

**BEFORE THE NATIONAL GREEN TRIBUNAL,
PRINCIPAL BENCH, NEW DELHI**

**Original Application No. 200/2014
(C.W.P. No. 3727/1985)**

And

**Original Application No. 501 of 2014
(M.A. No. 404 of 2015)**

And

Original Application No. 146 of 2015

IN THE MATTER OF :-

M.C. Mehta Vs. Union of India & Ors.

And

Anil Kumar Singhal Vs. Union of India & Ors.

And

Society for Protection of Environment & Biodiversity & Anr.

Vs.

Union of India & Ors.

**CORAM: HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE DR. JUSTICE JAWAD RAHIM, JUDICIAL MEMBER
HON'BLE MR. JUSTICE SONAM PHINTSO WANGDI, JUDICIAL MEMBER
HON'BLE DR. D. K. AGRAWAL, EXPERT MEMBER
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER**

Original Application No. 200/2014

Present Applicant:

**Mr. B.V. Niren, Adv. for CGWA
Ms. Panchajanya Batra Singh, Adv. for Ministry of
Environment & Forest, & CC
Mr. Rajul Shrivastava, Adv.
Mr. Rajkumar, Mr. Bhupendra Kumar, LA, CPCB
Ms. Savitri Pandey and Ms. Azma Parveen, Advs. For
State of UP
Mr. Pradeep Misra and Mr. Daleep Dhayani, Advs.
Mr. Mukesh Verma, Adv. for UP
Mr. Anil Grover, AAG and Mr. Rahul Khurana, Adv. for
State of Haryana
Ms. Priyanka Sinha and Ms. Anu Tyagi, Advs.
Mr. Ardhendumauli Kr. Prasad and Mr. Panshul
Chandra, Advs. For MoWR
Mr. I.K. Kapila, Adv. for UP Jal Nigam and UK Pey Jal
Nigam.
Ms. Shagun M., Adv for WBPCB
Mr. Rudreshwar Singh and Mr. Gautam Singh, Advs. for
State of Bihar and BSPCB
Mr. M.Z. Chaudhary, Mr. S.A. Zaidi and Mr. Gulnaz
Parveen, Advs. For Leather Industry Jajmau, Kanpur
Mr. Jayesh Gaurav, Adv. for JSPCB
Ms. Anu Tyagi, Ms. Priyanka Sinha, Advs. for the
State of Jharkhand
Mr. Sanjeev Ralli, Adv. with Mr. Dinesh Jindal, LO for
GNCTD/Delhi Pollution Control Committee
Mr. Amit Agarwal, Mr. Asha M. Basu, Advs. for State of
WB
Ms. Yogmaya Agnihorti, Adv. for CECB
Mr. Amit Anand Tiwari and Mr. Abhinanu Dav
Banerjee, Advs. for State of Uttarakhand**

Original Application No. 501 of 2014

Present Applicant:

Mr. Gaurav Kumar Bansal, Adv.

Mr. B.V. Niren, Adv. for CGWA
 Mr. Rajkumar, Mr. Bhupendra Kumar, LA, CPCB
 Respondent No. 2, 6, 7, 10 & 11 : Ms. Savitri Pandey, Ms. Azma Parveen Advs.
 For State of UP
 Respondent No. 3, 4 & 8 : Mr. Pradeep Misra and Mr. Daleep Dhayani, Advs.
 Mr. Rahul Verma, AAG, State of Uttarakhand.
 Mr. Mukesh Verma, Adv. for UP
 Mr. I.K. Kapila, Adv. for UP Jal Nigam
 Ms. Sushma Singh, Adv.
 Mr. Rajkumar, Adv. Mr. Bhupendra Kumar, LA, CPCB

Original Application No. 146 of 201

Present: Applicant: Mr. Rahul Choudhary, Ms. Meera Gopal Advs.
 Respondent No. 1: Mr. Vikas Malhotra and Mr. M.P. Sahay, Advs.
 Respondent No.2: Mr. Pradeep Misra and Mr. Daleep Dhayani, Advs.
 Respondent No.3: Ms. Savitri Pandey, Ms. Azma Parveen Adv. for State of UP
 Respondent No. 4: Mr. Rajkumar, Adv. with Mr. Bhupendra Kumar, LA, CPCB
 Respondent No. 5: Mr. Sudhir Kulshrestha and Ms. Sushma Singh, Advs.
 Respondent No. 6&7: Mr. Amit Wadhwa and Mr. Gautam, Advs.
 Respondent No.10&11: Mr. Ravindra Kumar, Adv.
 Mr. Ardhendumauli Kr. Prasad Ms. Priyanka Swami and Mr. Panshu Chandra, Advs.
 Mr. Mukesh Verma, Adv.

Date and Remarks	Orders of the Tribunal
<p>Item No. 07 to 09 February 08, 2016</p>	<p>We constitute a team of experts consisting of Member Secretary of the CPCB, Member Secretary, Uttar Pardesh Pollution Control Board, Member Secretary of State of Uttarakhand Pollution Control Board, General Manager of Jal Nigam, Director of specialised section from MoEF and Professor Kazmi from IIT Rorkee and submit a report within three weeks from today.</p> <p>The Member Secretary of the CPCB will be the Nodal Officer and in-charge of holding the meeting proceedings of the Committee. This team of experts shall submit its report to the Tribunal on the following:-</p> <ol style="list-style-type: none"> 1. actual discharge from each major drain that joins river Ganga in the section from Haridwar to Kanpur. 2. it shall also measure the load of sewage at the point of STPs and the point where STPs are sought to be

constructed.

3. it shall be stated, in the case of existing STP's whether they receive the entire discharged from the drain and part of the effluent directly is discharged or untreated sewage is discharged in the River Yamuna.

4. The Committee shall collect or cause to be collected under its supervision, the Samples from the drains and the inlet points of STPs (existing/proposed). These will be analysed for all parameters and compared with the bathing quality water standards which will not be restricted to BOD, COD, pH etc. Analysis should also be done with regard to metals, insecticide, pesticide, Coliform, and other phenolic compounds. This we have indicated to give a wider scope but list is not exhaustive. It will be in the discretion of the committee to have some other tests conducted as per their instructions.

5. Samples would be collected and analysed at the laboratory of CPCB and IIT, Roorkee. The Committee may adopt at least two methods for measuring the discharge.

Besides the above, the Committee shall also report as to what is the actual contribution of Grossly Polluting Industries and other industries to sewage. Comments also be given as to what is the extent of water extraction from River Ganga for various usage particularly by industries.

All the learned Counsel appearing for the respective parties are directed to comply with the directions contained in the order dated 27th January, 2016 and submit a compliance report within two weeks from today. We make it clear that if directions are not complied with, we will be compelled to impose very heavy cost recoverable from the erring parties. The Learned Counsel appearing for the Tannery Association prays for time to make written submissions. Let the written submissions be filed within two weeks from today with advance copies be given to the Learned Counsel appearing in this case. The Uttar Pradesh Pollution Control Board shall serve Notice upon President Secretary of textile, sugar and pulp & paper industries located in that area of segment-B of Phase-I of River Ganga. A representative of Textile industry is also present. He has been informed.

The Committee would also offer its suggestion in regard to issues involved in Original Application No. 501 of 2014.

List these matters on 17th February, 2016.

.....,CP
(Swatanter Kumar)

.....,JM
(Dr. Jawad Rahim)

.....,JM
(Sonam Phintso Wangdi)

.....,EM
(Dr. D.K. Agrawal)

	,EM (B.S. Sajwan)
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