

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

Original Application No. 857/2018  
(M.A. No. 1624/2018)

Dr. Pentapati Pulla Rao

Applicant(s)

Versus

Union of India & Ors.

Respondent(s)

Date of hearing: 10.05.2019

**CORAM: HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON  
HON'BLE MR. JUSTICE S.P. WANGDI, JUDICIAL MEMBER  
HON'BLE MR. JUSTICE K. RAMAKRISHNAN, JUDICIAL MEMBER  
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

For Applicant(s): Mr. Sravan Kumar, Advocate

For Respondent(s): Mr. Guntur Prabhakar, Mr. Guntur Pramod  
Kumar, Advocates for State of Andhra Pradesh  
Mr. TVS. Raghvendra Sreyas, Advocate for R-7

**ORDER**

1. Issue for consideration is the remedial steps against violation of environmental norms in the course of construction of the Indira Sagar Polavaram Multipurpose Project in Andhra Pradesh.
2. In the light of the allegations of the applicant, vide order dated 01.11.2018, this Tribunal constituted a four member Committee comprising representatives of the Central Pollution Control Board, Additional Principal Chief Conservator of Forests, Andhra Pradesh Pollution Control Board and the District

Collector, to furnish a factual report on factual aspects in the matter.

3. Report dated 29.12.2018 was considered by the Tribunal on 19.02.2019. Several deficiencies in the report are as follows:

*“1. Observed disposal of muck without proper height, levelling and gradient.*

*2. No vegetation / greenbelt have been made on the dumps to stabilize and to prevent air pollution.*

*3. The Project Authority may re-look at the utilization of 87 Acres acquired adjacent to the existing dumping site (Moolalanka dump site).*

*4. The Project Authority shall immediately prepare an action plan regarding feasibility of utilizing the excavated material within the project area and the feasibility of using the land already demarcated near the 'O' point.*

*5. Project Authority made the commitment and assured before the Committee that henceforth i.e. 11.12.2018 onwards dumping of mucks will not be done near the BC colony area. Copy of commitment is annexed as Annexure - 'C'.*

*6. The project authority shall regularly carry cut air quality monitoring in line with National Ambient Air Quality Monitoring Programme and submit reports to MOEF&CC/APPCB.*

*7. Strengthening of dumpsites with proper heights and slopes along with vegetative cover may be planned immediately in consultation with technical experts.*

*8. The Committee has verified the restoration of roads after development of cracks as reported in the project*

*approach road during the last monsoon season. The report obtained from Central Design Organization, Vijayawada, AP is annexed as Annexure - 'D'.*

*9. Adequate dust suppression measures like providing water spraying may be arranged till good vegetative cover attained. Similarly, water spraying may be arranged for wetting the approach 'roads/village roads etc. at the project areas and nearby villages.'"*

4. This Tribunal directed the project proponent to take the necessary remedial steps in the matter. The Committee appointed by the Tribunal was required to furnish a verification report. Report has now been furnished vide email dated 03.05.2019 by the Andhra Pradesh State Pollution Control Board giving tabular chart of deficiencies found, action taken by the project proponent and remarks of the Committee. The Committee has found that several steps are still required to be taken and indicated timelines which extend upto 30.06.2019 and required the project proponent to take further specified actions. The project proponent may act accordingly and report to the Committee.

5. The Committee may furnish further report on or before 31.07.2019.

List for further consideration on 27.08.2019.

Adarsh Kumar Goel, CP

S.P. Wangdi, JM

K. Ramakrishnan, JM

Dr. Nagin Nanda, EM

May 10, 2019  
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