

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

**Original Application No. 200 of 2014  
(M.A. No. 254/2018 & M.A. No. 872/2018)  
(C.W.P. No. 3727/1985)**

**And**

**Original Application No. 668 of 2017  
(Earlier M.A. No. 923/2017 In O.A. No. 200/2014)**

**IN THE MATTER OF :**

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

**And**

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

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

**Present:**

**Applicant:**

**Mr. M.C. Mehta, Ms. Katyayni and Ms. Mehak Rastogi, Adv.**

**Mr. Manish Paliwal, Adv. in MA 872/2018**

**Respondent:**

**Mr. Santosh Kumar, Adv. for UPSIDC**

**Mr. Varun Thakur and Mr. Brajesh Pandey, Adv. for NMCG Mr. Sandeep Singh, Director**

**Mr. V. K. Shukla, Adv. and Mr. Vijay Laxmi and, Adv. for State of Madhya Pradesh**

**Mr. Jayesh Gaurav, Adv. for JSPCB**

**Mr. Rajkumar, Adv. for Central Pollution Control Board**

**MR. K. Enatoli Sema and Ms. Nandini Singla, Adv.**

**Mr. Ishwer Singh, Mr. Kumar Ajitabh, Adv. and Shri Sundeep Singh, Director for NMCG**

**Mr. Gautam Singh and Mr. Rudreshwar Singh, Adv for BSPCB**

**Mr. Mukesh Verma adv. for UEPCB**

**Mr. Attin Shankar Rastogi, Adv. for Ministry of Environment, Forest and Climate Change**

**Mr. Vikas Kumar and Ms. Aliya Durajshau, Adv.**

**Mr. I.K. Kapila, Adv. for Uttar Pradesh Jal Nigam**

**Mr. Om Prakash, Adv. for M/o Railways**

**Dr. Sandeep Singh and Mr. Vinay Pal, Adv. for State of Uttar Pradesh.**

**Ms. Yogmaya Agnihotri, Adv. and Ms. Prity, Adv. for CECB**

**Ms. Asha Nyar Bsu and Ms. Aradhita Ghosh Mondal, Adv. for WBPCB**

**Mr. Manish Kumar, Adv. for State of Himachal Pradesh**

**Mr. B.V. Niren, Adv for CGWA**

**Mr. Raja Chatterjee, Mr. Piyush Sachdev and Ms. Abhinandini Yadav, Adv. for State of WB**

**Ms. Deep Shikha Bharti, Adv. for state of Uttar Pradesh**

**Mr. Pradeep Misra and Mr. Daleep Dhayani, advs. for UPPCB**

**Mr. Sanjeev Ralli, Adv and Mr. Dinesh Jindal LO DPCC**

**Mr. Anil Grover, AAG and Mr. Sandeep, Director NMCG**

**Ms. Priyanka Sinha and Ms. Shrishti Sinha, Advs.**  
**Dr. Sandeep Singh and Mr. Vinay Pal, Adv.**  
**Mr. Atul Batra, Adv.**  
**Mohd. Arif, Adv.**

**And**

**Present:**

**Applicant:**

**Mr. M.C. Mehta, Ms. Katyayni and Ms. Mehak Rastogi, Advs.**

**Respondent:**

**Mr. Varun Thakur and Mr. Brajesh Pandey, Advs. for NMCG, Mr. Sandeep Singh, Director**

	<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
	<p><b>Item Nos. 12 &amp; 13</b></p> <p><b>July 27, 2018</b> <b>dv</b></p>	<p>This Tribunal dealt with the issue of pollution in River Ganga including the dimensions of Industrial and Sewage pollution. The Tribunal held that the tackling of the pollution required proper planning and its implementation. It was also noted that various authorities had spent a sum of Rs. 7304.64 crores up to March, 2017 without any significant improvement in the water quality of River Ganga or its tributaries. Accordingly, the directions were issued by the Tribunal in its order dated 13.07.2017 which include</p> <ul style="list-style-type: none"><li>(i) Cleaning of 86 drains by diverting the sewage line by laying the sludge and removing the waste so as to reach Zero Liquid Discharge (ZLD)</li><li>(ii) Online monitoring of industrial pollution.</li><li>(iii) Construction of Supervisory and implementation committees.</li><li>(iv) Regulation of Ground Water, Flood Plain Zones (FPZ) and E-Flow management.</li></ul> <p>From the material on record, we find that the steps taken so far do not meet the timelines fixed by the Tribunal. The progress is inadequate.</p> <p>We find the following:</p>

**Item Nos.  
12 & 13**

**July 27,  
2018  
dv**

(i) The Tanneries at Jajmau do not meet the prescribed standards of effluent discharge. CETP work has not achieved the requisite progress. Strict timeline must now be fixed for up-gradation and construction of CETPs.

(ii) Progress made on the subject of Chromium Contaminated Dump site has not been indicated.

(iii) 14 drains out of 86 still remains to be cleaned.

(iv) Issues of environmental flow from Flood Plain Zone still needs to be fully addressed.

(v) Ground Water Construction regulation still remains an area of concern.

(vi) Control of water polluting industries other than Tanneries has to be made effective.

Apart from the above, the main concern is the continuous deteriorating quality of the holy river. Large population of this country drinks holy water out of reverence. They also take dip in the River Ganga at several locations. While constant effort has to be made to improve the water quality, one cannot run away from the reality and if on account of polluted water there are adverse effects on the health of the persons consuming the water or taking dip in the said water, it is the duty of the State to warn the citizens against such danger.

Accordingly, we direct that pending further consideration of the progress on the directions issued by this Tribunal, the CPCB and the UPPCB must regularly display the results of tests of samples of water at various locations. We are informed that there

**Item Nos.  
12 & 13**

**July 27,  
2018  
dv**

are 36 real-time monitoring stations and 94 manual monitoring stations. It is expected that atleast at one place within 100 kms points where interaction of persons take place with the holy River and also on the websites of the NMCG, CPCB, UPPCB information must be displayed such as :

- (a) Place where water is fit for consumption
- (b) Place where water is fit for bathing.
- (c) Parameters on which the information is based.

We are informed that the situation is so alarming that from Haridwar to Kolkata the water is neither fit for consumption nor for bathing. If it is so, this information must be on the relevant website so that health of the citizens can be protected. If there is improvement, such improvement must also be notified, particularly in respect of the water quality.

List the matter for further hearing on 6<sup>th</sup> August, 2018 at 10:30 A.M.

....., CP  
(Adarsh Kumar Goel)

.....,JM  
(S.P. Wangdi)

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

.....,EM  
(Dr. Nagin Nanda)

27.07.2018