

BEFORE THE NATIONAL GREEN TRIBUNAL, PRINCIPAL BENCH, NEW DELHI

(A)

Application No. 37/2013 (T<sub>HC</sub>)  
Wassan Singh V/s State of Punjab & Ors.

**CORAM:** HON'BLE SHRI JUSTICE V. R. KINGAONKAR, JUDICIAL MEMBER  
HON'BLE DR. P.C. MISHRA, EXPERT MEMBER  
HON'BLE SHRI RANJAN CHATTERJEE, EXPERT MEMBER  
HON'BLE SHRI B.S. SAJWAN, EXPERT MEMBER

Applicant / Appellant : Mr. Abhimanyu Garg, Advocates  
Respondent No. 1 : Ms. Puja Dewan, Adv. for Mr. Anil Soni, Adv.  
Respondent No. 2 : Mr. Parshotam Kumar  
Respondent No. 3 : Mr. Ashish Verma, Advocates  
Respondent No. 4 : Mr. Nikhil Jain, Advocate  
Respondent No. 5 : Mr. C. Kannan, Advocate

| Date and Remarks  | Orders of the Tribunal  |
|---|---|
| <p>Order No. 4<br/>May 8, 2013</p> <p>406/2013 (T<sub>HC</sub>)<br/>14/5/13</p> <p>consultant<br/>(CPW)<br/>15/5/13</p> <p>Dr. R. N. S. / SE<br/>21/5/13</p> <p>Vogant</p> <p>Advise (CP)</p> <p>DR</p> <p>37/2013 (T<sub>HC</sub>)<br/>16/5/13</p> <p>39/2013 (T<sub>HC</sub>)<br/>17/5/13</p> <p>Vogant</p> <p>SOC (PW)</p> | <p>We have heard Learned Counsel for the parties.</p> <p>The Applicant and the owner of the factory have, apparently, come to the terms and want to settle the dispute among themselves.</p> <p>We directed earlier by order dated 29.04.2013 that officer of the Pollution Control Board shall pay visit at three different times to the factory in question and record the decibels of sound level emanating from the factory during the course of its full operation.</p> <p>The Learned Counsel for the Pollution Control Board has placed on record the report of the concerned Officer. According to the report, the officer visited the factory in question at three different points of time while it was in full operation. The sound level recorded at all the three times exceeded the permissible limit of 55 decibels, i.e. the day-time limit.</p> <p>The Learned Counsel appearing for the factory owner, Mr. Mukesh Kumar Singh, states that he will instruct the owner of the factory to make serious attempt to reduce the noise pollution and bring it down below the permissible limit by installation of scientific device/equipments available due to advent of new technology.</p> <p>We have noticed that the factory of the Respondent No. 5 is being run without 'consent to operate' by the Pollution Control Board. This fact is stated by the Counsel for the Respondent No. 3 too.</p> <p>However, Learned Counsel appearing for the Respondent No. 5</p> |

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16.05.2013

