

BEFORE THE APPELLATE AUTHORITY
Constituted Under the Water (Prevention & Control of Pollution) Act, 1974
and the Air (Prevention & Control of Pollution) Act, 1981

Connected Appeals (All Relating to Brick Kiln / Brick Manufacturing Units)

Appeal No. 31/2022 – *M/s Mohan Lal Jakhad, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Appeal No. 32/2022 – *M/s Mahadev Int Udyog, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Appeal No. 33/2022 – *M/s K.R.C. Int Udyog, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Appeal No. 34/2022 – *M/s Murliwala Int Udyog, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Appeal No. 35/2022 – *M/s Ganesh Bricks Kiln, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Appeal No. 36/2022 – *M/s Shri Shyam Kiln Company, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Appeal No. 37/2022 – *M/s Laxmi Int Udyog, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Appeal No. 38/2022 – *M/s Veer Tejaji Int Udyog, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Appeal No. 39/2022 – *M/s Shri Krishna Bricks, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Appeal No. 40/2022 – *M/s Kishan Int Udyog, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Appeal No. 41/2022 – *M/s Kothari Bricks Company, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Appeal No. 42/2022 – *M/s Pawan Bricks Company, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Appeal No. 43/2022 – *M/s Vinayak Enterprises Udyog, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Appeal No. 44/2022 – *M/s Shiv Bricks Industries, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Appeal No. 45/2022 – *M/s Shiv Int Udyog, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Appeal No. 46/2022 – *M/s Baldev Kiln Company, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Appeal No. 47/2022 – *M/s Jagdamba Industries, Ghadsana, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Appeal No. 48/2022 – *M/s Gautam Kiln Company, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

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Appeal No. 49/2022 – *M/s Balana Int. Udyog, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Appeal No. 50/2022 – *M/s Kamra Kiln Company, Sri Ganganagar Vs. Rajasthan State Pollution Control Board, Jaipur*

Date: 18.03.2026

For Appellant (S): Mr. Adhiraj Singh Rajawat, Mr. Ashish Kumar
For Respondent: Mr. Vipul Kumawat on behalf of RSPCB

ORDER

These connected appeals, relating to **Brick Kiln /Brick Manufacturing Units** situated in District Sri Ganganagar, arise out of the common order dated **08.03.2022** passed by the Rajasthan State Pollution Control Board, whereby **Environmental Compensation** was imposed upon the appellants for alleged violations of the **Air Act, 1981** and the **Water Act, 1974**.

Learned counsel for the appellants submitted that the issue involved in the present appeals is covered by the judgment dated **30.10.2025** passed by the Hon'ble Rajasthan High Court, Jodhpur Bench, in **S.B. Civil Writ Petition No. 645/2025 (M/s Tata Bricks Company Vs. Rajasthan State Pollution Control Board & Others)**, wherein it was held that the State Pollution Control Board can impose restitutionary and compensatory damages under Sections 33A of the Act of 1974 and 31A of the Act of 1981 only after enactment of requisite subordinate legislation incorporating governing principles, procedure, and principles of natural justice.

It was further submitted that an intra-court appeal against the said judgment has been preferred by the respondent Board before the Hon'ble Division Bench, and a prayer has been made to **stay further proceedings** in the present appeals till the final outcome of the said proceedings. Learned counsel for the respondent Board submitted that, in view of the pendency of the matter before the Hon'ble Division Bench, the present appeals may await the outcome thereof.

All these appeals shall be listed for further hearing after the decision is taken by the Hon'ble Division Bench at Jodhpur in the said matter.

Accordingly, the connected appeals are **kept pending**, subject to the final outcome of the proceedings before the Hon'ble Division Bench of the Rajasthan High Court, Jodhpur. The parties are directed to place on record the subsequent orders passed by the Hon'ble Division Bench, whereupon the matters shall be listed for further hearing.



(Anand Kumar)

Additional Chief Secretary (Environment & Climate Change)

Appellate Authority

(Anand Kumar)
Additional Chief Secretary
Forest, Environment and Climate Change Dept.
Government of Rajasthan

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Appeal No. 04/2023, M/s Kisan Pipe Industry Vs. Rajasthan State Pollution Control Board, Jaipur

Date: 18.03.2026

For Appellant (S): None Appear

For Respondent: Mr. Vipul Kumawat on behalf of RSPCB

ORDER

The present case pertains to **M/s Kisan Pipe Industries**, an HDPE pipe and sprinkler manufacturing unit at **Ramgarh, District Alwar**, relating to **environmental compensation of ₹6,70,000/-** and alleged operation without valid Consent to Operate, including discharge of wastewater into the RIICO drain.

Today, none appeared on behalf of the appellant.

Accordingly, the matter is **adjourned** and shall be listed on **09.04.2026 at 03:30 PM** for hearing.



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Appeal No. 03/2023, M/s Wonder Cement Limited Vs. Rajasthan State Pollution Control Board, Jaipur

Date: 18.03.2026

For Appellant (S): Mr. Rachit Sharma, Mr. Madhav Dadich
For Respondent: Mr. Vipul Kumawat on behalf of RSPCB

ORDER

The present case pertains to **Wonder Cement Limited**, Nimbahera, Chittorgarh wherein the Rajasthan State Pollution Control Board, vide order dated **11.10.2023**, imposed **environmental compensation of ₹25,36,800/-**, which has been challenged in the present appeal. The appellant submits that it holds valid **Environmental Clearance (EC)** and **Consent to Establish/Operate** for the entire project, including the residential township, whereas the respondent Board rejected the CTO application on the ground that a separate EC is required for the residential colony.

The learned counsel for the appellant, vide application dated **18.03.2026**, submitted that the penalty amount was deposited "**under protest**", and the appellant disputes its legality. It was further prayed that additional time be granted to re-present the appeal.

In view thereof, the matter is **adjourned** and shall be listed on **09.04.2026 at 03:30 PM** for hearing.



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Appeal No. 02/2023, M/s Shri Durga Bricks Udhog Vs. Rajasthan State Pollution Control Board, Jaipur

Date: 18.03.2026

For Appellant (S): Mr. Ishan Mishra

For Respondent: Mr. Vipul Kumawat on behalf of RSPCB

ORDER

The present case pertains to **M/s Shri Durga Bricks Udyog**, a brick kiln unit located at **Mukundpura, Tehsil Khetri, District Jhunjhunu (Rajasthan)**, and relates to the refusal of **Consent to Establish (CTE)**.

During the pendency of the appeal, learned counsel for the appellant filed an application seeking permission to withdraw the appeal, submitting that the respondent Board has since granted consent for operation of the brick kiln.

In view of the above, the appeal is **dismissed as withdrawn**.



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Appeal No. 01/2023, M/s Shri Panchmukhi Balaji Granites Vs. Rajasthan State Pollution Control Board, Jaipur

Date: 18.03.2026

For Appellant (S): None Appear

For Respondent: Mr. Vipul Kumawat on behalf of RSPCB

ORDER

The present matter pertains to M/s Shri Panchmukhi Balaji Granite, a granite mining unit located at Village Ramaliya, Tehsil Bhinay, District Ajmer (Rajasthan), and relates to the rejection of its application dated 10.01.2023 for renewal of Consent to Operate (CTO) by the Regional Office, RSPCB, Kishangarh on the ground of deficiencies relating to production data. The appellant has challenged the said action as **arbitrary and contrary to the applicable rules**, and has prayed for **quashing of the impugned order**.

Today, none appeared on behalf of the appellant.

In view thereof, the matter is **adjourned** and shall be listed on 09.04.2026 at 03:30 PM for hearing.



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Appeal No. 04/2025, M/s Lohagarh Resorts Pvt. Ltd. Vs. Rajasthan State Pollution Control Board, Jaipur

Date: 18.03.2026

For Appellant (S): Mr. Subham Soni

For Respondent: Mr. Vipul Kumawat on behalf of RSPCB

ORDER

The appellant, M/s Lohagarh Resorts (P) Ltd., Kukas, Jaipur, has challenged the order dated **25.06.2025** passed by the Rajasthan State Pollution Control Board, whereby its application for **Consent to Operate** was rejected on the ground of non-submission of distance certificates from nearby wildlife sanctuaries.

Learned counsel for the appellant sought time to place on record additional supporting documents.

Accordingly, the matter is **adjourned** and shall be listed on **09.04.2026 at 03:30 PM** for submission of additional documents and hearing.



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