

S. No. 46
Supp. list

IN THE HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR

WP(C) 1307/2024 CM(3600/2024) Caveat 1361/2024

M/S SOFI POULTERIES

...Petitioner(s)/Appellant(s)

Through: Mr. A.M. Dar, Sr. Adv. with Mr. Danish Majeed, Advocate

Vs

UT OF JAMMU AND KASHMIR AND OTHERS

...Respondent(s)

Through: Mr. Mubeen Dy. AG vice Mr. Syed Musaib, Dy. AG

Mr. Asif Ahmad Bhat, Advocate for Caveator

CORAM:

HON'BLE MS JUSTICE MOKSHA KHAJURIA KAZMI, JUDGE

ORDER

20.06.2024

Caveat discharged.

In the instant petition, the petitioner is aggrieved of order dated 28.05.2024 issued by respondent No. 7, whereby the respondent No. 5 has disconnected the electricity supply to the petitioner's unit, and instructed respondent no. 6 to deregister the petitioner's business unit.

Learned counsel for the petitioner states that the impugned order has been issued in violation of the provision of Air (Prevention and Control of Pollution) Act 1981. The impugned order has been issued in terms of Section 21 of the Act supra, which is applicable to the industrial unit whereas the petitioner is not running any industrial unit.

Notice.

Notice waived by Mr. Mubeen Wani, learned Dy. AG, appearing vice Mr. Syed Musaib, learned Dy. AG for the respondents. He seeks and is granted four weeks' time to file objections.

List on 23.08.2024.

In the meanwhile, subject to objections and till next date of hearing, the impugned order dated 28.05.2024 shall remain stayed.

Alteration/modification/vacation on motion.

(MOKSHA KHAJURIA KAZMI)
JUDGE

SRINAGAR
20.06.2024
ARIF