

92/2021

M/s Dudhmotisagar Bhawan Mehsana DCMFUL

Vs. HSPCB

Present: Shri Jitender Dhanda, Advocate counsel for appellant
Shri Parmajeet Singh, Deputy District Attorney, HSPCB and Ramesh Chahal, Advocate for the respondent alongwith Shri Harish, AEE, Dharuhera.

Shri Parmajeet Singh, DDA, HSPCB submits that the matter has been referred to Technical Advisory Committee (TAC) and the meeting of the TAC is shortly expected to take the decision.


In this case, CTO has been refused several times since 2018 and the latest order is dated 25.03.2021. The premises comprises of 100 odd flats where families are residing. The closure order dated 30.09.2020 has also been passed. The orders passed by the respondent have not been implemented and the Regional Officer has requested for review of the closure order as it is a residential complex.

Learned DDA submit that it is a unique case which has come before the respondent and the guidelines are silent to find a solution. The appellant in this case is not having any document to seek the relief of CTO from the Board.

In view of the submissions of learned DDA the respondent is directed to suggest as to what solution is available when the rules and guidelines are silent. What order has been passed on the request of Regional Officer, HSPCB, Dharuhera seeking review of the order passed by the respondent, as the disputed complex is a residential complex.

It is submitted that matter is before the TAC but no date for meeting of the TAC to consider this matter is in the knowledge of learned counsel for the respondent or learned DDA. The decision taken by the authority be apprised and the queries put to the respondent be answered on 12.01.2023.

Dated 01.12.2022


Appellate Authority