

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

Appeal No. 40/2015

(M.A. No. 478/2015)

**M/s Mahabir Stone Crushing Co. Ltd.
Vs.
Haryana State Pollution Control Board**

**CORAM: HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER
HON'BLE MR. RANJAN CHATTERJEE, EXPERT MEMBER**

**Present: Applicant/Appellant(s) :Mr. Narender Hooda, Sr. Adv. with Ms. Bano Deswal, Adv.
Respondent No. 1&2 :Mr. Anil Grover, AAG, HR. with Mr. Rahul Khurana, Adv.**

	Date and Remarks	Orders of the Tribunal
	Item No. 4 July 21, 2015	<p>Heard. Perused.</p> <p>In this appeal, Appellant is assailing the orders dated 26.02.2015 and 03.04.2015 passed by Haryana State Pollution Control Board (HSPCB).</p> <p>We had directed the Appellant – Stone Crushing Units; (1) to make payment of Rs. 2,00,000/- each as compensation in two equal installments to HSPCB, first installment to be paid on or before 7.7.2015 and the second one to be paid within six months from 03.07.2015; (2) to obtain valid consents to operate their units from the HSPCB and continue to abide by terms and conditions as stipulated in the said consents strictly; (3) to duly obtain water for the purposes of taking pollution control measures vide orders dated 3.7.2015 and 7.7.2015.</p> <p>We have now heard the learned Counsel appearing for the Respondent – HSPCB and the newly added respondent – Faridabad Municipal Corporation. According to Respondent No. 1 – HSPCB, the first installment of compensation has been received from all the appellant units and their applications for grant of</p>

consent to operate have been duly processed and consents to operate granted. Learned Counsel appearing for Faridabad Municipal Corporation submits that there is adequate water supply available in the borewell from which water was being supplied previously to the appellant- Stone Crushing Units and others. However, the waterline supplying the water from the borewell to Stone Crushing Units has lived its complete life and needs to be replaced. He extends a proposal on instructions from Faridabad Municipal Corporation that the appellants - Stone Crushing Units will be granted permission to lay the said pipeline for conveying water from the borewell to their units. However, the efforts and expenses for laying the pipeline will be made by the concerned Stone Crushing Units.

Learned Counsel appearing for the Appellants - Stone Crushing Units on instructions accepts this offer unconditionally and submits that the Stone Crushing Units will undertake the work of laying the said pipeline from the borewell to their individual units at their own expenses and shall complete such work within a period of 60 days.

We, therefore pass the following directions:

1. The Stone Crushing Units are permitted to operate in accordance with law and strictly as per the terms and conditions stipulated in their respective consents to operate.
2. The Respondent - Faridabad Municipal Corporations shall grant permission to the appellant- Stone Crushing Units to lay pipeline and such other artifacts ancillary to the said

pipeline for carrying water from existing borewell referred to hereinabove to their respective locations in accordance with law.

3. The Appellants- Stone Crushing Unit shall lay such waterline in conformity with the permission granted and obtain water supply to the Stone Crushing Units through such pipeline at their own expenses within a period of 60 days.

4. Every Stone Crushing Unit operating at Mohabbatabad Pali shall obtain water supply through this line affix electromagnetic flow meters for measuring water consumption and shall discontinue the practice of procuring water through the water tankers for the purpose of running the water sprinklers and such other things in their Stone Crushing Units no sooner the water line is laid.

5. The appellant - Stone Crushing Units are permitted to obtain water from tankers only for next 60 days and they shall maintain the records of water consumption and bills paid for transportation of water through tankers.

With the above directions, Appeal No. 40/2015 stands disposed of with no order as to costs.

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This application does not survive for consideration as the main appeal itself has been disposed of. Accordingly, M.A. No. 478/2015 stands disposed of.

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

.....,EM
(Ranjan Chatterjee)

