

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

(By Video Conferencing)

Original Application No. 1014/2019

(With report dated 10.09.2020)

Varun

Applicant(s)

Versus

Delhi Pollution Control Committee & Ors.

Respondent(s)

Date of hearing: 14.09.2020

**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**

Applicant(s): Ms. Mansi Chahal, Advocate

Respondent(s): Mr. Narender Pal Singh, Advocate for DPCC

**ORDER**

1. This order is being passed in continuation of order dated 22.05.2020.

2. An action taken report was sought from the DPCC in response to the allegation of illegal operation of dyeing factories operating in the areas of Bawana, Narela, Mayapuri, Libaspur and Nangli Sakrawat of Delhi. The matter was further considered vide order dated 16.03.2020 in the light of the report dated 30.01.2020.

3. On the last date i.e. 22.05.2020, the Tribunal considered the matter as follows:-

*“3. Since the report did not mention the details of the action taken unit wise, this Tribunal directed DPCC to furnish a revised report. Accordingly, report dated 20.05.2020 has been filed with annexure*

*A mentioning the list of industries, status of compliance and action taken.*

*4. On consideration of the matter, we find that even the revised report is deficient in that, while it gives the conclusion about the status of compliance, the data on which such conclusion is based is not available. It is, thus, not possible to check up the correctness of the conclusion mentioned in the report. It is desirable that such data is also furnished. In respect of some of the units, it is mentioned that no dyeing activity was found which may only refer to status at a given point of time. It is possible that the activity may be going on but may not be found only at a particular point. It is also necessary to ascertain whether apart from the 61 units which have been checked and some of which have been found non-compliant, there are other non-compliant units. It will be in the interest of the environment that an exhaustive survey is conducted in the area in this regard and information provided by way of a report.*

*Let a further report in the matter be filed by 31.08.2020 by e-mail at [judicial-ngt@gov.in](mailto:judicial-ngt@gov.in) preferably in the form of searchable PDF/ OCR Support PDF and not in the form of Image PDF.”*

4. Accordingly, DPCC has filed its further report on 10.09.2020 inter-alia stating as follows:-

*“5. That apart from above, 79 more premises/ units engaged in the activity of Dyeing and Washing Jeans were inspected in the month of July, August and September, 2020 by the officials of DPCC. The status of inspection is as follows:*

- (i) 48 units found engaged in the activity of Dyeing/ Washing of Jeans, Garments with valid consent and functional effluent treatment plant in the premises. One unit, out of 48 who was found non complaint in earlier inspection has deposited EDC of RS 12,40,000/- and DPCC has also granted Consent to operate to the said unit namely M/s Erin Garments, Bawana Industrial Area.*
- (ii) 12 units were found operating without consent to operate and without functional effluent treatment plant, although these units have applied for getting Consent to Establish/operate. All these units have been effectively closed.*

*Out of these 12 units, EDC to the tune of Rs 2,20,00,000/-has been imposed on 05 units.*

*Against the remaining 07 units out of 12, Show Cause Notices for imposition of Environmental Compensation have been issued and proceedings are under progress. EC will be imposed after conclusion of the proceedings.*

(iii) *In the remaining 19 premises, out of 79 premises inspected, no industrial activity was observed during inspection since long.”*

5. In view of the above, no further order appears to be necessary.

The application is disposed of.

Adarsh Kumar Goel, CP

S. P. Wangdi, JM

Dr. Nagin Nanda, EM

September 14, 2020  
Original Application No. 1014/2019  
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