

Item No. 02

Court No. 1

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

Original Application No. 433/2019

(With report dated 22.01.2021)

Residents of Village Nodai Wagar,  
P.S. Naraura, Bulandshahar

Applicant

Versus

State of Uttar Pradesh

Respondent

Date of hearing: 05.02.2021

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

Respondent: Mr. Pradeep Misra and Mr. Daleep Dhyani, Advocates for UPPCB

**ORDER**

1. A report was sought from the Uttar Pradesh State PCB with reference to the allegation that the STP unit at Narora, District Bulandshahr, UP was discharging untreated waste water in River Ganga.

2. The matter was then considered on 30.07.2020 in the light of earlier order dated 18.11.2019 and the report of the Oversight Committee<sup>1</sup> dated 13.07.2020 to the effect that untreated sewage was being discharged into river Ganga and drains were choked, resulting in over flow of untreated sewage. The Jal Nigam had failed to perform its responsibility. The Tribunal observed:-

*"1to3...xxx.....xxx.....xxx*

4. *We accept the recommendations and issue directions in terms thereof. **The UP Jal Nigam must perform its responsibility and cannot take the plea that fault was of the contractor. The work of sewer connectivity to households be completed***

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<sup>1</sup> Appointed by this Tribunal for environmental issues in UP, headed by Justice S.V.S. Rathore former Judge of Allahabad High Court

***expeditiously which may be reviewed by the Principal Secretary, Urban Development, UP. The UP Jal Nigam is held liable to pay Rs. 5 lakhs for their default which may be deposited with the State PCB within one month to be spent for restoration of the environment under an action plan to be prepared by the State PCB. There is no mention about deficiencies in working of STPs in other local bodies which may also be looked into by the Oversight Committee. The Oversight Committee may furnish its further report of status as on 31.12.2020 before the next date 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.”***

3. Accordingly, further report has been filed by the Oversight Committee on 22.01.2021 concluding as follows:-

***“Recommendation by the Oversight Committee***

*The main issue in this case was about discharge of untreated sewage in river Ganga. As per the inspections conducted by UPPCB as well as the latest reports from the concerned authorities, **it is observed that no untreated sewage is being currently discharged. The total quantity of sewage generated (2.5 MLD) is being treated at the STP. The treated effluent is discharged into Dhak Nagla irrigation canal.***

***Another issue of sewer house connection of 4300 households has also been duly addressed. As all the directions by the Hon’ble Tribunal have been complied with, the Committee is satisfied with the progress and is of view that no further action is required in matter, accordingly the case may be disposed off.”***

4. We have considered the matter. In view of above report that the sewage is being treated before being discharged into the River, no further direction is necessary except that the values of the treated water, which is being discharged, in terms of fecal coliform need to be ascertained. This aspect may be looked into by the State PCB and, if found necessary, further remedial action may be taken, following due process of law.

The application is disposed of.

Adarsh Kumar Goel, CP

S.K. Singh, JM

Dr. Nagin Nanda, EM

February 05, 2021  
Original Application No. 433/2019  
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