

**BEFORE THE NATIONAL GREEN TRIBUNAL
SOUTHERN ZONE, CHENNAI**

**M.A.No.103 of 2013 (SZ) and
M.A. No. 242 of 2013 (SZ)**

in
**Application No. 40 of 2013 (SZ)
(Suo Motu)**

Applicant(s) Respondent(s)
News items of investigation in Vs. The Commissioner, Corporation of
“Packaged Drinking Water units in Chennai and others
Chennai city”

Legal Practitioners for Applicant(s) Legal Practitioners for Respondents
Smt. H. Yasmeen Ali, Advocate for R-2
M/s. M.K. Subramanian and M.R. Gokul
Krishnan Advocates for R-3 and R-7
Shri K.M. Muralidharan Advocate
for R-4 and R-5

Application No. 94 of 2013 (SZ)

Applicant(s) Respondent(s)
M/s. South India Packaged Drinking Water The Chairman, Tamil Nadu
Manufacturer’s Association, Chennai. Pollution Control Board and others

Legal Practitioners for Applicant(s) Legal Practitioners for Respondents
M/s. Sukumaran and V. Rameshvel Smt.H. Yasmeen Ali, Advocate
Advocates for R-1, R-2 and R-3

Application No. 96 of 2013 (SZ)

Applicant(s) Respondent(s)
Shanmuga Aqua Industries Vs. The Chairman, Tamil Nadu
Chennai Pollution Control Board, and others

Legal Practitioners for Applicant(s) Legal Practitioners for Respondents
M/s. T.S. Rajamohan and P. Suresh Babu Smt.H. Yasmeen Ali, Advocate
Advocates for R-1, R-s and R-3

Application No. 97 of 2013 (SZ)

Applicant(s) Respondent(s)
Vasco Water Systems Vs. The Member Secretary, Tamil Nadu
Chennai Pollution Control Board, and another

Legal Practitioners for Applicant(s) Legal Practitioners for Respondents
M/s. V. Suthakar and K.S. Viswanathan Smt.H. Yasmeen Ali, Advocate
Advocates for R-1,R-2 and R-3

Application No. 98 of 2013 (SZ)

Applicant(s) Respondent(s)
Sri Chakra Enterprises Vs. The Member Secretary, Tamil Nadu
Chennai Pollution Control Board, and another

Legal Practitioners for Applicant(s) Legal Practitioners for Respondents
M/s. V. Suthakar and K.S. Viswanathan Smt. H. Yasmeen Ali, Advocate
Advocates for R-1 and R-2

Application No. 99 of 2013 (SZ)

Applicant(s) Respondent(s)
M/s. Aqua Deepak Vs. The Member Secretary, Tamil Nadu
Chennai Pollution Control Board, and another

Legal Practitioners for Applicant(s) Legal Practitioners for Respondents
M/s. V. Suthakar and K.S. Viswanathan Smt.H. Yasmeen Ali, Advocate
Advocates for R-1 and R-2

Application No. 100 of 2013 (SZ)

Applicant(s) Respondent(s)
M/s. Sudesi Associates Vs. The Member Secretary, Tamil Nadu
Chennai Pollution Control Board, and another

Legal Practitioners for Applicant(s) Legal Practitioners for Respondents
Dr. S. Padma and V. Durai Pandi Smt. H. Yasmeen Ali, advocate
Advocate for R-1 and R-2

Application No. 148 of 2013 (SZ)

Applicant(s) Respondent(s)
M/s. Tamil Nadu Packaged Drinking Vs. The Chairman, Tamil Nadu
Water Manufacturers Association, Chennai Pollution Control Board and others

Legal Practitioners for Applicant(s) Legal Practitioners for Respondents
M/s. P.R. Raman, C. Seethapathy, Smt. H. Yasmeen Ali, Advocate for
A. Umasankar and S.P. Arti, Advocates R1 and R2

Application No. 158 of 2013 (SZ)

Applicant(s) Respondent(s)
M/s. Anbu Mineral Water Vs. The Chairman, Tamil Nadu
Pollution Control Board and others

Legal Practitioners for Applicant(s) Legal Practitioners for Respondents
M/s. D. Rajendran, A.N Ramanathan Smt. H. Yasmeen Ali, Advocate for
and P.Udya, Advocates for R-1 and R-2

Application No. 159 of 2013 (SZ)

Applicant(s) Respondent(s)
M/s. Guru Water Vs. The Chairman, Tamil Nadu
Pollution Control Board and others
Legal Practitioners for Applicant(s) Legal Practitioners for Respondents
M/s. D. Rajendran, A.N Ramanathan Smt. H. Yasmeen Ali, Advocate for
and P.Udya, Advocates for R-1 and R-2

Application No. 160 of 2013 (SZ)

Applicant(s) Respondent(s)
M/s. Pure One Products Vs. The Chairman, Tamil Nadu
Pollution Control Board and others
Legal Practitioners for Applicant(s) Legal Practitioners for Respondents
M/s. D. Rajendran, A.N Ramanathan Smt. H. Yasmeen Ali, Advocate for
and P.Udya, Advocates for R-1 and R-2

Application No. 257 of 2013 (SZ)

Applicant(s) Respondent(s)
M/s. Aqua Deepak Industries Vs. The Commissioner, Food Safety
Chennai and Standards Authority and another
Legal Practitioners for Applicant(s) Legal Practitioners for Respondents
M/s. V. Suthakar, K.S. Viswanathan M/s. M.K. Subramanian and
T. Hemalatha and M.Gopi, Advocates M.R. Gokul Krishnan, Advocates
for R-1 and R-2

Application No. 266 of 2013 (SZ)

Applicant(s) Respondent(s)
M/s. Karuna Enterprises Vs. The Commissioner, Food Safety
Chennai and Standards Authority and another
Legal Practitioners for Applicant(s) Legal Practitioners for Respondents
Party-in-person M/s. M.K. Subramanian and
M.R. Gokul Krishnan, Advocates
for R-1 and R-2

Appeal No. 50 of 2013 (SZ)

Applicant(s) Respondent(s)
M/s. S. Raj Kumar Vs. The Chairman, Tamil Nadu
Proprietor Pollution Control Board and others
Shree Balaji Aqua Enterprise, Chennai
Legal Practitioners for Applicant(s) Legal Practitioners for Respondents
M/s. S. Kamaleshkannan and Smt. H. Yasmeen Ali, Advocate for
and S. Sai Sathya Jith R-1 to 3
Advocates

COMMON ORDER

Note of the Registry	Orders of the Tribunal
Order No. 18	<p data-bbox="676 365 1043 400">Date : 03rd January 2014</p> <p data-bbox="676 472 1406 1570">When the matter is taken up for hearing this day, the counsel for Packaged Drinking Water Manufacturers' Association and also the counsel representing the authorities are present. In the last hearing, it was brought to the notice of the Tribunal that a part of the members of the Association have made their applications before the Public Works Department and others were yet to do so. The counsel for the Association would submit that the Association consists of 869 members out of whom 839 have already applied to the Public Works Department for NOC and in respect of the remaining 30, some of them have already obtained consent with which they were carrying on and some of them have got clearance from the Central Ground Water Authority and the remaining who have neither applied nor obtained the necessary permission above referred to would be meagre in number and he will file necessary list in that regard in the next hearing and for that purpose, the case can be posted to a short date</p> <p data-bbox="676 1615 1406 1861">The counsel appearing for the Public Works Department would submit that the Department would file a report in respect of the applications made by the members of the said Association in the next hearing.</p> <p data-bbox="676 1906 1406 1984">At this juncture, the counsel for the Tamil Nadu Pollution Control Board would submit that the</p>

consideration of the applications by the members of the Association would arise only after crossing the other stages.

After hearing the counsel, the Tribunal feels that the matter could be adjourned to **07.01.2014**. The Tamil Nadu Pollution Control Board is directed to file a report in respect of the other units who have been carrying on the trade and who have been directed to close because of the illegal activities, in the next hearing.

M.A. No. 242 of 2013 (SZ):

The counsel for the parties are present. The 4th respondent appears in person and also files his reply along with a copy of the letter addressed to the applicants. The counsel for the 4th applicant would submit that 60 applications were made by the herbal water units. The counsel further adds that it was noticed that all applications were not in complete shape and incorrect. Hence notices were sent to the respective applicants about the defects. A copy of the communication is also filed before the Tribunal.

The counsel appearing for the 3rd respondent who is the applicant in the M.A. No. 242 of 2013 (SZ) would submit that the said association has got 242 members out of whom 71 have applied before 4th respondent. The 4th respondent has sought for clarifications only from 21 applicants and they all have filed their replies before the 4th respondent.

From the submissions made by both the sides, it would be quite clear that though each has admitted in respect of making the application, seeking for clarifications and return of the same, the parties are

not quite certain about the exact numbers. In the circumstances, both parties are directed to place the correct information before the Tribunal in the next hearing and the matter is posted to **08.01.2014**.

Prof. Dr. R. Nagendran
(Expert Member)

Justice M. Chockalingam
(Judicial Member)

