

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

(By Video Conferencing)

Original Application No. 429/2019

(With report dated 15.01.2020)

RWA Society

Applicant(s)

Versus

Govt. of NCT of Delhi

Respondent(s)

Date of hearing: 26.08.2020

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

Respondents(s): Ms. Sakshi Popli, Advocate for DJB
Mr. Raj Kumar, Advocate for DPCC

ORDER

1. The issue for consideration is the remedial action against the bad odour from the STP, Kondli in Delhi, as the STP is not operated as per norms.

2. The matter was considered on 27.09.2019 and direction was issued for further appropriate action by the Delhi Jal Board (DJB) in light of the report of the Delhi Pollution Control Committee (DPCC). The operative part of the order is as follows:

"2. Vide order dated 04.07.2019, the Delhi Pollution Control Committee (DPCC) and the Delhi Jal Board (DJB) were required to furnish a factual and action taken report. In the report filed by the DPCC, it is stated that based on water laboratory analysis of the samples collected at the outlet, 25 MGD STP (Phase-II) and 45 MGD STP (Phase-IV) are not meeting the prescribed

standards and vide directions issued on 24.09.2019, the DJB has been required to provide effective odour control mechanism by 31.03.2020. The said direction also required the DJB to rectify the deficiencies for proper operation and maintenance of STPs at Kondli.

3. Mr. A.N.S. Nadkarni, learned ASG appearing for the DJB states that the work order dated 30.08.2019 has been issued for providing consultancy services contemplating the completion of the work.

4. In view of seriousness of the violation of norms resulting in bad odour, the DJB may ensure that all remedial actions are completed by 31.03.2020 as directed by the DPCC and with this timeline in mind, all the necessary procedures may be preponed accordingly. **The DJB may specify the person responsible for ensuring such compliance and consequences for failure including disciplinary action and recording such failure in the ACR. Name of such officer may be notified on the website of the DJB within one week from today.**

5. A progress report as on 31.12.2019 be filed on or before 15.01.2020 by the DJB by e-mail at judicial-ngt@gov.in.”

3. In pursuance of the above, the DJB has filed its report on 15.01.2020 mentioning certain steps. Para 9 of the report is as follows:

“9. This is to mention that the total time line mentioned in the NIT for completion of the above said work is 05 Months after issue of Work Order by DJB for Supply, Installation, Testing and Commissioning (SITC) of the Two Stage Biological Odor Control Units (OCUs) in the proposed locations of STP including complete connections with existing plant, online monitoring system & all allied works with 05 years Operation & Maintenance of the system. The project time line of 05 months for SITC of Odor Control Units has been considered based on market survey as these units will be manufactured and imported from abroad which usually takes 12-14 weeks for delivery at site including custom clearance in India and transportation followed by 6-8 weeks for installation, testing and commissioning of the Odor Control Unit including complete connections with existing plant, online monitoring system, development of mobile application & other allied works.”

4. Let further steps be taken by the DJB expeditiously and action taken report be filed before the next date of hearing by e-mail at judicial-ngt@gov.in preferably in the form of searchable PDF/ OCR Support PDF and not in the form of Image PDF. Any further failure of DJB may leave

no option with the Tribunal except coercive measures against the erring officers.

5. A copy of this order be sent to the DJB by e-mail for compliance.

List for further consideration on 05.01.2021.

Adarsh Kumar Goel, CP

S. P. Wangdi, JM

Dr. Nagin Nanda, EM

August 26, 2020
Original Application No. 429/2019
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