

**BEFORE THE NATIONAL GREEN TRIBUNAL  
PRINCIPAL BENCH, NEW DELHI**

(By Video Conferencing)

Original Application No. 803/2019

Moti & Ors.

Applicant(s)

Versus

State of Rajasthan

Respondent(s)

Date of hearing: 23.07.2020

**CORAM: HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON  
HON'BLE MR. JUSTICE S. P. WANGDI, JUDICIAL MEMBER  
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

**ORDER**

1. A report was sought from Rajasthan State PCB and the District Magistrate, Bharatpur with reference to the allegation of illegal operation of about 25 stone crushers in Village Aipur Kalahar Ghatri, Tehsil Bhusawar, District Bharatpur, Rajasthan.

2. Accordingly, the State PCB has filed its report on 21.07.2020 *inter-alia* as follows:-

*“3. That during the course of inspection out of the total 21 stone crusher, 01 was found closed, remaining 20 were in operational position, but non operational due to maintenance work. Out of the remaining 20 operational stone crushers, **inadequate pollution control measures were found in 09 stone crushers, therefore, these 09 stone crushers were directed to not to operate** without having adequate pollution control measures. All the stone crushers are having valid consent to operate from RSPCB. The photo copy of the joint inspection report dated 12.03.2020 having details of distance of each stone crusher from the nearby villages and consent to operate status is annexed herewith and marked as Annexure-R/ 1.*

4. *That on the basis of joint inspection report, the State Board had issued show cause notices on 15.03.2020 to all the 09 defaulting stone crushers. The photo copy of the show cause notices dated 15.03.2020 are annexed herewith and marked as Annexure-R/2 (Collectively).*

5. *That the defaulting stone crushers were again inspected on 15.07.2020; all the crushers were found non-operational during the course of inspection. The photo copy of the inspection dated 15.07.2020 is annexed herewith and marked as Annexure-R/3.”*

3. In view of the above, the State PCB may not allow the non-compliant units to function till compliance and compensation for the past violation be assessed and recovered, following due process of law.

The application is disposed of.

A copy of this order be sent to the State PCB by email.

Adarsh Kumar Goel, CP

S. P. Wangdi, JM

Dr. Nagin Nanda, EM

July 23, 2020  
Original Application No. 803/2019  
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