

**APPEAL NO. 4 W OF 2006**

2. 25.11.2006

It is submitted by Shri Pattajoshi, the learned Law Officer of the S.P.C.B., that the latest position could not be ascertained because of the reason that the appellant unit has not yet started its production.

Shri B. P. Tripathy, learned counsel appearing for the appellant, submits that as regards Condition No.2, i.e., "Effluent stored in the concrete tank shall be disposed off by proper thermal destruction in boiler within 60 days", as imposed by the S.P.C.B. in its letter dated 2.11.2006, it is not practically possible to comply with the same for which the appellant requires 160 days time as per the calculation made by it.

Let the S.P.C.B. look into the aforesaid difficulty of the appellant and communicate with the Central Pollution Control Board after making necessary technical verifications and take a decision on the same by the next date, i.e., 16.12.2006 to which date this appeal stands adjourned. Let the appellant file an application before the S.P.C.B. detailing therein the difficulties faced by it in complying with Condition No.2, as indicated above.

.....Sd/-.....  
**Justice B. P. Das, Chairman**

.....Sd/-.....  
**Prof. M.C. Dash, Member**

.....Sd/-.....  
**S.M Pattanaik, Member**