

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

Original Application No. 123 of 2018

Tribunal On Its Own Motion Vs. State of Uttarakhand

CORAM :

**HON'BLE MR. JUSTICE RAGHUVENDRA S. RATHORE, JUDICIAL MEMBER
HON'BLE DR. SATYAWAN SINGH GARBYAL, EXPERT MEMBER**

Present:

Applicant

Respondent No.

**Mr. Mukesh Verma, Adv. for Uttarakhand PCB
Mr. Rahul Verma, AAG for State of Uttarakhand
and DC Dehradun**

	Date and Remarks	Orders of the Tribunal
	<p style="text-align: center;">12th March, 2018</p> <p style="text-align: center;">J</p>	<p>A letter has been received by one of us (Justice R. S. Rathore) from Secretary Siddh Garbyang Kalyan Sewa Samiti, Shisham Bag, Kalyanpur, Tehsil-Sitarganj, District-Udham Singh Nagar, Uttarakhand and it has also been signed by many residents of the village.</p> <p>It has been stated by the residents that there has been complete disregard of environmental laws and pollution norms by large numbers of industries established in ELDECO(SIDCUL) industrial park which are situated in the vicinity of the village. There are more than 100 industries coming up in the area. Some of these industrial units are spewing black soot which deposite black dust on the houses of the villagers, particularly during the morning and evening hours. As a result, it is difficult for the residents to sit out of their houses and do any work. Further it is stated that there is foul smell in the village because of working of the industrial units because they are discharging untreated chemical and hazardous effluents in open drains. The said effluent is toxic and many domestic cattles have died, after coming into contact with said waste. During rainy season the effluent spreads</p>

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over the agriculture fields and even the tubewells of the village are having coloured water which is not fit for human or animal consumption. Residents have also stated that they are unable to point out as to which of the industry is discharging effluent for causing air and water pollution. The Residents have also said that they had made complaints to various authorities. SPCB's officers had visited the sites and took samples but thereafter nothing was heard nor any action was taken by them. Even the media has covered the pittiabie situation at the village and copies of the said news item have been enclosed. The situation appears to be alarming and therefore we deem it just and proper to take cognizance of the matter.

Registry is directed to register this letter as an original application. Further we direct the Counsels for 1.) State of Uttarakhand, 2.) Collector/DM, Udham Singh Nagar, 3.) Uttarakhand PCB through its Secretary Dehradun, 4.) Managing Director SIDCUL, Dehradun to take notice.

Registry is also directed to provide Photostat copies of the letter as well as the order passed today to the aforesaid Learned Counsels within three days.

We direct Uttarakhand PCB to conduct inspection of the industrial units near and around the Village of Siddh Garbyang Kalyan Sewa Samiti for the following purposes :

1. Indentify the industries which are discharging untreated effluents
2. Which of the industries are causing air and ground water pollution.

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3. Whether the industries are complying with the conditions of EC granted to them
4. The PCB shall also collect samples of the effluents discharged, and of ground water coming out of the tubewells.
5. To assess the smoke coming out of the chimneys.
6. Collect samples of soil of the agriculture fields so as to ascertain whether it has also been affected by industrial effluents.
7. When the PCB visits the site they shall intimate the President /Secretary of Siddh Garbyang Kalyan Sewa Samiti who shall accompany them, at the time of inspection. The inspection shall be done within two weeks from today.

Reply be filed before the next date of hearing positivity.

List the matter on 2nd April, 2018.

.....,JM
(Raghuvendra S. Rathore)

.....,EM
(Dr. Satyawan Singh Garbyal)
(12.03.2018)