

APPELLATE AUTHORITY

CONSTITUTED UNDER WATER (P.C.P.) ACT, 1974 & AIR (P.C.P.) ACT, 1981
(FOREST, ENVIRONMENT & CLIMATE CHANGE DEPARTMENT, GOVERNMENT OF ODISHA)
TOSHALI BHAVAN, A/2 BLOCK, 2ND FLOOR, SATYA NAGAR, BHUBANESWAR -751007-Tel.-0674-2571163

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CAUSE LIST COURT ROOM

Date: 07.10.2023

07.10.2023 - AT 11.00 A.M. - 01.15 P.M. & 02.00.P.M. – 04.30 P.M.

HON'BLE DR. JUSTICE B. R. SARANGI, CHAIRMAN
DR. BASANTA KUMAR SAHU, MEMBER
DR. PRATAP KUMAR MOHANTY, MEMBER

APPEALS UNDER WATER (PCP) ACT, 1974 & AIR (PCP) ACT, 1981

FOR ORDER

SL. No.	Appeal No.	Parties	Advocates/Authorized person
1	5W /2023 with 5A/2023 (IA-7/2023 filed for 102days condonation of delay in filing appeal at vide Flag-2) Notice on condonation of delay issued to Resp. No.1 & 2 by Speed Post on 21.09.2023 (vide Flag-3) and received on 23.09.2023as per postal tracking report (vide Flag-4)	M/s Shree Ganesh Processors, Rourkela. Vs Member Secretary, SPCB Regional Officer, SPCB, Rourkela, Dist.- Sundargarh	Shri B. P. Tripathy, & Associates, Adv. Shri B. P. Pattajoshi, Legal Consultant, Shri S. K. Kuanar, Sr. Law Officer, Level-II,
2	2W/2023 with 2A/2023 (IA-3/2023 filed for condonation of delay in filing appeal at vide Flag-1) Objection on IA -3/2023 by the Respondents w.r.t order dt. 16.09.2023 not filed.	Central Government Welfare Housing Organization, through Md. Enamul Haque V/S Regional Officer, SPCB, Bhubaneswar Kendraiya Vihar Residents Welfare Association (KVDRWA) Kendriya Vihar Apartment Owners Association (KVAOA) Akshya Kumar Panda	Shri Anwesh Panigrahi, & Associates, Adv. Shri B. P. Pattajoshi, Legal Consultant, Shri S. K. Kuanar, Sr. Law Officer, Level-II, Mr. D.K Behera, Secretary (KVDRWA), (Authorized Person)
3.	4W/2023 with 4A/2023 IA No. 10 /2023, filed for deletion of name of Resp.No -3(vide Flag-2) Objection on IA -10/2023 by the Respondents w.r.t order dt. 16.09.2023 not filed	Shri Kshirod Chandra Parida & Others (Public) Vs Regional Officer, SPCB, Bhubaneswar Member Secretary, SPCB, Bhubaneswar Municipal Commissioner, Bhubaneswar M/s.Global Tiles, Bhubaneswar	Shri P.K Parida, & Associates Adv. Shri B. P. Pattajoshi, Legal Consultant, Shri S. K. Kuanar, Sr. Law Officer, Level-II,

FOR HEARING

4. 1W/2018
- M/S Hotel Blue Moon,
Represented Through it's
Proprietor, Ms. Nihar Nalini
Nayak.
- V/S
Chairman, SPCB
Regional Officer, SPCB,
Bhubaneswar
- Shri Jyoti Prakash Mishra,
Adv.
- Sri B.P Pattajoshi, Legal
Consultant, Shri S.K Kuanar,
Sr. Law Officer, Level-II,
5. 4A/2021
- (Amendment of Appeal
Memo filed on 19.08.2023.
Copy served on Rsps to file
objection.)
- ObjECTION by the
Respondents w.r.t order
dt. 16.09.2023 not filed
- Sri Sarbeswar Beura (Public)
- V/S
Regional Officer, SPCB,
Kalinga Nagar, Jajpur
- Sri Rajesh Agrawal, Managing
Director, M/s ARSS, Pvt. Ltd
- Shri P. R. Mishra, &
Associates, Adv.
- Sri B. P. Pattajoshi, Legal
Consultant, Shri S. K. Kuanar,
Sr. Law Officer, Level-II,
- Sri B.K Sasmal & Associates
6. 1W/2022 with 2A/2022
(Interim Order passed on
29.09.2022)
- (Written note of submission
along with copy of writ
petition and order dt.
26.06.2023 of Hon'ble High
Court passed in W.P(C)
No.12845 of 2023 filed by
SPCB at Flag-1.)
- (Objection on behalf of
Respondent No-2 filed, vide
Flag -2)
- M/S Srikrishna Estate &
Construction Pvt. Ltd.
- V/S
Member Secretary, SPCB
- Member Secretary, SEIAA,
Odisha, Bhubaneswar
- Regional Officer, SPCB,
Bhubaneswar
- Shri B. P. Tripathy &
Associates, Adv.
- Sri B. P. Pattajoshi, Legal
Consultant, Shri S. K. Kuanar,
Sr. Law Officer, Level-II,
Sri S. K. Mishra & Associate,
Adv. (For Rsp.No-2)
7. 1W/2023 with 1A/2023
- (IA-2/2023 for interim stay
on impugned order at Flag-2)
- Written Statement filed by
Resp. No.2 at Flag-3
- Objection filed by Resp.
No.1 at Flag-4 (copy served)
- Shri Rajendra Kumar
Panda, (Public)
- V/S
M/S Bijay Laxmi Rice Mill
- Regional Officer, SPCB,
Berhampur
- Block Development Officer,
Surada, Ganjam
- Collector, Ganjam
- Shri B. P. Tripathy, &
Associates, Adv.
- Mr. Parsuram Mohapatra &
Associates, Adv.
- Shri B. P. Pattajoshi, Legal
Consultant, Shri S. K. Kuanar,
Sr. Law Officer, Level-II,

8. 6W/2023
(Appeal filed with reference to order dated 26.06.2023 of Hon'ble High Court passed in W.P.(C) No-13157 of 2016, at Flag-2)

Written statement filed by the Resp.No. 1&2 at Flag-3
(Notice issued to Resp. No.1& 2 by hand and Resp.No.3 received notice through Speed Post on 28.08.2023)
W.r.t order dt. 16.09.2023, Postal tracking report of the Postal Authority placed at Flag-4
- M/s Hotel Sea Pearl, Gopalpur, Ganjam

Vs
Member Secretary, SPCB
Regional Officer, SPCB, Berhampur, Ganjam,
Secretary, Forest and Environment Department, Government of Odisha
- Shri Sangramjeet Senapati, Adv.

Shri B. P. Pattajoshi, Legal Consultant, Shri S. K. Kuanar, Sr. Law Officer, Level-II,
9. 7W/2023 with 6A/ 2023
(Appeal filed with reference to order dated 26.06.2023 of Hon'ble High Court passed in W.P.(C) No-12969 of 2016, at Flag-2)

Interim order passed by Hon'ble High Court continued till the date w.r.t order dated 16.09.2023.

(Notice issued to Resp. No.1& 2 by hand and Resp.No.3 received notice through Speed Post on 28.08.2023)

W.r.t order dt. 16.09.2023
Postal Tracking report of the Postal Authority placed at Flag-4.

Written Statement Filed by Resp No. 1 &2 at Flag-3
- M/s Hotel Blue Lagoon, Cuttack

Vs
Member Secretary, SPCB
Regional Officer, SPCB, Cuttack
Secretary, Forest and Environment Department, Government of Odisha
- Shri Sangramjeet Senapati, Adv.

Shri B. P. Pattajoshi, Legal Consultant, Shri S. K. Kuanar, Sr. Law Officer, Level-II,
10. 7A/2023
(Appeal filed with reference to order dated 26.06.2023 of Hon'ble High Court passed in W.P.(C) No-2536 of 2021, at Flag-3)

Reply on behalf of the Resp.No.5 , w.r.t order dated 16.09.2023 not filed.
- Narottam Guru, Proprietor, M/s Kaliasandha Stone Crusher

Vs
Principal Secretary, Forest , Environment & Climate Change Department, Government of Odisha
Member Secretary, SPCB
Regional Officer, SPCB, Berhampur.
Collector & District Magistrate, Nayagarh
Tahasildar, Ranpur, Nayagarh Sarbeswar Behura (Public)
- Shri Nirvaya Kumar Samantaray & Associates, Adv.

Shri B. P. Pattajoshi, Legal Consultant, Shri S. K. Kuanar, Sr. Law Officer, Level-II,

11. 8A/2023

Basanti Pradhan,
Proprietor, M/s Trahi Achyuta
Chimini

Shri Ambuja Bandhu Parida,
& Associates, Adv.

Vs

Letter with documents filed
by Resp.No.5 on 16.09.2023
at Flag-4

The Additional Chief Secretary,
Forest & Environment
Department, Government of
Odisha

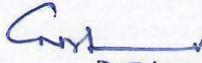
Written Statement filed by
Resp. No. 2 &4 at Flag-5

Member Secretary, SPCB
Collector, Balasore,
Regional Officer, SPCB,
Balasore

Shri B. P. Pattajoshi, Legal
Consultant, Shri S. K. Kuanar,
Sr. Law Officer, Level-II,

District, Agriculture Officer,
Soro, Balasore

Tahasildar , Soro, Balasore


27/09/2023
Designated Officer