

**BEFORE THE NATIONAL GREEN TRIBUNAL, CENTRAL ZONAL BENCH,
BHOPAL**

**Original Application No. 05/2014 (CZ)
Dr. Subhash C. Pandey Vs. Union of India & Ors.**

**CORAM : HON'BLE MR. JUSTICE DALIP SINGH, JUDICIAL MEMBER
HON'BLE MR. P.S.RAO, EXPERT MEMBER**

**PRESENT : Applicant : Dr. Subhash C. Pandey
Respondent No. 1 : Shri Rajendra Babbar, Adv.
Respondent No. 4 & 5: Ms. Parul Bhadoria, Adv. for
Shri Purushaindra Kaurav, Adv.
Respondent No. 6 to 9: Shri Sachin K Verma, Adv.
Shri K.K.Verma, OIC
Respondent No. 7 : Shri Rajendra Giri, Adv.
CPCB : Shri Rohit Sharma, Adv. for
Shri Sandeep Singh, Adv.**

Date and Remarks	Orders of the Tribunal
Item No. 13 13th January, 2015	During the course of hearing, it has been brought to our notice during the course of hearing that a revised project report and DPR for the construction, installation and operation of the ETP at Mandideep has been submitted and it has been submitted by the Learned Counsel for the State that the Technical Appraisal of the same shall be made within this week itself. It was also brought to our notice during the course of hearing, that some to the industries are still causing enormous amount of stack emissions beyond the prescribed limits. Learned Counsel appearing for the Pollution Control Board pointed out that the PCB officials are aware of the situation and notices are being issued to such industries. Notices to two such industries namely M/s Bansal Iron & Steel and M/s Sonic

Biocan at Mandideep have already been issued.

We would also, accordingly, direct that notices be issued to the aforesaid two Industries at Mandideep to show cause as to why they may not be penalised under the 'Polluter Pays' principle for causing pollution.

Learned Counsel for the State Shri Sachin K.Verma submitted that the decision of the State Government with regard to the prohibition of manufacture, storage, sale, distribution and use of poly carry bags in the State of Madhya Pradesh has not been taken so far. He submits that the decision will be taken within a period of six weeks. He submits that as soon as the decision is taken, he will communicate the same to the Tribunal.

Learned Counsel for the Respondents submitted that the issue with regard to the problem created as a result of manufacture, sale, storage, distribution and use of poly carry bags in the entire country is under active consideration of the Hon'ble Supreme Court of India. Learned Counsel may file before us copies of the orders issued by the Hon'ble Supreme Court in the aforesaid case of *Karuna Society for Animals and Nature & Ors. Vs. Union of India & Ors.*

Let the matter be listed on **3rd March, 2015**, as prayed.

.....JM
(DALIP SINGH)

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