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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 659/2020

M/S SATYAM PLASTIC

..... Petitioner

Through: Mr.Amit Chadha, Mr.Atin Chadha,
Mr.Aditya Upadhyav, Ms.Ritu Parn,
Ms.Munisha Chadha,
Mr.R.C.S.Bhadoria and Mr.Aman
Dhaiya, Advs.

versus

GOVERNMENT OF N.C.T. OF DELHI AND ORS. Respondents

Through: Ms.Warisha Farasat and Ms.Hafsa
Khan, Advs. for R-1 and 3.
Mr.Birja Mahapatra and Mr.Sumit
Mishra, Advs. for R-2/DPCC

CORAM:

HON'BLE MR. JUSTICE NAVIN CHAWLA

ORDER

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17.01.2020

CM No.1859/2020 (Exemption)

Allowed, subject to all just exceptions.

W.P.(C) 659/2020 & CM No.1858/2020

1. The petition challenges the order dated 14.06.2019, passed by the respondent no.2, *inter-alia* directing the closure of the unit of the petitioner as also levying Environmental Compensation of Rs.10,00,000/- on the petitioner.
2. Learned counsel for the petitioner submits that the Impugned Order has been passed without issuing any Show Cause Notice to the petitioner or granting an opportunity of hearing to the petitioner. This is not disputed by

the learned counsel for the respondent nos.1 and 2.

3. In view of the submissions, the Impugned Order, insofar as it levies Environmental Compensation of Rs.10,00,000/- on the petitioner, is set aside. The respondent no.2 shall consider the contents of the present petition as a representation to the respondent no.2 against levy of Environmental Compensation and decide the same after granting an opportunity of hearing to the petitioner and pass a speaking order thereon. Such order, if adverse to the petitioner, shall not be implemented for a period of two weeks for the petitioner to avail its legal remedy against the same.

4. The present petition is disposed of with the above direction. There shall be no order as to cost.

Dasti.

NAVIN CHAWLA, J

JANUARY 17, 2020/Arya