

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

Original Application No. 544/2019

(With report dated 10.10.2019 filed by Collector, Nasik and report dated 30.09.2019 filed by State PCB)

Dr. Kiran Ramdas Kamble & Anr.

Applicant(s)

Versus

State of Maharashtra

Respondent(s)

Date of hearing: 25.11.2019

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

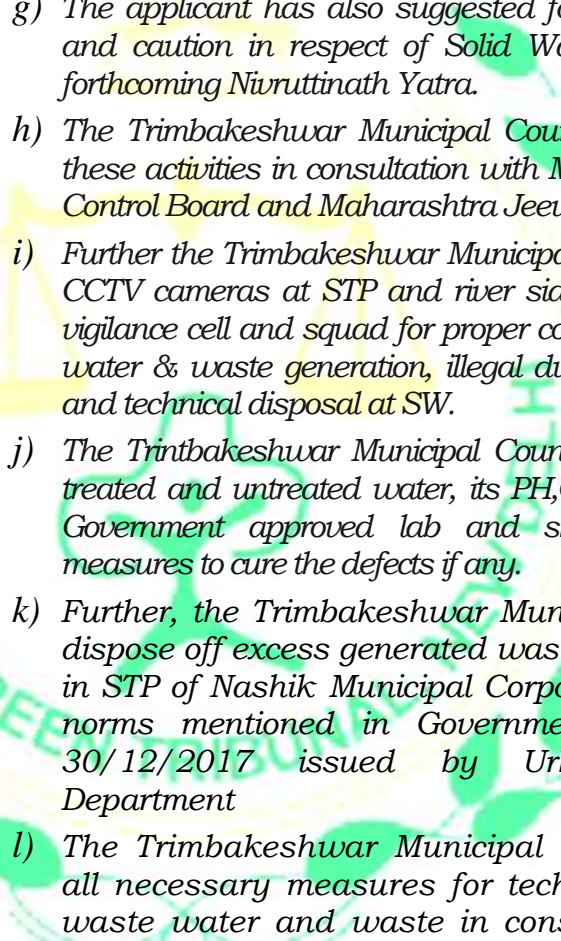
For Respondent(s): Mr. Mukesh Verma, Advocate for MPCB

ORDER

1. Issue for consideration is deficiencies in functioning of STP at Trimbakeshwar, District Nasik.
2. Vide order dated 08.08.2019, a report was sought from the Collector, District Nasik and the State PCB. Accordingly, report dated 10.10.2019 has been filed to the effect that capacity of flow of STP is not adequate. There was no system for measurement of untreated and treated water. Underground drainage was required in the city for transporting the waste water to the STP. Other measures have also been mentioned. It will be appropriate to quote the relevant part of the report:

“Reports and Measures to be taken:

- a) *That the STP presently working in the city is of 1 MLD capacity and considering the rise to the tune of 4.5 MLD the capacity of said STP needs to be enhanced on top priority.*

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- b) Proper system for measurement of untreated and treated water at STP needs to be installed on priority.
- c) The time bound program for construction of underground drainage in the city for transporting of 5 MLD waste water towards STP needs to be completed.
- d) The Trimbakeshwar Municipal Council shall get the consent renewal from the MPCB, Nashik of consent no.1703001741 dated 24/3/2017.
- e) The Trimbakeshwar Municipal Council shall implement the directions issued by the Maharashtra Pollution Control Board (MPCB) under their letter dated 11/9/2019.
- f) The Trimbakeshwar Municipal Council shall take abundant precaution for collecting the waste and its proper disposal in SW in forthcoming Nivruttinath Yatra and other religious festivals.
- g) The applicant has also suggested for taking proper care and caution in respect of Solid Waste Management in forthcoming Nivruttinath Yatra.
- h) The Trimbakeshwar Municipal Council shall conduct all these activities in consultation with Maharashtra Pollution Control Board and Maharashtra Jeevan Pradhikaran.
- i) Further the Trimbakeshwar Municipal Council shall install CCTV cameras at STP and river side and further set up vigilance cell and squad for proper controlling of the waste water & waste generation, illegal dumping of any waste and technical disposal at SW.
- j) The Trimbakeshwar Municipal Council shall examine the treated and untreated water, its PH,OD,COD, BOD etc. at Government approved lab and shall take necessary measures to cure the defects if any.
- k) Further, the Trimbakeshwar Municipal Council shall dispose off excess generated waste water and waste in STP of Nashik Municipal Corporation by following norms mentioned in Government Circular dated 30/12/2017 issued by Urban Development Department
- l) The Trimbakeshwar Municipal Council shall take all necessary measures for technical treatment of waste water and waste in consultation with and as per the directions of Maharashtra Pollution Control Board & Maharashtra Jeevan Pradhikaran.

Conclusion:

In view of the facts and circumstances mentioned herein above necessary directions /orders may please be issued to the Trimbakeshwar Municipal Council and the under signed is obliged to obey further orders or directions which may be issue by this Hon'ble Tribunal.”

3. The State PCB has also filed a report on 30.09.2019 which is almost on the same pattern. The observation therein are:-

“1. Municipal Council Trimbak has obtained consent for 1 MLD STP capacity which was expired on 31.12.2017 and after that Municipal Council Authority has not applied for renewal of consent till date.

2. Trimbak Municipal Council has provided Sewage treatment plant of capacity 1.0 MLD consisting of Stilling Chamber, Bar Screen Chamber, Grit Chamber, Fab Reactors, Tube Settler, Chlorine Contact Tank and Sludge sump. The treated effluent is disposed off to the Godavari River.

3. Flow meters is not provided for incoming influent and outgoing effluent. Floating material was observed at each tanks of STP and sludge removing process is manual. It seems that Operation and Maintenance of the STP is not satisfactory.

4. It is observed that Trimbak Municipal Council has not connected total drainage network to the existing Sewage treatment plant and reaming domestic effluent generating from Municipal council area is directly discharged into River Godavari through various nallas without any treatment.

5. The existing Sewage treatment plant having capacity 1.0 MLD is not sufficient as compare to the current sewage generation for Trimbak Municipal Council (i.e. sewage generation about 4.5 MLD as per report submitted by Trimbak Municipal Council).

*6. During visit Sample of STP inlet and STP outlet is collected for analysis. Report is awaited. A copy of the visit report dated 23/09/2019 is enclosed and marked as an **Annexure-I**.*

*7. The Maharashtra Pollution Control Board has issued directions u/s 33A of the Water (Prevention & Control of Pollution) Act,1974 to Trimbak Municipal Council vide letter dated 11/09/2019 for not providing adequate Sewage Treatment Plant etc. A copy of the directions dated 11/09/2019 is enclosed and marked as an **Annexure-'11'**.*

8. *The Trimbak Municipal Council has not yet submitted its reply the aforesaid directions. They have also not submitted time bound action plan for 100% treatment of the generation sewage and achieving effluent discharge standards for STP's as well as not prepared and furnish action plan for Utilization of treated sewage.”*

4. In view of above, let the Secretary, Urban Development (Local Bodies), Maharashtra ensure that requisite measures are taken so that the STP works with proper capacity and is duly connected to the sources of sewage to prevent untreated sewage being unscientifically discharged, affecting the public health and environment. For this purpose, an appropriate action plan be prepared with specific timelines and budgetary support. No untreated sewage be discharged into the river. Pending setting up of STP, in situ remediation of drains may be ensured. A Compliance report may be filed within one month by e-mail at judicial-ngt@gov.in.

List for further consideration on 04.02.2020.

A copy of this order be sent to Secretary, Urban Development, Maharashtra by e-mail.

Adarsh Kumar Goel, CP

S.P Wangdi, JM

K. Ramakrishnan, JM

Dr. Nagin Nanda, EM

November 25, 2019
Original Application No. 544/2019
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