

IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C) No.29176 of 2022

M/S Green Energy Resources, Petitioner
Sambalpur, Odisha

Mr. Lalit Kumar Mohapatra, Adv.
-versus-

The Member Secretary, State Opposite Parties
Pollution Control Board,
Orissa, Bhubaneswar and Anr.

CORAM:
DR. JUSTICE S.K. PANIGRAHI

ORDER

29.11.2022

WP.(C) No.29176 of 2022

Order
No.

01. 1.This matter is taken up through hybrid arrangement.
2. Heard.
3. In this Writ Petition, the Petitioner challenges the judgment dated 23.08.2022 passed by the Appellate Authority, constituted under Water (Prevention & Control of Pollution) Act, 1974 and Air (Prevention & Control of Pollution) Act, 1981 in Appeal No.3W of 2019 and Appeal No.2A of 2019 wherein the Opposite Party No.1/ State Pollution Control Board has been directed to relook into its notified guidelines prescribing a limit of 200% of total Spent Plot Lining production for regulating the Consent to Establish primarily on the ground that

such direction was passed without providing an opportunity of hearing to the Petitioner who was intervenor then.

4. In such view of the matter, let notice be issued to the Opposite Parties through Registered Post with A.D./Speed Post. Postal requisites shall be filed within three working days hence.

5. List this matter on 22nd December, 2022.

(Dr. S.K. Panigrahi)
Judge

I.A. No.14978 of 2022

02. 1.This I.A. has been filed by the Petitioner to stay operation of the judgment dated 23.08.2022 passed by the Appellate Authority, constituted under Water (Prevention & Control of Pollution) Act, 1974 and Air (Prevention & Control of Pollution) Act, 1981 in Appeal No.3W of 2019 and Appeal No.2A of 2019.

2. Heard.

3. Considering the submissions and the averments made in the I.A., prayer is allowed. Accordingly, it is directed that operation of the judgment dated 23.08.2022 passed

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by the Appellate Authority, constituted under Water (Prevention & Control of Pollution) Act, 1974 and Air (Prevention & Control of Pollution) Act, 1981 in Appeal No.3W of 2019 and Appeal No.2A of 2019 shall remain stay till the next date.

4. Urgent certified copy of this order be granted on proper application.

B.Jhankar



(Dr. S.K. Panigrahi)
Judge