



437/2  
11.11.09

16

In the Court of Sh. Jaaginder Singh, C.J.M.,

IN THE COURT OF CHIEF JUDICIAL MAGISTRATE, LUDHIANA

Punjab Pollution Control Board, Vatavaran Bhawan, Nabha Road, Patiala  
through its Assistant Environmental Engineer, Punjab Pollution Control  
Board, Corporation Building, C-Block, Gill Road, Ludhiana



.....Complainant

Versus

Comp - 437  
11/11/09  
Decided  
10/8/16

*Madam  
List of documents  
not filed  
11/11/09*

1. M/s Shagun Marriage Palace, Payal Road, Doraha, Distt. Ludhiana through its Owner.
2. Sh. Tarsem Lal, Owner of M/s M/s Shagun Marriage Palace, Payal Road, Doraha, Distt. Ludhiana.
3. Sh. Sukhdev Sharma, Manager of M/s Shagun Marriage Palace, Payal Road, Doraha, Distt. Ludhiana

Complaint u/s 43, 44 read with Section 47 of the Water (Prevention & Control of Pollution) Act, 1974 as amended for violation of section 24, 25 & 26 of the said Act.

Sir,

ATTESTED  
EXAMINER  
LUDHIANA

06 SEP 2016

Jaswinder Lal  
19.7

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State V/s M/s Shagun Marriage Palace 34848 7927

Present: Sh. Jaswinder Singh Senior Law Officer for complainant

Accused on bail with Counsel Sh. Shiv Dutt Sharma Adv.

No defence evidence is present today. An adjournment is requested which is allowed. Now this case is adjourned to 9.08.2016 for defence evidence if any, else for final arguments.

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Jaapinder Singh  
CJM/Ldh./19.07.16

Jaswinder 9 8



Present Sh. Jaswinder Singh Senior Law officer of the complainant.  
Accused Tarsem Lal is on bail with counsel  
Sh. S.K. Sharma Adv.  
Accused Tarsem Lal has closed his defence evidence vide his separate statement in writing. Arguments have been heard. Case is now fixed for 10.8.2016 for orders.

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Jaapinder Singh, CJM,Ldh, 9.08.2016.

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Certified to be true copy  
Examiner,  
Copying Branch, C.J.S.D.,  
LUDHIANA  
Authorised Section 76 of  
The Evidence Act 1872

Date of Delivery..... 6-9-16  
Examiner,  
Copying Branch,  
Civil Judge (Sr. Division)  
LUDHIANA

06 SEP 2016

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In the court of Jaapinder Singh, PCS,  
Chief Judicial Magistrate, Ludhiana.

Complaint case no. 437 of 11.11.2009  
COMA no.7927/2015.  
Date of decision:10.08.2016.

Punjab Pollution Control Board, Vatavaran Bhawan , Nabha Road,  
Patiala, through its Assistant Environmental Engineer, Punjab Pollution  
Control Board, Corporation Building, C Block, Gill Road, Ludhiana.

..... Complainant.

V E R S U S.

1.M/s Shagun Marriage Palace, Payal Road, Doraha, District Ludhiana  
through its Owner.

2.Sh. Tarsem Lal, owner of M/s Shagun Marriage Palace, Payal Road,  
Doraha, District Ludhiana

3.Sh. Sukhdev Sharma, Manager of M/s Shagun Marriage Palace, Payal  
Road, Doraha, District Ludhiana.

..... Accused.

Complaint under section 43, 44 read with section 47 of the  
water (Prevention & Control of Pollution) Act 1974 as  
amended for violation of section 24,25 and 26 of the said Act.

Present      None for complainant.  
                  Accused Tarsem Lal is on bail with counsel  
                  Sh. S.K Sharma.Adv.

**J U D G M E N T:-**

Present complaint has been filed by complainant board  
stating that complainant board was a body corporate having perpetual  
succession and common seal, with power to sue and be sued . That vide  
resolution dated 30.9.1985, the environmental engineers and Assistant  
Environmental Engineers of the board were authorized to sign, verify and  
file complaints against defaulters. That notification to this effect was also  
issued by State Government and accordingly, present complaint was being

ATTESTED  
EXAMINER  
LUDHIANA

*Jaapinder Singh*

06 SEP 2010

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filed by Assistant Environmental Engineer of Regional office of the Board at Ludhiana. That accused no.1 was a company as defined under section 47 of The Water (Prevention & Control of Pollution) Act 1974( herein after referred to as "the act"). and was running the business of marriage palace under the name and style of M/s Shagun Marriage Palace Payal Road Doraha, since 1.1.2008 and accused no.2 Tarsem Lal was the owner and accused no.3 Sukhdev Sharma the manager of the aforesaid business. That accused were discharging trade/ domestic effluents of about 80 kilo litres per day into soakage pit without previous consent of the board and without giving any treatment, thus contravening the provisions of section 24,25 and 26 punishable under sections 43 and 44 of the Act. That several notices were issued to the accused in this regard and opportunity of personal hearing before Senior Environmental Engineer of the complainant board at Zonal Office, Ludhiana was granted to the accused on 22.4.2009 and the orders passed were intimated to the accused, but the accused failed to comply with the provisions of the Act and to obtain the necessary consent and to establish a treatment plant. That premises of accused no.1 were inspected by complainant Assistant Environmental Engineer Sh. Manohar Lal Chauhan on 17.9.09 and report of spot inspection was prepared, depicting the violations committed by the accused. That subsequent notices were issued to accused no.1 for disclosure of names and addresses of Proprietor, partners or Directors etc , but no reply was received. Accordingly, it is pleaded that accused have intentionally contravened the provisions of sections 24,25 an 26 of the Act and were liable to be punished under section 43 and 44 read with section



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EXHIBIT  
LUDHIANA

06 SEP 2016

*Jaydev h*

