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Edition 1.16 / 13th April to 19th April 2025

*A Weekly Newsletter on
Statutory and Regulatory Compliance Legal Landscape*

13th April 2025 - 19th April 2025

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• NOTIFICATIONS

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1. JUDGEMENTS

ARUN KUMAR APPLICANT VS MUNICIPAL CORPORATION, GHAZIABAD & ANR.

CITATION: ORIGINAL
APPLICATION NO. 124/2025

CORAM: HON'BLE JUSTICE
PRAKASH SHRIVASTAVA
AND HON'BLE DR. A.
SENTHIL VEL

DATE: 15/04/2025

The applicant alleged that municipal corporation, Ghaziabad, was raising unauthorized construction near over the storm water drain system adjoining the plot wall of R1/75, Raj Nagar, Ghaziabad. The tribunal directed the municipal corporation to carry out inspection to ascertain if unauthorized construction is being raised over or affecting the storm water drain and to take appropriate remedial action within 4 weeks.

PATHAN FUZAILKHAN ASHIFKHAN VS GUJARAT POLLUTION CONTROL BOARD & ORS.

CITATION: ORIGINAL
APPLICATION NO. 33/2025/WZ

CORAM: HON'BLE JUSTICE
DINESH KUMAR SINGH AND
HON'BLE DR. VIJAY
KULKARNI,

DATED: 17/04/2025

The matter relates to non-clearance of hazardous waste at Plot Nos.201 to 204, GIDC Palej, Village: Palej, District: Bharuch, Gujarat by Respondent No.2- Eco Waste Management (EWM). The hazardous waste shall be cleared in a scientific manner within 6 weeks. also, a compliance report shall be submitted before the tribunal registry within 8 weeks.

TAPESHWAR SINGH BHATI VS STATE OF RAJASTHAN & ORS.

CITATION: ORIGINAL
APPLICATION NO.
231/2024/CZ

CORAM: HON'BLE JUSTICE
ARUN KUMAR TYAGI AND DR.
A SENTHIL VEL

DATE: 15/04/2025

Applicant challenged MoEF&CC's in-principle (Stage-I) approval for diversion of 407.8227 hectares of forest land to M/s Greenko Energies for the Shahpur pumped storage project before the NGT, seeking revocation of the permission. MoEF&CC granted only in-principle (Stage-I) approval for diversion of forest land to Greenko Energies for the Shahpur project; since the Rajasthan High Court is already hearing the same environmental issues and final approval is pending. The NGT disposed of the case as premature, allowing the applicant to approach again if needed after the High Court's decision or final approval

SAMITA RAJENDRA PATIL &. SUNIL KOTHEKAR VS JINDAL STEEL WORKS LTD. & ORS.

CITATION: ORIGINAL
APPLICATION NO.
122/2015/WZ

CORAM: HON'BLE MR.
JUSTICE DINESH KUMAR
SINGH AND HON'BLE DR.
VIJAY KULKARNI

DATE: 17/04/2025

The complaint was filed alleging destruction of mangroves, illegal dumping of waste, air and water pollution, and damage to agricultural land in Dolvi, Raigad, Maharashtra due to the expansion and operation of JSW's steel plant, jetty, and associated facilities. The applicants sought immediate closure of the plant, restitution of the environment, declaration of mangroves as protected forest, mapping and restoration of mangrove areas, removal of illegal constructions, and compensation for environmental damage. The National Green Tribunal (NGT) found that there was a loss of 1.89 hectares of mangroves and 0.77 hectares of creek area attributable to JSW and its associated activities, as well as 0.71 hectares of mangrove loss due to municipal solid waste dumping by local panchayats. JSW must pay environmental compensation for the quantified loss of mangroves and creek area, and implement a restitution plan for restoration and conservation of mangroves and creek

R. BALAKRISHNAN VS THE DISTRICT COLLECTOR CUDDALORE DISTRICT, CUDDALORE & ORS.

CITATION: ORIGINAL
APPLICATION NO.125 OF 2021
(SZ)

CORAM: HON'BLE SMT.
JUSTICE PUSHPA
SATHYANARAYANA, AND
HON'BLE DR. SATYAGOPAL
KORLAPATI

DATE: 16/04/2025

The applicants challenged the functioning of a railway goods shed at Kacchapura, Jabalpur, citing air pollution, proximity to schools, residential areas, and a water body. They claimed it violated environmental laws, particularly the Air (Prevention and Control of Pollution) Act, 1981.

The Tribunal noted that the goods shed has been operational since 1930, while the surrounding residential colonies came up later. It stressed the need to balance development with environmental protection, citing earlier Tribunal rulings and Supreme Court guidelines. The Railways are required to follow CPCB guidelines for pollution control at railway sidings, and the State Pollution Control Board must monitor air quality regularly and take necessary action if it deteriorates. However, if air quality remains within permissible limits, loading and unloading activities should not be restricted. The Tribunal also clarified that decisions regarding relocation of sidings fall under policy matters, which are beyond its jurisdiction.

DR. P. NAGARAJAN & ORS. VS THE SECRETARY TO GOVERNMENT ENVIRONMENT CHANGE & FORESTS DEPARTMENT, SECRETARIAT, FORT ST. GEORGE, CHENNAI

CITATION: ORIGINAL
APPLICATION NO.
184/2023/SZ.

CORAM: HON'BLE SMT.
JUSTICE PUSHPA
SATHYANARAYANA AND
HON'BLE DR. SATYAGOPAL
KORLAPATI,

DATE: 16/04/2025

Applicants challenged the Tamil Nadu Pollution Control Board's (TNPCB) 2023 withdrawal of the "Orange" (moderate pollution) category for coir industries, citing environmental harm from air and water pollution, and sought stricter regulation and compliance with groundwater extraction norms.

The Tribunal noted that the Central Pollution Control Board's (CPCB) 2025 revised industrial classification now applies nationally, restoring stricter oversight for polluting coir units; directed the Water Resources Department to ensure all coir industries obtain mandatory NOCs for groundwater extraction and TNPCB to strictly follow CPCB's sectoral classification, then disposed of the application

IRWAN KOUR VS. PUNJAB PUBLIC SERVICE COMMISSION & ORS.

CITATION: Civil Appeal No.
5235/2025

CORAM: HON'BLE JUSTICE
PAMIDIGHANTAM SRI
NARASIMHA

DATE: 16/04/2025

The case concerned whether personnel from the Indian Military Nursing Service (IMNS) qualify as "ex-servicemen" for reservation in Punjab Civil Services recruitment; the appellant, already appointed under this category, challenged the High Court's direction that IMNS personnel (respondent no. 4) are also eligible.

The Supreme Court held that IMNS personnel are eligible for "ex-servicemen" reservation under the Punjab Rules, 1982, directed that respondent no. 4 be considered for appointment with notional benefits (but no back wages), and clarified that the appellant's appointment would not be disturbed; the appeal was dismissed

SATISH CHANDER SHARMA & ORS. VS. STATE OF HIMACHAL PRADESH & ORS.

CITATION: WRIT PETITION
(CIVIL) NO. 179/2018

CORAM: HON'BLE JUSTICE
UJJAL BHUYAN

DATE: 16/04/2025

Retired officers of the Himachal Pradesh State Forest Development Corporation challenged the denial of pension under the 1999 Scheme, which was repealed in 2004 with benefits limited only to those who retired before the cut-off date, arguing for parity with similarly situated employees and questioning the validity of the Supreme Court's earlier decision in Rajesh Chander Sood. The Supreme Court dismissed the writ petition, holding that the issue was already settled in Rajesh Chander Sood, the cut-off date was valid, and a fresh challenge under Article 32 was not maintainable; no costs were imposed considering the petitioners' age

STATE OF RAJASTHAN & ORS. VS COMBINED TRADERS

CITATION: Civil Appeal No.
1208 OF 2025

CORAM: HON'BLE JUSTICE
ABHAY S. OKA

DATE: 16/04/2025

The State of Rajasthan amended its Central Sales Tax (Rajasthan) Rules in 2014 to allow tax authorities to cancel Form C declarations if obtained by fraud or misrepresentation; this was challenged by Combined Traders, who argued the State had no power under the Central Sales Tax Act, 1956, to make such a rule

The Supreme Court upheld the High Court's decision, holding that the State cannot frame rules inconsistent with Central Government rules under the CST Act; specifically, the State cannot authorize cancellation of Form C when the Central Rules do not permit it, and thus struck down the Rajasthan rule as ultra vires

CRYOGAS EQUIPMENT PRIVATE LIMITED VS. INOX INDIA LIMITED AND OTHERS.

CITATION: WRIT PETITION
(CIVIL) NO. 179 OF 2018

CORAM: HON'BLE JUSTICE
SURYA KANT

DATE: 15/04/2025

Inox India Limited sued Cryogas Equipment Private Limited and LNG Express India Private Limited for copyright infringement, alleging unauthorized copying of proprietary engineering drawings and related literary works used to design and manufacture cryogenic storage tanks and trailers for industrial gases. The hazardous waste shall be cleared in a scientific manner within 6 weeks. also, a compliance report shall be submitted before the tribunal registry within 8 weeks.

2. NOTIFICATIONS

S. No.	DATE	CIRCULAR NO.	ISSUING AUTHORITY	IMPACT ON COMPANIES	SOURCE LINK
1.	17/04/2025	G.S.R. 236(E)	The Ministry of Finance	This notification, issued under the Customs Act, 1962 and Central Excise Act, 1944, makes amendments to the customs drawback rates for specified tariff items under Chapter 71. It updates the refund amounts on duties for exported goods, specifically certain jewellery and precious metals. Exporters of specified goods will benefit from increased drawback rates, improving cash flow and export competitiveness. Companies must update their pricing and documentation accordingly. Accurate application of revised rates is essential to avoid compliance issues.	Gazette ID: CG-DL-E-17042025-262521
2.	15/04/2025	G.S.R. 226 (E)	The Ministry of Commerce and Industry	This draft notification proposes amendments to the Static and Mobile Pressure Vessels (Unfired) Rules, 2016 under the Explosives Act, 1884. It introduces updated international safety standards (e.g., ASME and ISO) for pressure vessels, particularly for hydrogen storage and transport, to enhance technical safety requirements. Manufacturers and operators of pressure vessels, especially for hydrogen, must comply with new international safety standards. This may require design upgrades, certifications, or technical adjustments. Timely compliance ensures safety, regulatory approval, and market access.	Gazette ID: CG-DL-E-17042025-262478
3.	15/04/2025	S.O. 1725(E).	The Ministry of Commerce and Industry	This notification amends the import policy condition related to the Coal Import Monitoring System (CIMS) under Chapter 27 of the ITC (HS), 2022. It updates the registration fee requirement for obtaining an Automatic Registration Number, linking it to the fee scale in Appendix 2K instead of a fixed structure. Importers of coal must now calculate registration fees as per the updated scale	Gazette ID: CG-DL-E-17042025-262483

				in Appendix 2K. This change could affect import cost planning and documentation. Companies must update internal systems to ensure compliance with the revised fee structure.	
4.	15/04/2025	G.S.R. 227(E)	The Ministry of Finance	This notification amends the 1994 Customs notification to designate Dholera in Gujarat as an authorized location for unloading imported goods and loading export goods, thereby expanding customs operations infrastructure in the state. Importers and exporters operating in or near Gujarat can now use Dholera as a customs handling point, potentially reducing logistics costs and time. It enhances trade convenience and boosts regional infrastructure. Companies must update their shipping and customs processes accordingly.	Gazette ID: CG-DL-E-15042025-262463
5.	15/04/2025	S.O. 1726(E)	The Ministry of Finance	This notification revises the tariff values for various imported goods, including edible oils and metal scrap, under the Customs Act, 1962, by substituting new values in Tables 1 to 3 of the earlier customs notification. Importers of listed goods must use the updated tariff values for calculating customs duties. This impacts cost planning and pricing strategies. Timely compliance is essential to avoid duty miscalculations and penalties.	Gazette ID: CG-DL-E-15042025-262462
6.	15/04/2025	S.O. 1717(E)	The Ministry of Health and Family Welfare	This notification, issued under Section 26A of the Drugs and Cosmetics Act, 1940, restricts the use of fixed dose combination of Chlorpheniramine Maleate + Phenylephrine Hydrochloride in children below four years of age. It mandates a warning label on all related packaging and promotional materials. Pharmaceutical companies must update labels, inserts, and marketing materials to include the prescribed warning. Non-compliance could lead to regulatory action or prohibition of sale. This change ensures improved drug safety for pediatric use.	Gazette ID: CG-DL-E-15042025-262456

7.	16/04/2025	G.S.R. 232(E)	The Ministry of Mines	The amendment redefines "Calibrated Lump Ore" (CLO) as iron ore lumps sized between 5 mm and 40 mm with a minimum iron (Fe) grade of 60% or above. Additionally, it updates the classification and reporting structure in Forms F1, G1, L, and M under Schedule-I by introducing specific grade bands for CLO—namely, 60% to below 62%, 62% to below 65%, and 65% and above. These changes aim to standardize data collection and improve the accuracy of mineral resource reporting. Mining companies must now classify and report Calibrated Lump Ore (CLO) with updated size and grade specifications in regulatory forms. Accurate reporting as per revised formats is essential for compliance and audits. This change improves granularity and standardization in iron ore monitoring.	Gazette ID: CG-DL-E-17042025-262496
8.	15/04/2025	No. 16 of 2025	The Ministry of Law and Justice	"This amendment consolidates and updates provisions across several key legislations governing India's banking sector, namely the Reserve Bank of India Act, 1934; the Banking Regulation Act, 1949; the State Bank of India Act, 1955; the Banking Companies (Acquisition and Transfer of Undertakings) Acts of 1970 and 1980. The changes aim to enhance regulatory clarity, streamline operations in public sector banks, and strengthen the Reserve Bank of India's oversight and governance framework. These reforms are designed to align banking regulations with evolving economic and financial needs.	Gazette ID: CG-DL-E-15042025-262453

				Banks and financial institutions must comply with updated provisions affecting governance, regulatory compliance, and operations.	
9.	15/04/2025	G.S.R. 225(E)	The Ministry of Commerce and Industry	<p>"The amendment introduces new definitions to the Gas Cylinders Rules, 2016 under the Explosives Act, 1884. It includes the definition of “bar code” as a machine-readable code for traceability and inventory control, and “bulk hydrogen compressed gas system,” covering high-capacity hydrogen storage systems such as tube trailers and compression systems. These additions aim to modernize regulatory oversight and ensure enhanced safety standards in the handling, storage, and transportation of compressed hydrogen gas.</p> <p>Manufacturers and operators dealing with gas cylinders, especially hydrogen systems, must comply with updated safety definitions and technological integrations such as barcoding. Compliance ensures operational safety, traceability, and regulatory approvals. Non-compliance may result in penalties or licensing issues.</p>	Gazette ID: CG-DL-E-15042025-262450
10	17/04/2025	G.S.R. 236(E)	The Ministry of Finance	<p>This notification, issued under the Customs Act, 1962 and Central Excise Act, 1944, makes amendments to the customs drawback rates for specified tariff items under Chapter 71. It updates the refund amounts on duties for exported goods, specifically certain jewellery and precious metals. This notification, issued under the Customs Act, 1962 and Central Excise Act, 1944, makes amendments to the customs drawback rates for specified tariff items under Chapter 71. It updates the refund amounts on duties for exported goods, specifically certain jewelry and precious metals.</p>	Gazette ID: CG-DL-E-17042025-262521

11	15/04/2025	G.S.R. 226 (E)	The Ministry of Commerce and Industry	This draft notification proposes amendments to the Static and Mobile Pressure Vessels (Unfired) Rules, 2016 under the Explosives Act, 1884. It introduces updated international safety standards (e.g., ASME and ISO) for pressure vessels, particularly for hydrogen storage and transport, to enhance technical safety requirements. Manufacturers and operators of pressure vessels, especially for hydrogen, must comply with new international safety standards. This may require design upgrades, certifications, or technical adjustments. Timely compliance ensures safety, regulatory approval, and market access.	Gazette ID: CG-DL-E-17042025-262478
12	15/04/2025	S.O. 1725(E).	The Ministry of Commerce and Industry	This notification amends the import policy condition related to the Coal Import Monitoring System (CIMS) under Chapter 27 of the ITC (HS), 2022. It updates the registration fee requirement for obtaining an Automatic Registration Number, linking it to the fee scale in Appendix 2K instead of a fixed structure. Importers of coal must now calculate registration fees as per the updated scale in Appendix 2K. This change could affect import cost planning and documentation. Companies must update internal systems to ensure compliance with the revised fee structure.	Gazette ID: CG-DL-E-17042025-262483

13	15/04/2025	G.S.R. 227(E)	The Ministry of Finance	This notification amends the 1994 Customs notification to designate Dholera in Gujarat as an authorized location for unloading imported goods and loading export goods, thereby expanding customs operations infrastructure in the state. Importers and exporters operating in or near Gujarat can now use Dholera as a customs handling point, potentially reducing logistics costs and time. It enhances trade convenience and boosts regional infrastructure. Companies must update their shipping and customs processes accordingly.	Gazette ID: CG-DL-E-15042025-262463
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