



procedure. Serious consequences flow from the inspections conducted by the Officers of the Central and State Pollution Control Board in furtherance to exercise of their statutory powers. Even collection of a sample and its analysis is statutorily prescribed. Nothing appears to have been adhered to as already indicated. Serious consequences in law flow either ways from these Reports. If they are prepared in a manner that would unduly favour the industrialists of the area and the unit holders, then it could result in serious environmental issues and pollution. If they are incorrectly prepared to the disadvantage of the industry or a unit, then it can even lead to closure of industry i.e. a civil death. These being dimensions of the legal consequences that flow from the exercise of discretion and power under the provisions of the environmental laws by the Officers of the Board, the Tribunal has to deal with it objectively but has also to ensure that the procedure prescribed by law is followed to avoid any undue prejudice to either party to the lis. Having perused the record, we consider it necessary to record the statement of the Officers of the Board. Let the statement of the concerned officer be recorded.

Statements of the witnesses - Dr. B.M.S. Reddy, Senior Environmental Engineer, Mr. Sunil Kumar, Environmental Engineer and Ms. Rafat Sanovar D/o. Mr. Suhel Akhtar - have been recorded. The time is now long over. Let them to appear before the Tribunal for recording further statement on 9<sup>th</sup> April, 2015 after lunch.

.....,CP  
(Swatanter Kumar)

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