

WPMS No.468 of 2016

Hon'ble U. C. Dhyani, J.

Mr. Deepak Kumar Bisht, Advocate present for the petitioner.

Mr. P. C. Bisht, Standing Counsel present for the State of Uttarakhand/respondent no.1.

Mr. Anurag Bisaria, Advocate present for respondent nos.2 & 3.

Mr. Bhupendra Bisht, Advocate holding brief of Mr. D. S. Patni, Advocate present for respondent no.4.

By way of present writ petition, the petitioner seeks to issue a writ, order or direction in the nature of certiorari quashing the impugned notice/order dated 06.02.2016, Ref.UEPPCB/HO/Gen-183/110(SPI)/2016/8998-1704 issued by respondent no.2 directing the petitioner to close down the unit/manufacturing process with immediate effect and also directing the UPCL to discontinue the power supply of the unit.

Learned counsel for the petitioner submits that the controversy involved in the present matter is squarely covered by the judgment rendered by this Court in **Writ Petition (M/S) No.223 of 2016**, titled as **Ferretero India Pvt. Ltd. vs. Uttarakhand Environment Protection & Pollution Control Board** on 03.02.2016.

Learned counsel for the respondents fairly conceded the aforesaid fact.

After hearing learned for the parties and after perusal of the documents on record, this Court is of the opinion that the present writ petition should meet the same fate, as was met by **Writ Petition (M/S) No.223 of 2016**, titled as **Ferretero India Pvt. Ltd. vs. Uttarakhand Environment Protection & Pollution Control Board**.

As a consequence thereof, present writ petition is disposed of in terms of the aforesaid judgment. The petitioner is directed to make a

representation to the respondent Board within a week alongwith a copy of this order. The respondent Board is directed to decide the representation of the petitioner and reconsider the case of the petitioner, by a reasoned and speaking order, in accordance with law within a period of two weeks from the date of submission of representation alongwith a copy of this order.

The notice under challenge shall be kept in abeyance till the representation of the petitioner is decided.

Let a certified copy of this order be supplied to the petitioner today itself hours, on payment of usual charges.

(U. C. Dhyani, J.)

Dated 29.02.2016

Rawat