

APPEAL No.4W OF 2008

2. 01.11.2008 Pursuant to the order dated 6.9.2008, the respondent-Board has filed inspection report and the analysis report in respect of the appellant unit along with a memo. dated 27.10.2008, copy of which is served today on Shri P. K. Routray, learned counsel for the appellant unit.

Perused the aforesaid inspection report and the analysis report and heard learned counsel for the appellant and Shri B. P. Pattajoshi, learned Law Officer appearing for the Board.

The analysis report filed by the Board indicates that the Suspended Particulate Matter concentration (S.P.M.) level at the roof of the house of one Champeswar Agrawal is 114 ug/m³ while that of Dr.Chintamani Meher is 121 ug/m³ as against the prescribed standard of 200 ug/m³ on 8.7.2008 the level was higher. This shows that the S.P.M. level is below or marginally higher than the prescribed standard. That apart, according to the Board, the appellant industry is situated about 40 meters away from the State High Way No.10 and the S.P.M. level on account of plying of motor vehicles has not been taken separately from the industrial emission. The recent inspection in terms of the direction of this Authority dated 6.9.2008 has been done when the industry was not in operation. We required the BOD, COD and SPM value generated by the appellant industry alone at the time of its operation. In order to ascertain the aforesaid data, we direct the Board to allow the appellant industry, which is a Parboiled Rice Mill, to run for a period of one month or so during its operation the Board shall take the quantitative data on BOD, COD and SPM value and place the same before this Authority. The Board is also directed to submit the details of the SPM value generated due to plying of motor vehicles on the High Way when the industry is not running as well as after running of the industry.

Place this matter after the report is filed by the Board, as directed above.

Let a copy of the order be handed over to the learned Law Officer for compliance.

.....Sd/-.....
Justice B. P. Das, Chairman

.....Sd/-.....
Prof. M.C. Dash, Member

.....Sd/-.....
S.M Pattanaik, Member