

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

(By Video Conferencing)

Original Application No. 972/2019

(With report dated 16.06.2020)

Bhanwar Lal Bhargava

Applicant(s)

Versus

State of Rajasthan

Respondent(s)

Date of hearing: 24.08.2020

**CORAM: HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON
HON'BLE MR. JUSTICE S. P. WANGDI, JUDICIAL MEMBER
HON'BLE DR. SATYAWAN SINGH GARBYAL, EXPERT MEMBER
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

ORDER

1. A factual and action report was sought from Rajasthan State Pollution Control Board (State PCB) with reference to the allegation of discharge of untreated sewage and industrial effluents on the agriculture lands at village Nokha, District Bikaner, Rajasthan.

2. Accordingly, the State PCB has filed its report on 16.06.2020 *inter-alia* stating as follows:-

*“2. That in compliance of the directions passed by this Hon'ble Tribunal the officials of the State Board have inspected the disputed site, during the course of inspection it was found that the Municipal Board, Nokha has established Sewage Treatment Plant (STP) having capacity of 01 MLD. **The treatment plant was not operational and the untreated effluent was by-passed. There were other deficiencies which are mentioned in the detailed inspection report. The STP is not having Consent to Establish or Consent to Operate from the State Board. During the course of inspection, the officials have also collected the water samples for analysis. The photo copy of the inspection report dated 11.12.2019 and analysis report of the water samples***

are annexed herewith and marked as Annexure-1 (Collectively).

3. *That on the basis of inspection report and sample analysis reports, the State Board has issued show cause notice dated 28.02.2020 to the Executive Officer, Municipal Board, Nokha, Bikaner and OBH was also given for 30.03.2020, but due to COVID-19 pandemic the same could not take place. The photo copy of the show cause notice dated 28.02.2020 is annexed herewith and marked as Annexure-2. The State Board is taking further necessary action in the matter.”*

3. Let the State PCB take further steps in the matter. The State PCB may further require the Municipal Board to take steps for connectivity of sewage generation points to STP and utilisation of treated effluent for non-potable/agricultural uses, taking into account directions of this Tribunal in order dated 21.5.2020 in Original Application No. 593/2017, *Paryavaran Suraksha Samiti & Anr. v. UOI & Ors.* The PCB may file its action taken report 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.

A copy of this order be forwarded to the State PCB by e-mail.

List for further consideration on 14.01.2021.

Adarsh Kumar Goel, CP

S. P. Wangdi, JM

Dr. Satyawan Singh Garbyal, EM

Dr. Nagin Nanda, EM

August 24, 2020
Original Application No. 972/2019
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