

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

Original Application No. 196 of 2014

Krishan Kant Singh & Anr.Vs. National Ganga River Basin Authority & Ors.

CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER
HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER
HON'BLE PROF. A.R. YOUSUF, EXPERT MEMBER

Present: Applicant: Mr. Rahul Choudhary, Advocate
Respondent No. 1&2: Mr. Vikas Malhotra and Mr. M.P. Sahay,
Advocates
Respondent No. 4: Mr. Pradeep Misra & Mr. Daleep Kumar
Dhayani, Advocates
Dr. Abhishek Atrey and Mr. Ajit Subramurthy,
State of Uttrakhand
Mr. Raman Yadav, Advocate for State of U.P.
Mr. Mukesh Verma, Advocate

Date and Remarks	Orders of the Tribunal
Upon Mentioning October 30, 2014	<p>This case has been taken upon mentioning by the Learned Counsel appearing for the Applicant as well as the Learned Counsel appearing for the different Respondents including the States and Ministry of Environment and Forests. It has been brought to our notice that the Hon'ble Supreme Court of India vide its order dated 29th October, 2014 passed in Writ Petition No. 3727 of 1985 has directed this Tribunal to take effective and immediate steps particularly to prevent and control pollution of river Ganga and its tributaries as well as to restore the wholesomeness of the water of river Ganga as it is a lifeline for large number of people populating the State of Haryana, State of Uttarakhand, State of Bihar, State of Uttar Pradesh, State of Madhya Pradesh, State of Chhattisgarh, State of West Bengal, State of Jharkhand and NCT, Delhi, besides it being of great religious and cultural value to the large sections of our society. Therefore, in continuation of our order dated 20th October, 2014 passed in the case, we further direct that the special Committee constituted by the Tribunal and the State Pollution Control Boards of all these States shall take immediate steps to ensure that no industry which has not obtained or is operating without the consent of the Board</p>

and is a polluting industry is permitted any longer to discharge their effluents directly or indirectly into the river Ganga or any of its tributaries. The Boards shall also take steps for closure of such units in accordance with law. It will also inform industries of this order. They shall file the Status Report before the Tribunal on the next date of hearing.

In the meanwhile, we also direct that the meeting of Secretary, MoEF, Secretary, Ministry of Water Resources, Chief Secretaries of all the above States will be held on 11th November, 2014 at 01:00 PM in our chamber. On this meeting the list of polluting industries of river Ganga and its tributaries under classification formulated by the Hon'ble Supreme Court of India in its order and/or by the CPCB shall be provided by the respective states. Secondly, every State shall place before the Tribunal their policy formulated for prevention and control of pollution of river Ganga and its tributaries as well as restoration of her wholesome water.

The MoEF will communicate the order to all the concerned authorities. The above meeting is necessitated for the reason that an individual Secretary of the State Governments may not be able to effectively participate in the requisite decision making as it will also involve multi departmental decision of the concerned states which will have inter-state impact. It is necessary that the highest executive authorities of the concerned states, participate in this meeting to provide for co-ordinated effective resolution of the environmental issues involved in the present case in regard to River Ganga and its Tributaries.

In view of the aforesaid developments, the date already given as 4th December, 2014 in the present case shall stand preponed to 17th November, 2014. As all the Learned

Counsels are present, the Registry need not issue any notice of preponement to the parties.

List this matter for further consideration on 17th November, 2014.

.....,CP
(Swatanter Kumar)

....., JM
(U.D. Salvi)

....., EM
(Dr. D.K. Agrawal)

....., EM
(Prof. A.R. Yousuf)

