

CRM-M-20317 of 2009

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-20317 of 2009
Date of Decision: 11.04.2019

Ravinder Kumar

...Petitioner

Versus

Union of India and others

....Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present:- Ms. Salina Chalana, Advocate, for the petitioner.
Ms. Amrita Nagpal, Advocate,
for Mr. Lokesh Sinhal, Advocate, for HSPCB

RAMENDRA JAIN, J. (ORAL)

Through instant petition under Section 482 Cr.P.C. prayer has been made for quashing complaint No.36 dated 22.04.2009 (Annexure P-1) titled as “Union of India through Haryana State Pollution Control Board v. M/s Rangoli Buildtech Pvt. Ltd. and another” filed by respondent No.2 under Section 15 of the Environment Protection Act, 1986 read with Rule 5 (VII) of the Environment Protection Rules and summoning order dated 20.06.2009 (Annexure P-5) along with all subsequent proceedings arising therefrom.

Learned counsel *inter alia* contends that impugned complaint could not have been filed against the petitioners by the respondents in view of grant of “No Objection Certificate” (Annexure P-11) issued by the Chairman, Haryana State Pollution Control Board, Panchkula, much prior to filing of complaint.

Learned counsel for the respondent has not been able to refute

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above submission.

Heard.

In view of above, impugned complaint No.36 dated 22.04.2009 (Annexure P-1) along with all subsequent proceedings arising therefrom is quashed.

Disposed of.

April 11, 2019
R.S.

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned	Yes/No
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Whether Reportable	Yes/No
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