

Q-395570  
13/9/21

Registered Post / Dasti Notice

Original Application No.62/2021(CZ)

D.No. /F.S./2021/182

Bhopal, Date : 23/08/2021

**THE NATIONAL GREEN TRIBUNAL, SITTING AT BHOPAL**

[SEE RULE 15]

**Applicant(s)**  
Gajendra Sankhala

Vs

**Respondent(s)**  
State of Madhya Pradesh & Ors.

To,

M.P. State Pollution Control Board,  
Through Member Secretary,  
E-5 Arera Colony, Paryavaran Parisar,  
Bhopal, Madhya Pradesh - 462016

R-2

**NOTICE AFTER ADMISSION**

Whereas an application filed by the above named applicant(s)/appellant(s) under section 18(1) read with 14, 15, 16 and 17 of the National Green Tribunal Act, 2010 as in the copy annexed hereunto has been registered and upon preliminary hearing the Tribunal has admitted the application.

Notice is hereby given to you to appear before this Tribunal in person or through legal practitioner in this matter on 07.10.2021 at 10.30 AM ; and further you are hereby directed to file reply along with supporting documents, if any, before the said date.

Take notice that, in default, the said application/appeal will be heard and determined in your absence.

Given under my hand and the seal of the Tribunal, this the 23.08.2021

Notice + Petition Copy.



By the order of the Tribunal

(Nimish Raja)

Dy. Registrar

Central Zonal Bench, Bhopal

*[Handwritten signatures and initials]*  
13/8

(5)

**BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL,**  
**CENTRAL ZONAL BENCH, BHOPAL (M.P.)**

**IN THE MATTER OF ORIGINAL APPLICATION NO.**

APPLICANT : GAJENDRA SANKHALA  
VERSUS  
RESPONDENTS : THE STATE OF MADHYA PRADESH AND  
ORS.

**SYNOPSIS**

The present original application is filed seeking directions to restrain Sunfluence Labs (respondent no.5) from opening an illegal Common Bio-medical Waste Treatment Facility at Ujjain district.

The rationale behind filling the instant Original Application is, that the Project Feasibility Report by Sunfluence Labs (R-5) has been submitted to State Level Expert Appraisal Committee (R-6) and have thereby received TOR. Whereas the said application should have been rejected at the first instance as the area for opening of facility, already has two facilities just 22 kms and 65 kms away.

It is well known that the Bio-Medical Waste Management Rules, 2016 restricts occupier for establishment of on-site or captive bio-medical waste treatment and disposal facility, if a service of common bio-medical waste treatment facility is available within a distance of seventy-five kilometer.

14)

Moreover the proposed establishment is surrounded by farmers land and therefore the present original application is being failed as it involves a substantial question relating to environment.

Bhopal

Dated /07/2021



Bhavdeep Singh

Counsel for Applicant