

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

**Appeal No. 68 of 2015
(M.A. No. 682 of 2015 & M.A. No. 1305 of 2015)**

In the Matter of :-

ALPS Industries Ltd. Vs. U.E.P.P.C.B. & Ors.

**CORAM: HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE SONAM PHINTSO WANGDI, JUDICIAL MEMBER
HON'BLE DR. D. K. AGRAWAL, EXPERT MEMBER
HON'BLE PROF. A. R. YOUSUF, EXPERT MEMBER**

**Present Appellant : Ms. Antima Bazaz and Dr. Yash Pal Singh, Adv.
Respondent No. 1: Mr. Mukesh Verma, Adv.
Respondent No. 2: Mr. Rajkumar, Adv. with Mr. Bhupendra Kumar, LA,
Central Pollution Control Board
Respondent No. 3: Mr. Saurabh Mishra, Adv.**

	Date and Remarks	Orders of the Tribunal
	Item No. 12 January 27, 2016	<p>The Joint Inspection Report has been taken on record. In the report it has been stated that the industry is operating without consent and is a polluting industry. The Applicant submits that they had already filed application for consent to operate which is pending with the Board and no action has been taken as yet. He further states that there is an agreement entered into between the Appellant and CETP and SIDCUL for treatment of effluent for which they are paying excessive charges. The Learned Counsel appearing for CETP submits that the industry is discharging excessive effluent and pollutants. He further states that this is one of the Textile Industries which is not compliant and is not in a position to treat their effluents. Parties had serious difference in this regard as, according to the Appellant, they are not responsible for treatment of effluent but it was SIDCUL and CETP who are obliged to carry out the work.</p>

The Learned Counsel appearing for CETP submits that even the primary treatment has not been carried out by the Applicant industry. In the circumstances afore noticed, we pass the following directions:-

1. The unit shall stop its operation forthwith and will not carry out any activity without specific order.
2. Subject to consent of the Board, the Application for obtaining consent of the Board filed by the Appellant which is stated to be pending with the Board shall be dealt with and disposed of by the Board within two weeks from today.
3. The CETP shall file complete and comprehensive affidavit as to the quantity and quality of the effluent discharged by the unit even in the past and whether the CETP is capable to treat such effluent or not.
4. The Uttarakhand Pollution Control Board will also state as to the action taken against the industry in the past.

Notice may also be issued to SIDCUL.

List this matter for final disposal on 08th February, 2016.

.....,CP
(Swatanter Kumar)

.....,JM
(Sonam Phintso Wangdi)

	,EM (Dr. D.K. Agrawal)
	,EM (Prof. A.R. Yousuf)

