

Aster Mims, vs District Office, Kerala State Pollution Control Board,

Aster Mims, vs District Office, Kerala State Pollution Control Board,

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Court : Kerala Orders

Decided On : Mar-07-2024

Judge : Honourable Mr.Justice Murali Purushothaman

Appeal No. : WP(C)/1368/2024

Appellant : Aster Mims,

Respondent : District Office, Kerala State Pollution Control Board,

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE MURALI PURUSHOTHAMAN THURSDAY, THE 7TH DAY OF MARCH 2024 / 17TH PHALGUNA, 1945 PETITIONER/S: ASTER MIMS, MALABAR INSTITUTE OF MEDICAL SCIENCES LTD, CHEMBILODU, EDAKKAD, KANNUR,PIN - 670 621. REPRESENTED BY ITS AUTHORIZED REPRESENTATIVE, RAJESH A.V, LEGAL OFFICER COMPLIANCE. BY ADVS. B.G.HARINDRANATH AMITH KRISHNAN H. LEJO JOSEPH GEORGE SAIRA PUTHIYAPARAMPATH GOWRI DEV RESPONDENT/S:

1 DISTRICT OFFICE, KERALA STATE POLLUTION CONTROL BOARD, RUBCO HOUSE, 6TH FLOOR, SOUTH BAZAAR,

KANNUR,PIN - 670002, REPRESENTED BY THE ENVIRONMENTAL ENGINEER. 2 KERALA STATE POLLUTION CONTROL BOARD, PATTOM P O, THIRUVANANTHAPURAM, KERALA, PIN - 695004 REPRESENTED BY ITS MEMBER SECRETARY, SRI. T. NAVEEN, SC THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 07.03.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

In view of the not press memo filed by the petitioner, this writ petition is dismissed as not pressed, with liberty to the petitioner to approach the appropriate authority.

Sd/- MURALI PURUSHOTHAMAN JUDGE S.M.K. APPENDIX PETITIONERS EXHIBITS Exhibit P1 THE TRUE COPY OF CONSENT TO ESTABLISH ISSUED UNDER SECTION 25 OF WATER (PREVENTION AND CONTROL OF POLLUTION) ACT 1974, AND SECTION 21 OF AIR (PREVENTION AND CONTROL OF POLLUTION) ACT 1981 AS PER THE ORDER OF THE 2ND RESPONDENT ON 23.12.2015.

Exhibit P2 THE TRUE COPY OF CONSENT TO OPERATE WAS ISSUED AFTER DUE INSPECTION ON 07.01.2019 Exhibit P3 A TRUE COPY OF THE CONSENT TO ESTABLISH ISSUED BY THE 2ND RESPONDENT ON 07.07.2022 WHICH IS VALID UP TO 30.06.2027. Exhibit P4 A TRUE COPY OF THE ENVIRONMENT (PROTECTION) AMENDED RULES, 2017 Exhibit P5 THE TRUE COPY OF GENERAL STANDARDS STIPULATED IN SCHEDULE VI (RULE 33A), THE BOD LEVEL AGAIN IS 30 MG/L FOR INLAND SURFACE WATER. Exhibit P6 THE TRUE COPY OF REPORT DATED 11.02.2022 INDICATED A BOD LEVEL OF 24 MG/L Exhibit P7 THE TRUE COPY OF REPORT DATED 15.02.2022 INDICATED BOD LEVEL OF 10 MG/L. Exhibit P8 THE TRUE COPY OF THE ANALYSIS REPORT OF THE 1ST RESPONDENT DATED 04.02.2023 Exhibit P9 THE TRUE COPY OF THE ANALYSIS REPORT BY THE ENVIRONMENTAL ENGINEER INDICATED A BOD LEVEL OF 14 MG/L Exhibit P10 THE TRUE COPY OF THE ANALYSIS REPORT DATED 26.05.2023 BY THE ENVIRONMENTAL ENGINEER Exhibit P11 THE TRUE COPY OF SHOW CAUSE NOTICE ISSUED BY THE

REGIONAL OFFICE OF THE KERALA STATE POLLUTION CONTROL BOARD
AT CALICUT DATED Exhibit P12 THE TRUE COPY OF SHOW CAUSE NOTICE
ISSUED BY Exhibit P13 THE TRUE COPY OF REPLY NOTICE SENT BY THE
PETITIONER TO THE 12ST RESPONDENT DATED Exhibit P14 THE TRUE
COPY OF THE ANALYSIS REPORT DATED 29.07.2023

Exhibit P15 THE TRUE COPY OF THE REPORT DATED 16.08.2023Exhi

PETITIONER TO THE 1ST RESPONDENT DATED Exhibit P18 THE TRUE
COPY OF SHOW CAUSE NOTICE ISSUED BY Exhibit P19 THE TRUE COPY
OF DETAILED REPLY DATED 02.11.2023 BY THE PETITIONER Exhibit P20
THE TRUE COPY OF THE REPORT DATED 07.12.2023 SUBMITTED BY THE
DEPARTMENT OF CIVIL ENGINEERING, NIT CALICUT. Exhibit P21 THE TRUE
COPY OF THE ORDER DATED 08.12.2023 ISSUED BY THE 2ND
RESPONDENT Exhibit P22 A TRUE COPY OF THE ANALYSIS REPORT DATED
16.01.2023 Exhibit P23 TRUE COPY OF THE NOTICE DATED 13.07.2023

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