

BEFORE THE NATIONAL GREEN TRIBUNAL, CENTRAL ZONAL BENCH, BHOPAL

Suo Moto Application No. 44/2013

Tribunal at its own Vs. M.P. Pollution Control Board

QUORAM : HON'BLE MR. JUSTICE M.CHOCKALINGAM, JUDICIAL MEMBER
HON'BLE DR. AJAY A. DESHPANDE, EXPERT MEMBER

PRESENT : Respondent No. 1 : Shri Shivendu Joshi, Adv.
Respondent No. 2 & 5 : Shri Vivek Rusia, Adv.
Respondent No. 3 &4 : Shri Sachin K. Verma, Adv.

Date and Remarks	Orders of the Tribunal
<p>Item No. 2 23rd August, 2013</p>	<p>Pursuant to the directions of the Tribunal in the last hearing, a report is filed by the MP Pollution Control Board speaking about the status and also the action plan.</p> <p>In so far as the respondent no. 5 industry is concerned, as per the directions of the Tribunal, the Plant Incharge has not appeared. The Learned Counsel for the respondent no. 5 would submit that due to floods, he would not be present but the Sr. Chemist of the industry is present. In the absence of the Plant Incharge of the respondent no. 5, the remarks that were originally made which was not found to be satisfactory, no query or an answer could be obtained this day.</p> <p>In so far as the respondent no. 3 and 4 are concerned, despite the service of the notice in the last hearing, they have not appeared. It is noted that the respondent no. 3 and 4 are the authorities who are to strictly abide by law. The non-appearance would be indicative of their recalcitrant and careless attitude for law. If they do not appear in the next hearing, the Tribunal, under the circumstances, will be compelled to take coercive steps against them.</p> <p>After perusal of the status report and action plan filed by the respondent no. 1 and also the parawise remarks made by the respondent no. 5 and also submission made, the Tribunal feels it fit that in so far the action plan is concerned, the Chairman, MP State Electricity Board, Managing Director, MP Power Generating Co. Ltd. and Chairman, Pollution Control Board to have a joint meeting to evolve an action plan for the purpose of implementation for control of pollution which is the subject matter in question.</p> <p>For that purpose, the matter is posted to 02.09.2013.</p> <p>.....JM (M.CHOCKALINGAM)</p> <p>.....EM (Dr. AJAY A. DESHPANDE)</p>