

**APPEAL NO. 1W OF 2010**

8. 26.02.2011 Heard Shri B. C. Sarangi, learned counsel for the appellant, and Shri Pattajoshi, learned Law Officer for the respondent-Board.

Perused the written submission filed by the appellant so also the inspection report of the Board filed along with a memo.

In the written submission it is indicated that the appellant has already dismantled the entire par-boiling section as a result of which the plant has become an automatic raw rice mill, the fact of which is also confirmed by the Board, as would appear from the inspection report enclosed to the memo., wherein it is indicated that the par-boiling unit has been dismantled and the soaking has been removed and demolition of the mechanical structure for soaking and par-boiling section was under progress. It is further indicated therein that the steam pipe line connected to par-boiled section has been removed but the boiler and stack of the par-boiling section were still in their respective position.

Learned counsel for the appellant submits that the boiler and stack of the par-boiling section could not be removed because of the reason that they do not have the power supply for which they are unable to carry out the work as indicated above. Accordingly, prayer is made to restore power supply only to undertake the aforesaid dismantling process and for erection and establishment of the new unit, i.e. raw rice mill.

Considering the aforesaid submission, we direct the concerned authorities to restore power supply to the unit for the aforesaid purpose only within seven days from today. After dismantling and removal of boiler and stack of the par-boiling section, the owner of the unit shall inform the Board regarding dismantling and removal of the boiler and the stack within seven days thereafter. After aforesaid information is given to the Board, the R.O concerned shall make inspection of the unit within seven days after the receipt of such information and if the report of inspection is received and after all requirements required for consent are fulfilled, it will be open to the R.O. ./ Board to process the consent and, we feel, there would be no difficulty for the appellant unit conforming to all the parameters of the Water and Air Acts. The entire exercise shall be completed by 26.3.2011 and compliance shall be submitted by the Board to this Authority.

Put up this appeal on 26.3.2011.

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

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

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

