IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE MOHAMMED NIAS C.P.

MONDAY, THE 22ND DAY OF JULY 2024 / 31ST ASHADHA, 1946

WP(C) NO. 12243 OF 2024

PETITIONER:

M/S ALLIANCE MARINE PRODUCTS,
INDUSTRIAL DEVELOPMENT AREA, EDAYAR,
MUPPATHADAM.P.O, ERNAKULAM - 683502,
REPRESENTED BY ITS MANAGING PARTNER -
ABDUL LATHEEF K.K., 52 YEARS, S/O KOCHUNNI,
RESIDING AT KULANGARA THOTTATHIL HOUSE,
SOUTH VELLARAPPILLY.P.O, SREEMOOLANAGARAM,
ERNAKULAM, PIN - 683580

BY ADVS.
V.M.KRISHNAKUMAR
P.R.REENA

RESPONDENTS:

1 **KERALA STATE POLLUTION CONTROL BOARD,**
REPRESENTED BY ITS CHAIRMAN, PLAMOODU, PATTOM P.O.,
THIRUVANANTHAPURAM, KERALA, PIN - 695001

2 **THE ENVIRONMENTAL ENGINEER,**
KERALA STATE POLLUTION CONTROL BOARD,
ENVIRONMENTAL SURVEILLANCE CENTRE, ELOOR,
UDYOGMANDAL P.O., ERNAKULAM, PIN - 683501

BY ADVS.
SRI. T.NAVEEN SC, KERALA STATE POLLUTION CONTROL BOARD,
P.SATHISAN
JAVED HAIDER
ABHIRAM SUNISH
BIJU P.PAUL
SHIBU B.S

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 22.07.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

MOHAMMED NIAS C.P., J.

WP(C)No.12243 of 2024

Dated this the 22nd day of July, 2024

JUDGMENT

In view of the subsequent developments and the petitioner filing WP(C)No.18794/2024, this writ petition has become unnecessary and the same is accordingly closed, without prejudice to the right of the petitioner to raise all the contentions in WP(C)No.18974/2024.

Sd/-

MOHAMMED NIAS C.P.

JUDGE

dlk/22.7.2024

APPENDIX OF WP(C) 12243/2024

PETITIONER'S EXHIBITS

EXHIBIT P1	**TRUE COPY OF THE CONSENT TO OPERATE/AUTHORIZATION/REGISTRATION ISSUED BY THE KERALA STATE POLLUTION CONTROL BOARD DATED 17.08.2021 TO M/S ALLIANCE MARINE PRODUCTS**
EXHIBIT P2	**TRUE COPY OF THE INTEGRATED CONSENT TO OPERATE - RENEWAL NO.KSPCB/ESC/ICO/1003234/2023 DATED 07.09.2023**
EXHIBIT P3	**TRUE COPY OF THE RESPONSE TO RTI APPLICATION RECEIVED FROM THE 1ST RESPONDENT BOARD, PROVIDING THE DETAILS OF CONCENTRATION OF THE MAIN PARAMETERS - I.E., SULPHUR DIOXIDE, NITROGEN DIOXIDE AND PARTICULATE MATTERS AS A 24-HOUR AVERAGE DATED 29.11.2023**
EXHIBIT P4	**TRUE COPY OF THE RESPONSE PROVIDED BY THE PUBLIC INFORMATION OFFICER DATED 29.11.2023 DETAILING THE INFORMATION OF AIR QUALITY AND CONCENTRATION OF THE AFORESAID PARAMETERS IN THE EDAYAR AREA FROM THE MONTH OF MARCH, 2023 TO NOVEMBER, 2023**
EXHIBIT P5	**TRUE COPY OF THE RESPONSE TO THE RTI APPLICATION DATED 12.12.2023 BY THE INFORMATION OFFICER, DETAILING THE AIR QUALITY LEVELS FROM THE MONTH OF MARCH, 2023 TO DECEMBER, 2023**
EXHIBIT P6	**TRUE COPY OF LETTER DATED 22.09.2023 FILED BY THE PETITIONER BEFORE THE ENVIRONMENTAL ENGINEER**
EXHIBIT P7	**TRUE COPY OF THE LETTER ISSUED BY THE CHIEF ENVIRONMENTAL ENGINEER TO THE**

	PETITIONER DATED 15.12.2023
EXHIBIT P8	**TRUE COPY OF LETTER DATED 05.02.2024 FILED BY THE PETITIONER BEFORE THE ENVIRONMENTAL ENGINEER DETAILING THE STEPS TAKEN PURSUANT TO EXT.P7**
EXHIBIT P9	**TRUE COPY OF THE LETTER ISSUED BY THE 1ST RESPONDENT TO THE PETITIONER DATED 20.02.2024 ISSUED BY THE POLLUTION CONTROL BOARD TO THE PETITIONER**
EXHIBIT P10	**TRUE COPY OF THE RESPONSE DATED 27.02.2024 TO THE SHOW CAUSE NOTICE ISSUED BY THE 2ND RESPONDENT TO THE PETITIONER ESTABLISHMENT**
EXHIBIT P11	**TRUE COPY OF THE NOTICE ISSUED BY THE POLLUTION CONTROL BOARD TO THE PETITIONER DATED 06.03.2024**
EXHIBIT P12	**TRUE COPY OF THE NOTICE DATED 15.03.2024 ISSUED BY THE POLLUTION CONTROL BOARD**

RESPONDENT EXHIBITS

EXHIBIT R1(A)	**TRUE COPY OF THE INSPECTION NOTES PREPARED BY THE INSPECTING OFFICER ON 30-1-2024 AND 2-2-2024.**

RESPONDENTS EXHIBITS

EXHIBIT R3(A)	**TRUE COPY OF THE NOTICE ISSUED BY PCB DATED 15.09.2023**
EXHIBIT R3(B)	**TRUE COPY OF THE RELEVANT EXTRACT OF THE WRIT PETITION FILED BY PETITIONERS HEREIN NUMBERED AS WP(C).NO.36960 OF 2023 BEFORE THIS HONOURABLE COURT**
EXHIBIT R3(C)	**TRUE COPY OF THE RELEVANT EXTRACT OF THE COMMISSION REPORT DATED 20.11.2023**

IN I.A.NO.3/2023 IN O.S.NO.547/2023 BEFORE THE HON'BLE MUNSIFF COURT, PARAVOOR