

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

**Application No. 01/2012**

**Sanjay Agnihotri V/s Union of India & Ors.**

**CORAM: HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER  
HON'BLE MR. JUSTICE M.S. NAMBIAR, JUDICIAL MEMBER  
HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER  
HON'BLE PROF. A.R. YOUSUF, EXPERT MEMBER  
HON'BLE MR. B.S. SAJWAN, EXPERT MEMBER**

**Present: Applicant / Appellant : Mr. Raj Panjwani, Sr. Adv. and Mr. Rahul Choudhary, Ms. Pallavi Talware, Advs.  
Respondent No. 2 : Mr. Daleep Kr. Dhayani, Adv. and Mr. Pradeep Misra, Advs.  
Respondent No. 5 : Mr. Ravindra Kumar, Adv.  
Respondent No. 7 : Ms. Savitri Pandey, Ms. Azma Parveen, Advs.**

	<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
	<b>Item No. 13 May 29, 2015</b>	<p>Heard. Perused.</p> <p>Our attention is invited to the order dated 2.4.2014. It is pointed out that short term and long term action plan for combating the menace of air and water pollution in the area of NOIDA has been drawn.</p> <p>Learned Counsel appearing for the applicant submits that their anxiety is regarding the implementation of the action plan and the results that are borne out from such implementation. Learned Counsel appearing for the UPPCB submits that the measures have been taken as per short term action plan and the report is submitted to the CPCB and yet there is no response from the CPCB as to the efficacy of the implementation done by the UPPCB. It is further pointed out by the learned Counsel appearing for the UPPCB that the Shahdara drain starts from Delhi and enters NOIDA where the STP is installed. However, it is not known what is the flow of Shahdara drain and the capacity of the STP to handle such flow. It is also not known about the date of commissioning of the said STP.</p>

It is further pointed out that this STP is being constructed by the DJB, and if what is being constructed is not sufficient to handle the flow of Shahdara drain, it is bound to transmit polluted water in NOIDA. We, therefore, feel that the Delhi Jal Board (DJB) is necessary party to the present proceedings. Issue Notice to the DJB. Notice made returnable by the next date of hearing. Necessary amendments shall be made in the present proceedings by the applicant.

As regards the comment of the CPCB on the implementation of the measures taken by the UPPCB is concerned, we have none before us to assist us in that regard. We, therefore, Issue Notice to the Member Secretary of the CPCB to keep somebody present before us on the next date with the requisite instructions to communicate to us the response of the CPCB as regards the implementation measures taken by the UPPCB. Notice be issued by the Registry.

List this matter on 9<sup>th</sup> July, 2015.

.....,JM  
(U.D. Salvi)

.....,JM  
(M.S. Nambiar)

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

.....,EM  
(Prof. A.R. Yousuf)

.....,EM  
(B.S. Sajwan)