

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

MONDAY, THE 29TH DAY OF FEBRUARY 2016/10TH PHALGUNA, 1937

WP(C).No. 7161 of 2016 (u)

PETITIONER :

**THE MANIKYAPURAM AYYAPA BAKTHA SANGAM
REP. BY IT'S PRESIDENT ANGADIPURAM, MALAPPURAM.**

BY ADV. SRI.NIRMAL S.

RESPONDENT(S) :

- 1. KERALA STATE POLLUTION CONTROL BOARD
REP. BY ITS MEMBER SECRETARY, PATTOM P.O.
THIRUVANANTHAPURAM-695 004.**
- 2. THE ENVIRONMENTAL ENGINEER
KERALA STATE POLLUTION CONTROL BOARD, DISTRICT OFFICE
19/269 A, PERINTHALMANNA ROAD, UP HILL P.O.
MALAPPURAM-676 505.**

R1 & R2 BY ADV. SRI. M.AJAY, SC

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 29-02-2016, ALONG WITH WP(C). NO. 36124/2015, THE COURT ON THE
SAME DAY DELIVERED THE FOLLOWING:**

Mn

...2/-

WP(C).No. 7161 of 2016 (u)

APPENDIX

PETITIONERS' EXHIBITS :

**EXT. P1- TRUE COPY OF THE APPLICATION FOR CONSENT TO OPERATE THE
SEWAGE TREATMENT PLANT.**

**EXT. P2- TRUE COPY OF THE RECEIPT ISSUED ACKNOWLEDGING THE
RECEIPT OF REGISTRATION APPLICATION DATED 23.09.2015.**

EXT. P3- TRUE COPY OF THE LETTER DATED 19.11.2015.

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

A.MUHAMED MUSTAQUE, J.

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W.P.(C).No. 36124 of 2015

&

W.P.(C).No. 7161 of 2016

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Dated this the 29th day of February, 2016

J U D G M E N T

The writ petition No.36124/15 is filed challenging unauthorized operation of waste treatment plant by the writ petitioner in W.P.(C) No.7161 of 2016 (Operator). Admittedly, the operator did not have consent from the Pollution Control Board. The operator filed the writ petition seeking a direction to the Pollution Control Board to consider their application for consent. In view of the above, the following directions are issued:

i. The operator's consent shall be considered by the Pollution Control Board within a period of one month from the date of receipt of the copy of this judgment.

ii. Till a Pollution Control Board takes a decision, the interim order passed in W.P(C) No.36124/ 15 will continue.

The writ petitions are disposed of, as above. sd/-

sab

A.MUHAMED MUSTAQUE, JUDGE

