

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4850 of 2017

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Shiv Shankar Yadav Son of Late Ram Krishna Yadav, resident of Gram/P.O.-
Tarwana, P.S.- Jamalpur, District- Darbhanga.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Govt. of Bihar, Patna
2. The Collector, Darbhanga.
3. The District Mining Officer, Darbhanga.
4. Anchal Adhikari, Kiratpur Darbhanga.
5. Sushila Devi, wife of Ramswaroop Yadav @ Munshilal Yadav, Resident of
Tarwana, P.S.- Jamalpur, District- Darbhanga.
6. Brick Kiln, G.L.Y. Village- Tarwana, P.S. Jamaklpur, District- Darbhanga
7. Secretary, Bihar State Pollution Control Board, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr.Girish Chandra Jha, Advocate
For the Respondent/s	:	Mr.Ajay-GA5
For Pollution Control Board:		Mr. Shivendra Kishore, Sr. Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

11 02-03-2020 Heard learned counsel for the petitioner and learned
counsel for the respondents.

Petitioner has prayed for the following relief:-

“For issuance of appropriate writ or writs, direction or
directions commanding the respondents for removal
of brick kiln or cancellation of license of brick kiln as
the Brick Kiln is situated just behind the Nationalized
High School Tarwana, District- Darbhanga causing air
pollution and inconvenience to general people and
causing annoyance to the students of the said school.”



From the affidavit dated 02.03.2020, sworn by Shri Shambhu Nath Jha, Assistant Environmental Engineer, Bihar State Pollution Control Board, it is seen that now the unit i.e. brick-kiln stands directed to be closed in terms of order dated 27th of February, 2020 passed by the Chairman, Bihar State Pollution Control Board [Annexure-R-7/F].

As such, the present petition is disposed off clarifying that such unit shall be allowed to be opened strictly in accordance with law.

(Sanjay Karol, CJ)

(S. Kumar, J)

Rajeev Kumar/-

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