

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

**Original Application No. 200/2014  
(C.W.P. No. 3727/1985)**

**And**

**Original Application No. 501 of 2014  
(M.A. No. 404 of 2015)**

**And**

**Original Application No. 146 of 2015**

**And**

**Appeal No. 63 of 2015**

**IN THE MATTER OF : -**

**M.C. Mehta Vs. Union of India & Ors.**

**And**

**Anil Kumar Singhal Vs. Union of India & Ors.**

**And**

**Society for Protection of Environment & Biodiversity & Anr.**

**Vs.**

**Union of India & Ors.**

**And**

**Confederation of Delhi Industries & CETP Societies  
(An Organisation of CETP Societies)**

**Vs.**

**D.P.C.C. & Ors.**

**CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON  
HON'BLE DR. JUSTICE JAWAD RAHIM, JUDICIAL MEMBER  
HON'BLE MR. JUSTICE RAGHUVENDRA S. RATHORE, JUDICIAL MEMBER  
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER  
HON'BLE DR. AJAY A DESHPANDE, EXPERT MEMBER**

**Present Applicant:**

**Mr. M.C. Mehta, Ms. Katyani and Ms. Mehak Tastogi,  
Advs.**

**Mr. Sanjay Upadhyay with Mr. Salik Shafique, Advs.  
for Indian Chemical Council & Jubilant Life Sciences**

**Mr. B.V. Niren, Adv. for CGWA**

**Ms. D. Bharathi Reddy, Adv. for Uttarakhand UDA**

**Mr. S.A. Zaidi and Ms. Mansi Chahal, Adv. for Leather  
Industries**

**Mr. Narender Pal Singh, Adv. and Mr. Dinesh Jindal,  
LO, Delhi Pollution Control Committee and Mr.  
Prateek Gupta, Adv.**

**Ms. Akshita Sachdeva, Adv. for Teva API India Pvt.  
Ltd.**

**Mr. Motish Kumar Singh and Mr. Saurabh Sachdeva,  
Advs. for Noticee No. 653 (IFFCO)**

**Ms. Neelam Rathore, Adv. for Association of Textiles  
Processors & Uttar Pradesh Dyes & Bleachers  
Associations (Micro & Small) and MLA Group &  
Chamber of Indian Trade & Industry**

**Mr. Jayesh Gaurav, Adv. for JSPCB**

**Mr. Amit Agarwal and Ms. Asha N. Basu, Advs. for West  
Bengal Pollution Control Board**

**Mr. Rajul Shrivastav, Advs. for MPPCB**

**Mr. Mukesh Verma and Mr. Bikash Kumar Sinha, Advs.  
for UPB**

**Mr. Sudhir Kulshrestha, Adv.**

**Ms. Priyanka Sinha, Adv. for State of Jharkhand**

**Mr. Atul Batra, Advs for Mother Dairy, Pilakhuwa Unit**

**Ms. Panchajanya Batra Singh, Adv for Ministry of  
Environment, Forest and Climate Change**

**Ms. Sushma Singh, Adv.**

**Mr. Sanjeev Ralli, Adv. with Mr. Dinesh Jindal, LO,  
Delhi Pollution Control Committee**

**Mr. Suraj Prakash Singh, Adv. with Ms. Pushpila Bisht,  
Advs. for UPSMA & AIDA**

**Ms. Antima Bazaz, Adv. for AIDA and Jain Distillery**  
**Ms. Antima Bazaz, Adv. for Mohit Petrochemical**  
**Mr. V.K. Shukla, Adv. with Ms. Vijay Lakshmi, Adv.**  
**for State of Madhya Pradesh**  
**Mr. Ravi P. Mehrotra and Mr. Abhinav Kr. Malik, Adv.**  
**for UPSIDC**  
**Mr. Gautam Singh for Mr. Rudreshwar Singh, Adv.**  
**for State of Bihar and BSPCB**  
**Mr. Ishwer Singh, Adv., National Mission for Clean**  
**Ganga**  
**Ms. Yogmaya Agnihotri, Adv. for C.E.C.B.**  
**Ms. Alpana Poddar, Adv. and Mr. Bhupender, LA,**  
**Central Pollution Control Board**  
**Abhishek Yadav, Adv. for State of Uttar Pradesh**  
**Respondent No.3: Mr. Pradeep Misra and Mr. Daleep Dhayani, Adv.**  
**Mr. I.K. Kapila, Adv. for UP Jal Nigam & UK Pey Jal**  
**Nigam**  
**Respondent Nos. 10 and 11:Mr. Ravindra Kumar, Adv. SPENBIO**  
**Respondent: Mr. Krishna Kumar Singh, Adv. for MoEF**  
**Mr. Manoj Kumar, Adv. for Mr. Moni Cinmoy, Adv. for**  
**DSIIDC along with Mr. Vipin Kaushik, AEE, DSIIDC**

Date and Remarks	Orders of the Tribunal
<p> <b>Item Nos.</b>  <b>16 to 19</b>  <b>February</b>  <b>27, 2017</b>    <b>ss</b> </p>	<p> Most regretfully we notice that the assistance provided by the Ministry of Water Resources and Uttar Pradesh Jal Nigam is most ineffective. In fact they became party to the Joint Inspection and then pointed out before the Tribunal deficiencies in the joint inspection report. The officer from the Ministry of Water Resources is not even present today. </p> <p> This case is being heard on day-to-day for its expeditiousness disposal in terms of the order passed by the Hon'ble Supreme Court of India. </p> <p> Whatever questions are posed by us in relation to the details already submitted by the joint inspection team remained unanswered or we were compelled to advert for the counsel to take instructions. The documents passed from the bar to the bench are without any proper authentication, but they do create impediment in further hearing of the case and even the information which is patently not correct is furnished to the Tribunal. It take </p>

**Item Nos.  
16 to 19**

**February  
27, 2017**

**ss**

more time to the Tribunal to verify the content of the information supplied rather than to proceed further with the case and to bring the case almost in relation to Segment-B, Phase-I to its logical end.

In view of the above while giving clear direction to all the stakeholders and the Learned Counsel appearing for the parties that they should be prepared with complete arguments and documentation they have already filed in relation to 30 drains for which the case is being heard by the Tribunal day-to-day. We will not grant any adjournment and impose Rs. 25,000/- cost on Uttar Pradesh Jal Nigam and Ministry of Water Resources for the lapses afore-referred. This cost will be recovered from Mr. Ghanshyam Diwedi, officer of the Jal Nigam and the officers responsible from the Ministry of Water Resources who despite specific directions of the Tribunal have failed to appear before the Tribunal much less to produce relevant information.

The Learned Counsel appearing for the Ministry of Water Resources shall also state before the Tribunal as to why the Executive Director, Technical has not submitted the report for which he had taken 10 days time while he appeared personally before the Tribunal.

List these matters tomorrow i.e. on 28<sup>th</sup> February, 2017.

.....,CP  
(Swatanter Kumar)

.....,JM  
(Dr. Jawad Rahim)

	<p><b>Item Nos. 16 to 19</b></p> <p><b>February 27, 2017</b></p> <p><b>ss</b></p>	<p>.....,JM (Raghuvendra S. Rathore)</p> <p>.....,EM (Bikram Singh Sajwan)</p> <p>.....,EM (Dr. Ajay A Deshpande)</p>
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