

**BEFORE THE NATIONAL GREEN TRIBUNAL  
EASTERN ZONE BENCH, KOLKATA  
(THROUGH PHYSICAL HEARING WITH HYBRID MODE)**

M.A. No.18/2024/EZ

In

Original Application No.155/2022/EZ

Talab Bachao Abhiyan (TBA)

Applicant(s)

Versus

Govt. of Bihar & Ors.

Respondent(s)

Date of hearing: 30.04.2024

**CORAM: HON'BLE MR. JUSTICE B. AMIT STHALEKAR, JUDICIAL MEMBER  
HON'BLE DR. ARUN KUMAR VERMA, EXPERT MEMBER**

For Applicant(s) : Ms. Renu, Advocate (in Virtual Mode)

**ORDER**

1. The Original Application No.155/2022/EZ was disposed of by this Tribunal vide its order dated 23.03.2023 with the following directions:-

*“20. Considering the conditions of the three ponds and the recommendations made by the Committee, we dispose of this Original Application with the following directions:-*

*A. We constitute a Committee under the Chairmanship of Additional Chief Secretary, Department of Environment, Government of Bihar. The other Members of the Committee shall be; the Principal Secretary, Urban Development Housing Department, Government of Bihar, Municipal Commissioner, Darbhanga Municipal Corporation, Member Secretary, Bihar State Pollution Control Board, Divisional Railway Manager, Samastipur Division, and the District Magistrate, Darbhanga.*

*B. The above Committee shall address itself to the observations and the recommendations made in the Inspection Report of the Committee constituted by the Tribunal and take expeditious remedial measures.*

*C. The Committee shall also take steps to remove the encroachments expeditiously.*

*D. The three ponds, namely, Dighi, Harai and Ganga Sagar, in Darbhanga District of Bihar, shall be restored to their pristine glory and their embankments shall be strengthened by planting grass and natural shrubs and trees to provide an eco-friendly landscape which can be used by the public for recreation.*

*E. The Committee shall also ensure that drains leading into the three Ponds/Water Bodies are completely diverted from the said water bodies. Effective sewage management shall be put in place to ensure that no municipal waste is allowed to flow into the three ponds.*

*F. The Committee shall hold its first meeting within fifteen days hereof and thereafter hold meetings regularly in every four months for appraisal of the remedial actions, proposed and taken from time to time.*

*G. The Bihar State Pollution Control Board shall take water samples six monthly from the three ponds and if the water samples are found to be higher than the prescribed standard parameters, appropriate directions shall be issued to the concerned authorities for taking effective remedial actions forthwith.*

*H. All illegal constructions leading into to three ponds and encroachments shall be removed within three months and those constructions which are governed by interim order of the Hon'ble High Court, Patna, shall be subject to any final order which may be passed by the Hon'ble High Court."*

2. It is alleged that the order of the Tribunal has not been complied till date.
3. Issue notice to the Respondent Nos.3 & 8, returnable within four weeks.
4. Ms. Amrita Pandey, learned Counsel who is present (in Virtual Mode), accepts notice on behalf of the Respondent No.8, Bihar State Pollution Control Board.

5. Mr. Surendra Kumar, learned Counsel who is present (in Virtual Mode), accepts notice on behalf of the Respondent No.3.
6. The Respondent Nos.3 & 8 are directed to file their counter-affidavit within four weeks showing compliance of the directions given in paragraph-20 of the order of the Tribunal dated 23.03.2023.
7. **List on 01.07.2024.**

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**B. Amit Sthalekar, JM**

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**Dr. Arun Kumar Verma, EM**

April 30, 2024,  
M.A. No.18/2024/EZ  
In Original Application No.155/2022/EZ  
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