

Item No.04

Court No. 1

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

Original Application No. 164/2024

Varun Gulati

Applicant

Versus

State of Haryana & Ors.

Respondent

Date of hearing: 21.02.2024

**CORAM: HON'BLE MR. JUSTICE PRAKASH SHRIVASTAVA, CHAIRPERSON
HON'BLE DR. A. SENTHIL VEL, EXPERT MEMBER
HON'BLE DR. AFROZ AHMAD, EXPERT MEMBER**

Applicant: Mr. S.A. Zaidi & Mr. Kapil Sagar, Advs.

ORDER

1. In this original application, the applicant has raised the grievance against respondent no. 5 and 6 i.e. M/s Ansal Properties & Infrastructure Ltd. and M/s TDI Infratech Ltd. situated in Panipat, Haryana and the allegation is that the aforesaid respondents have developed a residential project at Panipat, Haryana but the STP is not functioning as a result of which the untreated sewage is being discharged in green belt or into the drain which is proving detrimental to the environment as well as to the public health. It is further alleged that the respondent no. 5 and 6 with the help of the tractor tankers collect and discharge their untreated sewage either into the green belt/open land or into the nearby drain no. 2 which goes and emerges directly into river Yamuna. Further allegation is that the overflowed sewage gives very foul and obnoxious smell and that respondent no. 5 and 6 have not obtained the CTO and Environmental Clearance from the concerned department.

2. The OA raises substantial issue relating to compliance of the provisions of schedule enactment.

3. Having regard to the nature of allegations made in the OA we constitute a Joint Committee comprising of Member Secretary, Haryana State Pollution Control Board (HSPCB), Deputy Commissioner, Panipat and representative of Member Secretary, Central Pollution Control Board (CPCB). Deputy Commissioner, Panipat will act as the coordinating agency.

4. The committee will visit the site, ascertain the correct position on the spot and the extent of violation by the respondent no. 5 and 6 and also suggest the remedial measures. Let the report be submitted before the Tribunal by the committee within six weeks.

5. Meanwhile, let notice be also issued to the respondents. Applicant is directed to serve the respondents and file affidavit of service atleast one week before the next date of hearing.

6. List on 01.05.2024

7. A copy of this order, along with a copy of the petition, be forwarded to the Member Secretary, HSPCB, Deputy Commissioner, Panipat and Member Secretary, CPCB by e-mail for compliance.

Prakash Shrivastava, CP

Dr. A. Senthil Vel, EM

Dr. Afroz Ahmad, EM

February 21, 2024
Original Application No. 164/2024
AS.