

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

CWP-11770-2021 (O&M)
Date of decision:- 06.07.2021

M/s Ramal Dyeing

...Petitioner (s)

Versus

Punjab Pollution Control Board, Patiala and others

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE RAVI SHANKER JHA, CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Kanwalvir Singh Kang, Advocate,
for the petitioner.

Ms. Lavanya Paul, Assistant Advocate General, Punjab.

(The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual Court)

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RAVI SHANKER JHA, C.J. (ORAL)

When confronted with the fact that the impugned order dated 08.06.2021 (Annexure P-5) passed under the provisions of the Water (Prevention and Control of Pollution) Act, 1974 is appealable, learned counsel for the petitioner submits that though it is willing to file an appeal, however, it was constrained to file the petition as the appellate authority is not taking up the matter for hearing inspite of filing appeals.

Ms. Lavanya Paul, learned Assistant Advocate General, Punjab on instructions submits that in case the petitioner files an appeal, the appellate authority shall take up the matter for hearing latest within four weeks from today.

In the circumstances and in view of the statement of learned State counsel, the petition is disposed of granting liberty to the petitioner to file an appeal before the appellate authority with a further direction that as undertaken, the appellate-authority shall take up the same for the first hearing as early as possible preferably within a period stated by learned State counsel before this Court. It is made clear that this Court has not expressed any opinion on the merits of the case and, therefore, the authorities would be at liberty to examine the matter keeping all facts and facets into consideration and thereafter accept or reject the same in accordance with law.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

06.07.2021

Amodh

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No