

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

Original Application No. 608 of 2016

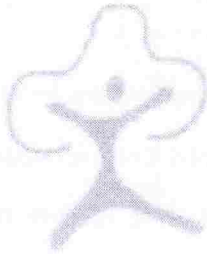
Anil Kumar Vs. Union of India and Ors.

CORAM:

**HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER**

Present:	Applicant	: Ms. Ananaya Mehta and Mr. Nishant Gautam, Adv.
	Respondent	: Mr. Raman Yadav, Mr. Dalsher Singh, Adv.
	Respondent no.3	for State of UP
	Respondent no.4	: Mr. Raj Kumar Adv. with Ms. Niti Choudhary, LA for CPCB.
		: Mr. Daleep Dhyani, Adv.

Date and Remarks	Orders of the Tribunal
Item No. 04 December 01, 2016 Jg	<p>Affidavit of service dated 30-11-2016 reveals that the respondent nos. 1 and 5 have been served.</p> <p>We have before us Learned Counsel appearing on behalf of respondent nos. 2 to 4. They admit service of notice. Let appearances be filed by Learned Counsel appearing today.</p> <p>None appear on behalf of respondent nos. 1 and 5.</p> <p>Learned Counsel appearing on behalf of respondent nos. 2 to 4 seek time to file replies. Two weeks time is granted for filing the replies. Advance copies of the replies be furnished to the applicant who may file rejoinder thereto, if any, within a week thereafter. No further time for filing the reply or rejoinder will be granted. Matter to proceed ex-parte against respondent nos. 1 and 5.</p> <p>Learned Counsel appearing on behalf of the applicant seeks closure of Kohlus operating in the State of U.P. on the ground that norms for their operation have not been stipulated despite the fact that the Kohlus burn around 225 lac Qtls. Of fuel and generate around 787 fuel gases and 3.82 lac Qtls of ash per season thereby</p>

	<p>Item No. 04</p> <p>December 01, 2016</p>	<p>contributing to the pollution in terms of hazardous gases like CO, CO₂.</p> <p>He admits that these Kohlus are spread over the territory of Western and Central U. P. He points out that query was made to the CPCB and UPPCB regarding pollution caused by these Kohlus and the response to it received by him says that no study as regards the contribution of pollution to the environment by 5000 Kohlus in the State of U. P. has been carried out.</p> <p>Neither there is any study as regards the contribution to the pollution by a single Kohlu carried out by the applicant before us. We, therefore, cannot rush to any conclusion at this stage. Hence rejected.</p> <p>List the matter for completing the pleading on 22nd December, 2016.</p> <div style="text-align: center;">  </div> <div style="text-align: right;"> <p>.....,JM (U. D. Salvi)</p> <p>.....,EM (Bikram Singh Sajwan)</p> </div>
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