)

.....,EM
(Dr. D.K. Agrawal)

.....,EM
(P. S. Rao)

.....,EM
(Ranjan Chatterjee)