

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

**Application No. 302 of 2013 (SZ) (THC)
(W.P. No. 33102 of 2011, High Court of Kerala)**

Applicant(s)

The Edayar Resident's Association,
Edayar, Thiruvallom Post, Muttathara
Village, Thiruvananthapuram – 695 027
rep. by its President S.R. Shaijan

Respondent(s)

The Government of India rep. by the
Secretary, MoEF, New Delhi
and 17 others

Legal Practitioners for Applicant(s)

Legal practitioners for respondent(s)

Shri M.R. Gokulkrishnan for R-1
Smt. Suvitha, A.S. for R-2, R-3,
R-4 and R-5 and R-19
Smt. Rema Smrithi for R-6
M/s. Kamatchi & V. Sithanan for R-7

Note of the Registry	Orders of the Tribunal
Order No.3	<p>Date 31st March, 2017</p> <p>Vide order dated 2nd August, 2016, the Chief Secretary of State of Kerala was requested to convene a meeting of all the concerned officials, to prevent and eradicate the pollution caused to Karamana River. It was later reported that consequent to the direction, the Chief Secretary had convened a meeting on 06.08.2016. A report was filed by respondent No.2 as to what transpired in that meeting, though the minutes of the meeting was not produced. Thereafter several adjournments were granted from 23rd September, 2016. We find that no improvement has been made on any of the aspects taken note of in the previous orders, even though there was a submission that to enable</p>

the eviction of the encroachers from the banks of the Karamana River, exact puramboke area has to be demarcated and the Revenue Department would complete the resurvey without delay. Once extension of one month period was sought for and granted. We regret to note that the demarcation work is yet to be completed. City Corporation, Thiruvananthapuram is contending that to establish the sewer lines and to provide proper sewage connectivity, the finance is to be provided. In the nature of the facts disclosed, we find that no effective purpose will be achieved, if the application is to be adjourned on different dates as we were doing so far. It is thus necessary to initiate the consultative process. Therefore, we direct all the concerned Stakeholders including the officials to be present before the Tribunal as part of the consultative process.

We find that River Karamana originates from Agastyar-Koodam of Western Ghats and join the Arabian Sea after flowing 68 km. Though the scope of the application as it now stands is limited to the area of the River within the City Corporation of Thiruvananthapuram, if the River is to be cleaned and kept cleaned, the entire length of the River has to be cleaned and kept cleaned.

In such circumstances, the Kerala State Pollution Control Board (KSPCB) is directed to make a lay out of the Karamana River and demarcate the places where domestic

sewage/ industrial effluent are being discharged into the River without treatment, causing pollution. Let the lay out be made available before the next date of posting. The KSPCB should also provide a monitoring plan and shall also make available, the results of the monitoring so far carried out.

The following shall appear on 19.05.2017 at 2.00 PM for the meeting:

(1) The Secretary, Department of Environment, State of Kerala, Thiruvananthapuram.

(2) The Secretary, Local Self Government, State of Kerala, Thiruvananthapuram.

(3) The District Collector, Thiruvananthapuram.

(4) The Chairman, Kerala State Pollution Control Board, Thiruvananthapuram.

(5) The Secretary, City Corporation, Thiruvananthapuram.

(6) The Chief Engineer, Kerala Water Authority, Thiruvananthapuram

A copy of the order shall be sent to the officers by the Registry.

List the matter on 19.05.2017

.....J.M.
(Justice M.S. Nambiar)

.....E.M.
(Shri Dr. Nagin Nanda)