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BEFORE HON'BLE HIGH COURT OF CHHATTISGARH
AT BILASPUR

Single Bench

Cri. M.P. No. 130/2009

**APPLICANT/
ACCUSED**

Anil Kumar Garg, (General Manager
present) SECL Bhatgaon Area, Post
Bhatgaon Colliery, P.S. Pratappur,
Distt. Surguja (CG)

P.R. No. 11431
Presented by Shri. A. K. Garg
Dated 05/12/09

VERSUS

**NON-APPLICANT/
COMPLAINANT**

Regional Officer, C.G. Environment
Protection Board, Bajrang Bhawan,
Namna Kala, Ring Road, Ambikapur

**PETITION UNDER SECTION 482 OF THE CRIMINAL
PROCEDURE CODE**



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HIGH COURT OF CHHATTISGARH AT BILASPUR

Cr.M.P.No.130 of 2009

Applicant
Accused

Anil Kumar Garg

Versus

Non-applicant
Complainant

Regional Officer, C.G. Environment
Protection Board

(Petition under Section 482 of the Cr.P.C.)

Dr.N.K.Shukla, Senior Advocate with Mr.Sangharsh Pandey, counsel
for the applicant.

Mr.R.S.Marhas, counsel for the non-applicant.

(SB: Hon'ble Mr. T.P. Sharma, J.)

ORDER
(30-3-2012)

1. By this petition under Section 482 of the Code of Criminal Procedure the applicant has challenged legality and propriety of the order dated 20.1.2009 passed by the Second Additional Sessions Judge (F.T.C.), Surajpur, in Criminal Revision No.154/2008 and the order dated 26.7.2008 passed by the Additional Chief Judicial Magistrate, Surajpur, in Criminal Complaint Case No.348/2008, whereby the trial Court has taken cognizance for the offence punishable under Section 15 of the Environment Protection Act, 1986 against the petitioner.
2. I have heard learned counsel for the parties, perused the order impugned, copy of the complaint, order of the trial Court and other documents filed on behalf of the petitioner.
3. At this stage, it would not be proper to investigate or inquire into the matter. The present applicant is at liberty to raise all the grounds before the trial Court in terms of Section 245(1) of the Code of Criminal Procedure.
4. With the aforesaid observation, the petition stands disposed of.

Sd/-
T.P. Sharma
Judge