

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

**Original Application No. 462 of 2015
(M.A. No. 1057 of 2015)**

**Hotels and Guest Houses Association Mahipalpur
Vs.
Delhi Pollution Control Committee & Ors.**

CORAM : HON'BLE MR. JUSTICE U.D.SALVI, JUDICIAL MEMBER
HON'BLE MR. JUSTICE RAGHUVENDRA S. RATHORE, JUDICIAL MEMBER
HON'BLE PROF. A.R. YOUSUF, EXPERT MEMBER
HON'BLE Mr. RANJAN CHATTERJEE, EXPERT MEMBER

Present: **Applicant:** Mr. Anunaya Mehta, Adv.
Respondent No. 1: Mr. Sanjeev Ralli, Adv. and Mr. Dinesh Jindal, LO and Mr. K. Kumar, EE, DPCC
Respondent No. 3: Mr. D. Rajeshwar Rao and Mr. Charanjeet Singh, Adv.
Respondent No. 7: Ms. Sakshi Popli, Adv. for DJB
CGWA: Mr. B.V. Niren, Adv.

	Date and Remarks	Orders of the Tribunal
	Item No. 06 April 28, 2016 SN	<p style="text-align: center;">Heard. Perused. Record.</p> <p>The present Application questions the three pre-conditions stipulated for grant of consent to operate by the DPCC namely:</p> <ol style="list-style-type: none">1. Licence from the Local Health Authority i.e. South Delhi Municipal Corporation in the present case.2. Licence from Delhi police under Eating House Registration Regulations, 1980.3. Copy of the Delhi Jal Board Registration. <p>Today, Learned Counsel appearing for the DPCC submits that they have reviewed and made amends in the existing policy for obtaining consent whereby the first 2 pre-conditions stated herein above requiring licence from the Local Health Authority of the Municipal Corporation and police permission would not be insisted upon for obtaining the consent. However, he submits that the condition requiring valid water connection/ source would</p>

remain as the condition for grant of consent to operate as water is a material component of the environment and anything done with it with regard to the commercial operation is bound to have effect on the environment which is, therefore, the material concern while granting consent to operate to any such industrial/commercial activity as referred to in the application.

In view of this, we made query with the Applicant, whether the Applicant is interested in pursuing these Applications any further in view of the amends to the existing policy as aforesaid.

Learned Counsel appearing on behalf of the Applicant seeks time for considering this aspect.

List this matter on 23rd May, 2016.

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

.....,JM
(Raghuvendra S. Rathore)

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

.....,EM
(Ranjan Chatterjee)

