

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

Appeal No. 35/2016

Hotel Le Traveltino Patil Vs. DPCC

**CORAM: HON'BLE MR. JUSTICE S.P. WANGDI, JUDICIAL MEMBER
HON'BLE Prof. A.R. YOUSUF, EXPERT MEMBER**

**Present: Applicant/Appellant : Mr Mohit Chaudhary Imran, Adv. for
petitioner
Respondent No. 1 : Mr. Narender Pal Singh, Adv for Tarunvir
Singh, Adv. and Mr. Dinesh Jindal for L.O.
DPCC**

	Date and Remarks	Orders of the Tribunal
	Item No. 03 June 20, 2016	<p>In this Appeal the Appellant primarily alleges that the respondent Delhi Pollution Control Committee has delayed disposing off their application for grant of consent to establish</p> <p>Upon hearing the learned Counsel for the Appellant it is conceded that the hotel is in operation even without having obtained the necessary consent of establishment. While the action on part of the respondent is not above reproach, the Appellant is not expected to operate the hotel without following the due process. Although it is submitted on behalf of the respondent that necessary order for closure has been issued upon the Appellant, they are not aware as to whether it has been complied with or not.</p> <p>Under these circumstances, in our view it will be sufficient if the respondent Delhi Pollution Control Committee is directed to dispose of the application submitted by the Appellant expeditiously but not later than 15 days from hence. We direct accordingly.</p> <p>Since the appellant has run the hotel in violation of the laws, particularly the Air and Water Act, for at</p>

least 5 months, we are of the view that they ought to pay reasonable environment compensation for having done so which we assess at Rs. 2.5 Lakhs.

The amount shall be deposited to the State Pollution Control Board within a period of 10 days.

In the meanwhile, until the necessary consent to establish and the consent to operate are granted by the respondent, the appellant shall ensure that the hotel remains closed.

With these directions this appeal stands disposed off with liberty upon the appellant to approach this forum in the event they are aggrieved by any action of the Respondent.

.....,JM
(S.P. Wangdi)

.....,EM
(Prof. A.R. Yousuf)

