

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-41737-2019 (O&M)
Date of Order: 16.10.2019

Raj Rewal

..Petitioner

Versus

Haryana State Pollution Control Board

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. R.S.Rai, Sr. Advocate, with
Mr. Gauam Dutt, Advocate
for the petitioner.

Mr. Lokesh Sinhal, Advocate
for the respondent.

ANIL KSHETARPAL, J(Oral)

Present petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of complaint No.133 dated 28.05.2014, registered under Section 15 of the Environment Protection Act, 1986, pending before Special Environment Court, Faridabad and all subsequent proceedings arising therefrom.

Allegations in the complaint are that M/s Ansal Housing and Construction Limited had developed an area in violation of notification issued under the Environment Protection Act, 1986 and the Rules framed thereunder.

It is undisputed that the criminal prosecution launched against the developer i.e. M/s Ansal Housing and Construction Limited has remained unsuccessful and the developers and other Directors have been discharged vide judgment dated 21.01.2019, Annexure P-7.

Petitioner has purchased from the aforesaid developer i.e. M/s Ansal Housing and Construction Limited. Certain petitions filed by purchasers have been allowed by this Court with respect to adjoining projects.

Learned counsel appearing for the respondent submits that the case of the petitioner is covered by the order passed by this Court on 17.09.2019 in CRM-M-35388-2019.

In view of the consensus arrived at, this petition is also allowed. Complaint No.133 dated 28.05.2014, registered under Section 15 of the Environment Protection Act, 1986, pending before Special Environment Court, Faridabad and all subsequent proceedings arising therefrom are quashed.

October 16, 2019
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No