

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

Civil Appeal Nos. 3633-3634/1999

U.P.POLLUTION CONTROL BOARD THROUGH
ITS MEMBER SECRETARY

APPELLANT

VERSUS

ANIL KUMAR KARNWAL & ORS.

RESPONDENTS

WITH

Contempt Petition (Civil) No. 147/2007 in
Civil Appeal Nos. 3633-3634/1999

O R D E R

It is stated on behalf of the U.P. Pollution Control Board that 42 out of 44 units have closed down and are not operational. Two units, namely, M/s. Ray Ban Foods Private Limited and M/s. Ray Ban Organics Private Limited were granted consent to operate. M/s. Ray Ban Organics Private Limited, it is stated, is non-operational for last six months.

The U.P. Pollution Control Board will file an affidavit of the competent officer, placing and affirming the aforesaid facts on oath, within a period of 4 weeks from today. In case such an affidavit is filed, the present proceedings including the contempt proceedings will be treated as disposed of/closed. However, if no such affidavit is filed, the matter will be listed before the Court for appropriate orders.

The learned counsel appearing for respondent nos. 1 to 20 in

the civil appeals submits that new industries have been established in the area around Hapur and are violating the environmental norms. It is open to the said respondents to make a representation to the authorities alongwith evidence/material in support of their contention. It will also be open to the respondents to approach the National Green Tribunal or the High Court, if so advised and if they choose to do so.

Recording the aforesaid, we close the proceedings in the civil appeals, as well as the contempt petition, subject to the U.P. Pollution Control Board filing the affidavit in terms of this order within a period of 4 weeks from today.

Pending applications, if any, shall also stand disposed of.

.....J.
(SANJIV KHANNA)

.....J.
(M.M. SUNDRESH)

New Delhi;
February 8, 2023.

ITEM NO.102

COURT NO.7

SECTION III-A

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal Nos. 3633-3634/1999

U.P.POLLUTION CONTROL BOARD THROUGH
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RESPONDENTS

(IA No. 85/2016 - CONDONATION OF DELAY IN FILING, IA No. 73/2013 - CONDONATION OF DELAY IN FILING REPLY AFFIDAVIT, IA No. 21/2013 - CONDONATION OF DELAY IN FILING UNDERTAKING, IA No. 7/2002 - EXEMPTION FROM FILING O.T., IA No. 75/2014 - EXEMPTION FROM FILING O.T., IA No. 77/2014 - EXTENSION OF TIME, IA No. 17/2011 - IA NO. 17-18 (APPLN FOR PERMISSION), IA No. 81/2015 - IA NO. 81-82 (APPLICATION FOR DIRECTIONS), IA No. 83/2016 - IA NO. 83-84 (APPLN. FOR EXMEPITION OT) and IA No. 3/2001 - STAY APPLICATION)

WITH

CONMT.PET.(C) No. 147/2007 In C.A. Nos. 3633-3634/1999 (III-A)
(IA 106123/2011 and IA 2/2011)

Date : 08-02-2023 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJIV KHANNA
HON'BLE MR. JUSTICE M.M. SUNDRESH

For Appellant(s)

Mr. Parmanand Gaur, AOR

Mr. Ranjit Kumar, Sr. Adv.
Mr. Pradeep Misra, AOR
Mr. Daleep Dhyani, Adv.
Mr. Suraj Singh, Adv.

For Respondent(s)

Mr. Ranjit Kumar, Sr. Adv.
Mr. Pradeep Misra, AOR
Mr. Daleep Dhyani, Adv.
Mr. Suraj Singh, Adv.

Mrs. Nandini Gore, AOR

Mr. P.K. Manohar, AOR

Mr. Adarsh Upadhyay, AOR

Mr. Varinder Kumar Sharma, AOR
Mr. Yugal Kishore Prasad, Adv.
Ms. Parul Sharma, Adv.
Mr. Bishan Dass, Adv.
Mr. Shantanu Sharma, Adv.

Mr. Satbir Singh Pillania, Adv.
Mr. Chander Shekhar Ashri, AOR

Mr. Ravindra Raizada, A.A.G.
Mr. Rajeev Kumar Dubey, Adv.
Mr. Ashiwan Mishra, Adv.
Ms. Chandni Arora, Adv.
Mr. Kamendra Mishra, AOR

Mr. Himinder Lal, AOR
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Ms. Mansi Chahal, Adv.
Mr. Sandeep Garausa, Adv.
Mr. Kapil Sagar, Adv.
Mr. Tabarak Hussain, Adv.

Mr. Rakesh Uttamchandra Upadhyay, AOR
Mr. Anil Kumar Jha, AOR
M/s. J S Wad And Co, AOR
Ms. Shweta Garg, AOR
Mr. Shiv Prakash Pandey, AOR
Mr. Manoj K. Mishra, AOR
Mr. Lakshmi Raman Singh, AOR
Mr. Sudhir Kulshreshtha, AOR
Mr. Abhishek Chaudhary, AOR
Mrs. Manik Karanjawala, AOR
Ms. Anu Mohla, AOR

Ms. Shobha Gupta, AOR
Ms. Pooja Tripathi, Adv.
Ms. Jessy Kurian, Adv.

Mr. Saurabh Mishra, AOR
Mr. Nirbhay Tewari, Adv.
Mr. Abhishek Pandey, Adv.
Ms. Priya Kaushik, Adv.

Mr. Ashok Kumar Sharma, Sr. Adv.
Mr. Kshitij Mudgal, Adv.
Mr. Ashish Kumar Chaurasiya, Adv.
Mr. Parmanand Gaur, AOR

UPON hearing the counsel the Court made the following
O R D E R

The proceedings in the civil appeals, as well as the contempt petition, are closed, subject to the U.P. Pollution Control Board filing the affidavit in terms of signed order within a period of 4 weeks from today.

Pending applications, if any, shall also stand disposed of.

Notice on the contempt petition, if any, shall stand discharged.

(DEEPAK GUGLANI)
AR-cum-PS

(R.S. NARAYANAN)
COURT MASTER (NSH)
(signed order is placed on the file)