

**MAIN CASE: W.P(PIL)Nos.112 of 2020, 117 of 2020, 119 of 2020 and
147 of 2020****PROCEEDINGS SHEET**

Sl. No.	DATE	ORDER	OFFICE NOTE
24.	30.09.2021	<p style="text-align: center;"><i>(Through Video-Conferencing)</i></p> <p style="text-align: center;"><u>I.A.No.1 of 2021 in W.P (PIL) No.112 of 2020</u></p> <p>Mr. S. Ravi, learned senior counsel appearing for respondent No.8 in W.P(PIL)No.112 of 2020, submits that he is not pressing this I.A.</p> <p>In view of the above submission, this I.A. is disposed of as not pressed.</p> <p style="text-align: center;"><u>I.A.No.2 of 2021 in W.P (PIL) No.112 of 2020</u></p> <p>Heard Mr. S. Ravi, learned senior counsel, along with Mr. Anuj Berry, learned counsel, appearing for respondent No.8 in W.P(PIL)No.112 of 2020 and Mr. Y. V. Ravi Prasad, learned Amicus Curiae.</p> <p>Also heard Mr. C. Sumon, learned Special Government Pleader appearing for the State and Mr.Josyula Bhaskara Rao, learned Standing Counsel for Central Government.</p> <p>This I.A. is filed by respondent No.8 in WP(PIL)No.112 of 2020 praying for the following directions:</p> <p style="padding-left: 40px;">"A) To direct the District Collector, Visakhapatnam District/Committee, to oversee and permit and allow the Applicant to immediately sell or dispose of or return the raw materials and other inventory identified at Annexure C and Annexure D to the present I.A. which are lying at third</p>	

Sl. No.	DATE	ORDER	OFFICE NOTE
		<p>party ware-houses;</p> <p>B) To direct the District Collector, Visakhapatnam District to permit the Applicant to immediately return the engineering materials which are laying at the Applicant premises that belong to the other third-party providers which are identified at Annexure F to the present I.A.”</p> <p>On 06.04.2021, this Court passed an order, operative portion of which reads as follows:</p> <p>“Considering the submissions of the learned counsel for the parties and keeping in view the fact that it may be hazardous to keep the goods in the sealed factory premises, as contended, we deem it appropriate to permit the sale of inventory as indicated in Annexure-A to the Memo dated 17.11.2020, subject to the following directions:</p> <p>1) Respondent No.8 may submit a list of employees for the purpose of entry into the sealed premises of respondent No.8 for undertaking preliminary works relating to the sale of inventory as indicated in Annexure-A to the Memo dated 17.11.2020, to the District Collector, Visakhapatnam.</p> <p>2) In the event of finding prospective buyers, if such prospective buyers want to inspect the items lying in the sealed premises, list of such persons on behalf of the prospective buyers may be submitted before the District Collector, Visakhapatnam, for his approval.</p> <p>3) A Committee is constituted with the Joint Chief Environmental Engineer (Zonal Officer at Visakhapatnam under the A.P. Pollution</p>	

Sl. No.	DATE	ORDER	OFFICE NOTE
		<p>Control Board), Joint Chief Inspector of Factories, Visakhapatnam, and Deputy Chief Controller of Explosives, Petroleum and Explosives Safety Organization, Visakhapatnam, for the purpose of permitting sale of inventory, as indicated in Annexure-A to the Memo dated 17.11.2020, lying in the sealed factory premises, subject to such terms and conditions, as may be imposed by them.</p> <p>4) The District Collector and the members of the Committee so constituted shall render necessary assistance during the entire process.</p> <p>5) The sale proceeds should be deposited before the District Collector, Visakhapatnam, who will keep the same in a fixed deposit in the name of the District Collector. Ordered accordingly.</p> <p>As agreed upon, list these cases again on 27.04.2021, printing the name of Mr. Y. Srinivasa Murthy, learned standing counsel for the Central Pollution Control Board.”</p> <p>In this application, it is stated that there are some items, which are lying in the premises of third party and those items may also be allowed to be sold.</p> <p>It is pointed out that the items in Annexure – C belong to the applicant. Items mentioned in Annexure – D belong to third parties. However, the particulars of the third parties to whom the items belong are not indicated.</p> <p>Prayer is also made in respect of items mentioned in Annexure – F, which are engineering materials.</p>	

Sl. No.	DATE	ORDER	OFFICE NOTE
		<p>On a query of the Court, it is submitted that these are not hazardous.</p> <p>At this stage, we permit the applicant to submit an appropriate application in respect of the prayers made relating to Annexure – C and Annexure – D in this I.A. before the Committee constituted in pursuance of the order of this Court dated 06.04.2021.</p> <p>On receipt of such an application, the Committee with the assistance of the District Collector, Visakhapatnam, will inspect the premises and, thereafter, submit a report to this Court with their observations regarding the materials stored, to enable this Court to pass appropriate orders. The report will be submitted within a period of two weeks from the date of submission of the application by the applicant.</p> <p>Mr. S. Ravi, learned Senior Counsel, submits that the application will be filed by 06.10.2021.</p> <p>Registry will list these cases on 02.11.2021.</p> <p>ARUP KUMAR GOSWAMI, CJ NINALA JAYASURYA, J</p> <p>HS</p>	

Sl. No.	DATE	ORDER	OFFICE NOTE

Sl. No.	DATE	ORDER	OFFICE NOTE

