

Item No.06

Court No. 1

**BEFORE THE NATIONAL GREEN TRIBUNAL
PRINCIPAL BENCH, NEW DELHI**

Original Application No. 661/2024

Tamilnadu Fly Ash Bricks and Block
Manufacturers Association

Applicant

Versus

UOI & Ors.

Respondent(s)

Date of hearing: 18.10.2024

**CORAM: HON'BLE MR. JUSTICE PRAKASH SHRIVASTAVA, CHAIRPERSON
HON'BLE MR. JUSTICE ARUN KUMAR TYAGI, JUDICIAL MEMBER
HON'BLE DR. A. SENTHIL VEL, EXPERT MEMBER**

Applicant: Mr. Akhil Pal Chhabra, Ms. Ritu Chhabra, Ms. Khyati Jain & Ms. Udisha Sahay, Advs.

ORDER

1. Learned Counsel for the applicant submits that the earlier Notification/OM concerning the same issue are under challenge in O.A. No. 878/2024 and in this OA the applicant has challenged the subsequent notification dated 01.01.2024 OM dated 15.03.2024. He has prayed for listing this matter along with already pending OA.

2. He has further submitted that the order dated 25.08.2022 passed in O.A. No. 327/2022 was subject matter challenged before the Hon'ble Supreme Court and said order was stayed by the Hon'ble Supreme Court. Therefore, O.A. no. 327/2022 and O.A. No. 878/2024 were adjourned *sine die*. He submits now the Hon'ble Supreme Court by order dated 02.09.2024 has dismissed the Civil Appeal No. 1508/2023 by observing as under:-

- 1. The impugned judgment and order being interim in nature, we are not inclined to interfere with the same. However, let the National*

Green Tribunal (NGT) decide the original application as expeditiously as possible, preferably within 06 months from the date of receipt of a copy of this order.

2. *Mr. Dama Seshadri Naidu, the learned senior counsel appearing for the respondent(s) has no objection if the interim order dated 24.02.2023, passed by this Court, is continued till the pendency of the Original Application before the NGT. Ordered accordingly.*
3. *Ms. Aishwarya Bhati, learned ASG also submits that in the meanwhile, subsequent developments have also taken place. Let the same be also considered by the NGT.*
4. *Subject to the above, the Civil Appeal stands dismissed.*
5. *Pending application(s), if any, shall stand closed including the application (IA No. 220988/2023) seeking vacation of stay.*

3. Having regard to the above, we direct listing of this OA along with O.A. no. 327/2022 and O.A. No. 878/2024.

4. List on 25.10.2024.

Prakash Shrivastava, CP

Arun Kumar Tyagi, JM

Dr. A. Senthil Vel, EM

October 18, 2024
Original Application No. 661/2024
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