

Item No. 07

Court No. 1

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

Original Application No. 861/2022

Kuldeep Singh Khaira & Ors.

Applicant(s)

Versus

State of Punjab & Ors.

Respondent(s)

Date of hearing: 11.03.2024

**CORAM: HON'BLE MR. JUSTICE PRAKASH SHRIVASTAVA, CHAIRPERSON
HON'BLE MR. JUSTICE SUDHIR AGARWAL, JUDICIAL MEMBER
HON'BLE MR. JUSTICE ARUN KUMAR TYAGI, JUDICIAL MEMBER
HON'BLE DR. A. SENTHIL VEL, EXPERT MEMBER**

Applicant: Mr. Kapil Dev, Applicant in Person (Through VC)

Respondent: Mr. Ankit Siwach, Adv. for Municipal Corporation, Ludhiana (Through VC)
Mr. Divyam Nandrajog, AAG for the State of Punjab

ORDER

1. In this Original Application, the applicant has raised the grievance that Sidhwan Canal passing through Ludhiana was highly polluted on account of dumping of plastic bag, polyester clothes waste and other non-biodegradable material and also on account of huge encroachment.

2. The Joint Committee constituted by the Tribunal, in its report, had found dumping of garbage of solid waste into the Canal water. The Municipal Corporation, Ludhiana had failed to give any satisfactory response and had not disclosed any effective steps to remediate the situation. Hence, the Tribunal by order dated 11.01.2024 had accepted the prayer made by the Learned Counsel for Municipal Corporation, Ludhiana to grant two week's time to file further report by imposing a cost of Rs.

25,000 which was to be deposited with the Registrar General of the Tribunal.

3. Neither the report has been filed by the Municipal Corporation, Ludhiana till now nor the cost of Rs. 25,000/- has been deposited.

4. Learned Counsel appearing for Municipal Corporation, Ludhiana submitted that the cost of Rs. 25,000/- will be deposited and the report will also be filed during the course of the day.

5. During the course of argument, the Counsel for Municipal Corporation, Ludhiana has submitted that now the situation has been remediated and 100 per cent garbage has been cleared from the Canal, which has been objected to by the Petitioner No. 2. Hence, Petitioner No. 2, present in person, has sought a week's time to file objection to the report.

6. List on 14.05.2024.

Prakash Shrivastava, CP

Sudhir Agarwal, JM

Arun Kumar Tyagi, JM

Dr. A. Senthil Vel, EM

March 11, 2024
Original Application No. 861/2022
SN