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REPORT OF THE MONITORING COMMITTEE
For Prevention and Control of Pollution in River Hindon

[Submitted in compliance with judgment and Order dated 08.08.2018
passed by Hon'ble National Green Tribunal, Principal Bench, New Delhi]

IN

ORIGINAL APPLICATION NO. 231 OF 2014

AND

ORIGINAL APPLICATION NO. 66 OF 2015

(M.A. NOs. 192/2015 & 193/2015)

IN THE MATTER OF

DOABA PARYAVARAN SAMITI VS. STATE OF U.P. & ORS.


Introduction:

Rivers in India are facing multiple & enduring threats. Major rivers like Ganga and Yamuna regularly make the news and receive attention. However, the plight of medium and minor rivers received little or no attention with merciless bleeding and exploitation by callous disposal of untreated domestic as well as industrial sewage and effluents.

The plight of Hindon, one of the medium rivers in western Uttar Pradesh, came for consideration before Hon'ble National Green Tribunal, Principal Bench, New Delhi ('NGT') in OA No. 231 of 2014 (M.A. No. 1219 of 2018) & OA No. 66 of 2015-Doaba Paryavaran Samiti Vs. State of U.P. & Ors. and Hon'ble NGT made various directions for prevention and control of pollution in Hindon river as well as wellness of common people in the distressed area. A copy of the judgment and order dated 08.08.2018 is annexed herewith and marked as ANNEXURE-1.

To take stock of all the actions taken by various authorities in the light of those directions and to report the progress, Hon'ble NGT, vide judgment and order dated 08.08.2018 constituted a three member Monitoring Committee headed by Justice S.U.Khan, former Judge, High Court of Judicature at Allahabad. One scientist each from the Ministry of Environment, Forest and Climate Change (MOEF&CC) and Central Pollution Control Board (CPCB), namely, Sri Sushil Kumar and J.Chandra Babu, respectively, have been nominated as members of the Monitoring Committee.

Hon'ble NGT has directed all concerned authorities in the State of Uttar Pradesh to co-operate and co-ordinate with the Monitoring Committee appended with permission to the Monitoring Committee to seek such technical and scientific assistance as might be required from





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any relevant authority with express direction to the Chief Secretary, Uttar Pradesh to provide every bit of facilities to the Monitoring Committee to perform its functions.

Hon'ble NGT has allowed the Monitoring Committee to requisition the services of such technical experts as may be necessary and also to carry out physical visits to the sites, whenever necessary appended with privilege for logistic support for performing the functions.

The Monitoring Committee has permission to requisition services of any technical experts with advice that the action plan should also include creation of Biodiversity Parks created by the Centre for Environmental Management of Degraded Ecosystems (CEMDE) of University of Delhi, a Centre of Excellence of the Ministry of Environment and Forest & Climate Change, Government of India.

The Monitoring Committee is mandated to:

- (1) Take stock of all the actions taken so far in the light of the various directions of the Tribunal.*
- (2) Propose time bound action plan to deal with the problem. The Committee may suggest the framework for implementation. Preferably a comprehensive, integrated and inclusive strategy with clear measurable indicators of progress and success.*

The Monitoring Committee, loaded with the mission and authority as above, desired to have the services of Sri Pramod Kumar Goel, Former District and Sessions Judge (Super Time Scale) as its Secretary, who enthusiastically agreed to and joined the mission. Sri Goel, since the day one, is assisting this Monitoring Committee meticulously. The Monitoring



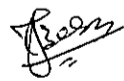
Committee, subject to approval of Hon'ble NGT, has determined that the Secretary would be paid the last basic pay (as revised by the 2nd National Judicial Pay Commission) which he was drawing at the time of his superannuation as monthly honorarium. He should also get the travelling & other expenses incurred in performance of the task assigned to him by the Monitoring Committee or it's any of the three constituents exactly as per the government orders in force.

The Monitoring Committee take this opportunity to place on record its gratitude for the confidence that has been placed on it by Hon'ble NGT. The Monitoring Committee avow and dedicate itself to come true to the belief. The Chairman of the Monitoring Committee (Justice S.U.Khan) has, as gesture of his commitment to the cause, decided not to charge honorarium for the services as Chairman of the Monitoring Committee. Whereas the members, Sri J.Chandra Babu, Scientist 'D' WQM-1, CPCB and Sri Sushil Kumar, Scientist 'C', MOEF&CC also determined not to charge anything over and above the regular salary and allowances, which they get as a government servant in the parent organization.

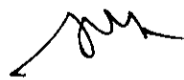
River Hindon:

Hindon River, a tributary of Yamuna river, originates in the Saharanpur District, from Upper Shivalik in Lower Himalayan Range and is entirely rainfed with a catchment area of 7,083 square kilometres and basin size of 7,083 km². It is seen that the actual catchment area based on satellite imagery and Watershed Atlas of India is 5975 km² against the officially recorded catchment area of 7,083 km².

It is generally believed that Hindon River originates at 'Pur Ka Tanda'. However, District Gazetteer Saharanpur (1981) records "The



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name Hindon is first applied to a small stream which rises near Aurangabad but the bulk of water is derived from a torrent known in its upper course as Kaluwala Rao and afterwards as the Chahcha Rao which receives Khokra on its left bank at Khujnawar and joins the Hindan on the northern boundary of Pargana Haraura".

Aurangabad is 3.5 km south of 'Pur ka Tanda' village. As per Survey of India open series maps H43L12 (2007) and H43 L16 (2011), the main channel first known as Chacha Rao and then Kaluwala Rao originates from Kaluwala Rao Reserve Forest in district Saharanpur. The channel remains dry during lean season

Hindon flows between Ganges and Yamuna rivers approximately for 350 kilometres through seven revenue districts in Uttar Pradesh, namely, Saharanpur, Muzaffarnagar, Meerut, Baghpat, Shamli Ghaziabad, and Gautam Budh Nagar (Noida and Greater Noida) before it joins Yamuna river in Momnathal village in Gautam Budh Nagar i.e. just outside Delhi. In all 872 villages are colonized along Hindon and its tributaries and 68 major and minor drains merge in Hindon river. The Hindon catchment area has 443 Industries, which number would include 316 earlier industries and 127 newly identified & inventoried industries (73 tiny units not together) and total sewage generation, as per UPPCB in all 07 districts is 759 MLD (125 MLD in Saharanpur, 454 MLD in Ghaziabad, 30 MLD in Noida (Gautam Budh Nagar), 40 MLD in Greater Noida (Gautam Budh Nagar), 10 MLD in Meerut, 76 MLD Muzaffarnagar, 2MLD in Baghpat, 22MLD in Shamli), which drains into Hindon river (partially treated & partially untreated) apart from Municipal Solid Waste due to lack of sufficient infrastructure. The UPPCB had been reporting 8MLD sewage generation in Baghpat district which has now been reduced to 2MLD. The UPPCB, by way of explanation, states that earlier figure of 8MLD was a clerical mistake.

The Indian Air Force, on its bank in Ghaziabad district, has Air Force Base known as Hindon Air Base.



The Hindon River was the site of skirmish between Indian troops and British soldiers in 1857 including the Battle of Badli-ki-Serai.

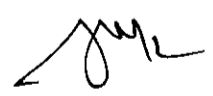
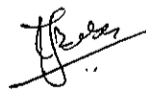
Tributaries:

The main Tributaries are said to be Paondhoi River (7 Kms), Krishni River (153 Kms), Dhamola River (52 Kms), and Kali West River (145 Kms).

Drains:

23 main drains (08 Industrial, 05 Mixed, 08 Domestic, 02 Canal escape) ultimately (15 directly in Hindon, 04 via Kali West & 04 via Krishni) meet river Hindon.

The river 'Hindon' that starts as a Monsoon-fed helix, receives its water supply primarily during the monsoon months and receives it's first round of pollutants comprising of untreated sewage and effluents from the paper industry in the city of Saharanpur. From here onwards huge quantity of sewage and industrial effluents are dumped into it in six other revenue districts, namely, Muzaffarnagar, Shamli, Meerut, Baghpat, Ghaziabad and Gautam Budh Nagar. The pollution load received from hundreds of factories in these 07 (seven) cities has resulted in high levels of water contamination both in the surface water and in the ground water. The water quality of Hindon river, Kali West and Krishi falling in 'E' Group, can only be used for irrigation. Therefore, pressing need of putting up necessary action for implementation of the directions made by Hon'ble NGT and action plans as approved by Hon'ble NGT for restoration of water quality of Hindon and its tributaries.



Status of compliance of the directions:

To weigh up the actions undertaken, in compliance with the directions of Hon'ble NGT, by the officials of all concerned departments in the State of Uttar Pradesh, the Monitoring Committee had its 1st meeting on 30.08.2018 at Regional Office, Uttar Pradesh Pollution Control Board (UPPCB), Noida, 2nd meeting on 24.09.2018 and 3rd meeting on 25.10.2018 both meetings at the Directorate of Environment, State Government of Uttar Pradesh, Lucknow. One Copy each of the minutes of three meetings is annexed herewith and marked as COLLY ANNEXURE-2.

Biodiversity Park

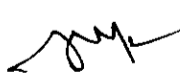
Creation of 'biodiversity parks' in the distressed area(s) is one of the key components. Hon'ble NGT direction in paragraph 25 of the judgment provides for creation of Biodiversity Parks as have been created by the Centre for Environmental Management of Degraded Ecosystems (CEMDE) of University of Delhi, a Centre of Excellence of the Ministry of Environment and Forest & Climate Change (MoEF & CC), Government of India.

In view of the significance of the biodiversity parks, the Monitoring Committee decided to take up the issue and asked its Secretary to have report in the matter from the Commissioner, Meerut Division, Meerut and the Commissioner, Saharanpur Division, Saharanpur as well as from all concerned District Magistrates. Accordingly email was sent by the Secretary to the Commissioner, Meerut Division, Meerut; Commissioner, Saharanpur Division, Saharanpur; District Magistrate, Baghpat; District Magistrate Ghaziabad; District Magistrate, Meerut; District Magistrate, Saharanpur; District Magistrate, Shamli & District Magistrate,






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Muzaffarnagar on 23rd October, 2018 but none of the officers provided any response. In this milieu we again requested the Secretary to send email communication to the Principal Secretary, Urban Development, Government of UP; Commissioner, Meerut Division, Meerut; Commissioner, Saharanpur Division, Saharanpur; District Magistrate, Baghpat; District Magistrate, Gautam Budh Nagar; District Magistrate Ghaziabad; District Magistrate, Meerut; District Magistrate, Saharanpur; District Magistrate, Muzaffarnagar; District Magistrate, Shamli; Vice Chairpersons of the Development Authorities at Baghpat, Ghaziabad, Meerut, Saharanpur, Muzaffarnagar, Shamli; Chief Executive Officer, New Okhla Industrial Development Authority, Noida, Gautam Budh Nagar; Chief Executive Officer, Greater Noida Industrial Development Authority, Greater Noida, Gautam Budh Nagar; Nagar Ayukt, Nagar Nigam, Ghaziabad/Meerut/ Muzaffarnagar/ Saharanpur & Executive Officer, Nagar Palika Parishad, Baghpat/ Shamli with a request to provide precise details of the action taken till date for creation of biodiversity parks in their respective command areas.

The Committee expected that the officers would not sit over wordlessly and send their response with specific details of the degraded or marginal land marked down for the purpose. The Committee regret to put on record that the matter remained unattended and no report to bring joy came from any officer/ department/authority.

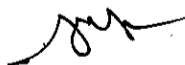
The Committee took up the matter regarding creation of biodiversity parks and austerely deliberated the matter in its 3rd meeting on 25th October, 2018, when the partakers were clued-up that biodiversity parks are unique landscapes where ecological assemblages of native species in the form of biological communities are recreated and maintained over degraded/marginal lands to re-establish self-sustaining



ecosystems with native flora and fauna for enhancing the quality of environment and buffer the local weather. Further, the biodiversity parks serve as sink for Carbon Dioxide & urban pollutants and help preserving the rare endemic and threatened plant and animal species of the area.

The Vice Chairman, Meerut Development Authority, Meerut vide letter no. 153/18 ATP Karya, dated 17.11.2018 informed the Committee that Eco-Park is proposed over 85,430 square meter land in ownership and possession of Meerut Nagar Nigam situate at village Kaashi appended with information that the Nagar Ayukta, Nagar Nigam, Meerut has been moved with request to develop biodiversity park over the said land. The Vice Chairman, Meerut Development Authority, Meerut and the Nagar Ayukta, Nagar Nigam, Meerut, in the glow of this woolly report, were requested, vide email of 14.12.2018, to provide better particulars and details of the action taken in the matter so far but they have not yet responded. Their silence would express that nothing but lip service has been done.

The Secretary, Muzaffarnagar Development Authority, Muzaffarnagar vide letter no. 1944/Mu.Vi.Pra./2018, dated 04.12.2018 informed the Committee that Muzaffarnagar Master Plan-2021 makes provision for regional Park (land use) near river Kali within the command area of the authority. The Secretary, Muzaffarnagar Development Authority, Muzaffarnagar vide letter no. 2066/Mu.Vi.Pra/2018, dated 26.12.2018 has further provided by way of clarification that the Authority has not taken any action for creation of the regional park due to the economic state of affairs of the Authority. Insufficiency of funds in the pot of Development Authority appears to be an unconvincing pretext. Public health and ecological poise is the call and there are different sources and heads for fiscal arrangements, like,



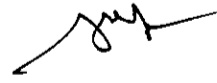
'Zila Vikas Yojna' (District Development Plan), 'Avsthapna Nidhi' (Infrastructure Fund) to name a few.

The siesta in the matter speaks that nothing has been done in the distressed Hindon Belt for no credible reason.

Prosecution of non-complying industries:

Hon'ble NGT order dated 08.08.2018 provides thus:

7. *On 12.07.2018, this Tribunal directed that those industries which are not complying with the standards should shutdown as suggested in the report of the Committee. 119 industries were found to be noncompliant. It is now stated that there is calculation mistake and the said number is 124. This Tribunal also directed stoppage of use of ground water contamination with mercury which was found to be happening as per the report of the Committee.*
8. *The statutory provisions particularly Water (Prevention and Control of Pollution) Act, 1974 contain penal provisions to deal with those who discharge pollutants in the water bodies. Section 44 read with Sections 25 and 26 of the said Act provide for minimum sentence of 1 year and 6 months and for repeat of the offence not less than two years. In spite of categorical evidence there is no information whether any such prosecution has taken place against the alleged offenders in the present case. Unless the offenders are punished for serious offence of discharge of effluents in rivers and other water bodies, the pollution continues threatening the very existence of the inhabitants. There, is thus patent failure in performance of duty. Section 49 of the Water (Prevention*

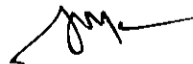


and Control of Pollution) Act, 1974 provides for cognizance of offence being taken at the instance of the Board or any officer authorised by the Board or by any other person after giving notice to the Board in the manner laid down. The law has entrusted important public duty but the statutory Boards are in breach of trust reposed in them.

9. Faced with the above, learned counsel appearing for Uttar Pradesh Pollution Control Board fairly stated that Uttar Pradesh Pollution Control Board will now initiate prosecution forthwith not later than six weeks from today against all those who are found to be responsible for discharge of effluents not meeting the prescribed standards.

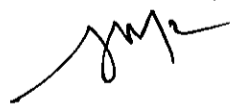
In view of the facts recorded in afore extracted paragraphs of the judgment & order dated 08.08.2018, the Monitoring Committee constantly & cogently scrutinized the progress of initiation of prosecution as a result of which the compliance statements provided by the UPPCB on various dates would provide, prosecution has been initiated against following 118 from 124 non-complying industries by filing criminal complaints in the Court of competent jurisdiction:

- 1- M/s Ramala Sahkari Chini Mills, Ramala, Baghpat, Meerut.
- 2- M/s Bajaj Sugar, Hindustan Sugar Ltd., Meerut.
- 3- M/s A.L.M. Industries Ltd., Kutub Market, Saharanpur.
- 4- M/s Sidharth Textiles, Chilkana Road, Saharanpur.
- 5- M/s Deep Industries, Industrial Area Delhi Road, Saharanpur.
- 6- M/s Atul Textiles, Shakumbhari Vihar, Saharanpur.
- 7- M/s Daya Sugar Ltd., Gagalheri, Saharanpur.
- 8- M/s Shri Krishna Board Mill, Gagalheri, Saharanpur.
- 9- M/s Kisan Sahkari Chini Mills, Nanauta, Saharanpur.
- 10- M/s Triveni Industries Ltd. Sugar Unit Deoband, Saharanpur.



- 11- M/s Bajaj Hindustan Sugar Ltd. Sugar Unit Gangnauli, Deoband, Saharanpur.
- 12- M/s Garg Duplex and Paper Mill Pvt. Ltd. Bhopa Road, Muzaffarnagar.
- 13- M/s Bundlas Duplex Unit I Bhopa Road Muzaffarnagar.
- 14- M/s Bhageshwari Paper Pvt Ltd. Bhopa Road Muzaffarnagar.
- 15- M/s Bindlas Duplex Ltd. Unit-2 Bhopa Road Muzaffarnagar.
- 16- M/s Tehri Pulp and Paper Ltd. Unit I Bhopa Road Muzaffarnagar.
- 17- M/s Parijat Paper Mills Ltd. Bhopa Road, Muzaffarnagar.
- 18- M/s N.S. Paper Ltd. Bhopa Road, Muzaffarnagar.
- 19- M/s Bindlas Paper Ltd. Bhopa Road Muzaffarnagar.
- 20- M/s K.K. Duplex and Paper Mills Ltd. Jansath, Muzaffarnagar.
- 21- M/s Bajaj Hindustan Sugar Ltd. Unit Burhana Muzaffarnagar.
- 22- M/s N.S. Paper Ltd. Unit-3, Jansath Road, Muzaffarnagar.
- 23- M/s Shakumbhari Pulp Paper Pvt Ltd. Bhopa Road Muzaffarnagar.
- 24- M/s Deepak Gambhir E-12- Sector-D-1 Apparel Park, Tronica City, Ghaziabad.
- 25- M/s S.D. Garments I-2, Sector -D 1 Apparel Park, Tronica City, Ghaziabad.
- 26- M/s Zita Industries B-8 Sector D-1 Apparel Park, Tronica City, Ghaziabad.
- 27- M/s Galaxy Garments K- 22 Sector D-1 Apparel Park, Tronica City, Ghaziabad.
- 28- M/s S.T. Traders J-5, Sector-D 1, Apparel Park, Tronica City, Ghaziabad.
- 29- M/s Nandi Enterprises K-14 Sector D-1 Apparel Park, Tronica City, Ghaziabad.
- 30- M/s Om Prakash Sharma, J-11 Sector D-1 Apparel Park, Tronica City, Ghaziabad.
- 31- M/s Vaishali Hosiery I-17, Sector D-1 Apparel Park, Tronica City, Ghaziabad.
- 32- M/s Hamdard Laboratories India B-1 Meerut Road, Industrial Area, Ghaziabad.
- 33- M/s Nandi Enterprises J-15, Sector D-1 Apparel Park, Tronica City, Ghaziabad.
- 34- M/s Denim Maiching J- 141, Sector D-1 Apparel Park, Tronica City, Ghaziabad.
- 35- M/s Chacha Enterprises J-4, D-1 Apparel Park, Tronica City, Ghaziabad.
- 36- M/s Gulsion Rai Jain G-22, Sector D-1 Apparel Park, Tronica City, Ghaziabad.
- 37- M/s Sara International G-265 Sector D-1 Apparel Park, Tronica City, Ghaziabad.
- 38- M/s M.H. Trading Co. E-14 Sector D-1 Apparel Park, Tronica City, Ghaziabad.



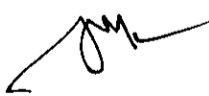


- 39- M/s Roop Trading Co. Sector D-1 Apparel Park, Tronica City, Ghaziabad.
- 40- M/s Sai Processors, 7/37, Site-2, Loni Road, Industrial Area Mohan Nagar, Ghaziabad.
- 41- M/s S.R. Printers C-1, Loni Road Industrial Area, Ghaziabad.
- 42- M/s National Industries, G-264 Apparel Park, Tronica City, Ghaziabad.
- 43- M/s Pooja Pahwa K-11, Apparel Park, Tronica City, Ghaziabad.
- 44- M/s S.B.S. Fashion J-22 Apparel Park, Tronica City, Ghaziabad.
- 45- M/s A & A, Plot No. S-50 Loni Road, Industrial Area, Ghaziabad.
- 46- M/s Altra Electro Platters Plot No. 46 Sector-22 Meerut Road Industrial Area Ghaziabad.
- 47- M/s Shivam Eng. And Fabricators 22/9 South Side of G.T Road Industrial Area Ghaziabad.
- 48- M/s Kathuria Brothers A-12, Meerut Road Industrial Area, Ghaziabad.
- 49- M/s Indian Textiles Co. E- 49 B.S. Road, Industrial Area Ghaziabad.
- 50- M/s J.B.M. Auto Take J-5 Site C, Surajpur Greater Noida.
- 51- M/s Jaynita Export A-1, E.P.I.P. Kasna Greater Noida.
- 52- M/s Rahul Iron Take Ltd. Plat No. 143, Udyog Vihar, Greater Noida.
- 53- M/s J.M. B. Plus Ltd. J-12 Site B, Surajpur Industrial Area, Greater Noida.
- 54- M/s Metal Take Design Pvt. Ltd. 7-D Udyog Kendra, Greater Noida.
- 55- M/s Surya Fresh Food Pvt. Ltd. Plat No. 14, Dadri Road, Greater Noida.
- 56- M/s R.S. Infrastructure Pvt Ltd Plat No. B-12/1 Site-C Industrial Area Greater Noida.
- 57- M/s G.T. Cargo Fitting Pvt. Ltd. Plat No. 92 Udyog Kendra Eco Tec, Greater Noida.
- 58- M/s Capital Drying Works, C-6 Industrial Area Surajpur, Greater Noida.
- 59- M/s Expert Petal Take Pvt. Ltd. Plat No. 192, Udyog Kendra -1, Eco Tec-3, Greater Noida.
- 60- M/s M.K. Leather Tanning Co. D-33, Site -B Surajpur Industrial Area, Greater Noida.
- 61- M/s Shri Jagdambha Knits Plot No. G 95 Surajpur Industrial Area Greater Noida.
- 62- M/s Chaudhary Screen Trading Co. D-34, Surajpur Industrial Area, Greater Noida.
- 63- M/s New Man Components Pvt. Ltd. Plot No. 35, Sector-31 Eco Tec Greater Noida.
- 64- M/s Material Moovell India Pvt. Ltd. Plat No. G 86/1, Greater Noida.
- 65- M/s Amber Enterprises Pvt. Ltd. Plot No. C-3 UPSIDC Industrial Area, Greater Noida.

- 66- M/s Sky Lark Drying Pvt. Ltd. B-2/14 Site B. Surajpur Industrial Area, Greater Noida.
- 67- M/s K.R.B.L. Ltd. 9 Mile Stone Dujana B.S. Road, Dadri, Greater Noida.
- 68- M/s Colour and Style Plot No. A-1,2/8 Side B Surajpur Industrial Area, Greater Noida.
- 69- M/s Kwatra Papers Ltd. Khasra No. 606, Dhoom Manikapur, Dadri Greater Noida.
- 70- M/s Indus Tube Ltd. Chapraula G.T. Road, Dadri, Greater Noida.
- 71- M/s Nippan Tube Ltd. Khasra No. 1009 Bistrakh Road, Chapraula, Greater Noida.
- 72- M/s Suchi Papers Ltd., Khasra No. 589/2 Bistrakh Road, Chapraula, Greater Noida.
- 73- M/s Hero Motors Ltd. 10 Km. Stone G.T. Road, Dujana, Dadri Greater Noida.
- 74- M/s N.G. Wash I-4 Said-1 Tronica city Loni Ghaziabad.
- 75- M/s Ganga Paper Mills Pvt. Ltd. Bhoorgarhi Ghaziabad.
- 76- M/s Yadav Industries Plot No. C-11 Loni Road, Industrial Area, Ghaziabad.
- 77- M/s Agawal Galvanising A-8/6 Meerut Road, Industrial Area, Ghaziabad.
- 78- M/s Balaji Enterprises B-22/1/15 B.S. Road, Industrial Area, Ghaziabad.
- 79- M/s Karam Chand Chains C-229 B.S. Road, Ghaziabad.
- 80- M/s Tecno Enterprises Plat No. A-13/12 Meerut Road, Industrial Area, Ghaziabad.
- 81- M/s Sheetal Industries S-40 South Side of GT Road, Ghaziabad.
- 82- M/s Northland Cycle Co., D-21 B Meerut Road, Industrial Area, Ghaziabad.
- 83- M/s Amko Exports A-1 B.S. Road Industrial Area, Ghaziabad.
- 84- M/s A.B. Cycle Parts Pvt. Ltd. S.-24 South Side of G.T. Road, Industrial Area Ghaziabad.
- 85- M/s Elin Electronics Ltd. C-142/144 B.S. Road, Ghaziabad.
- 86- M/s Devtara Industries hisal Road, Meerut Road, Industrial Area Ghaziabad.
- 87- M/s Marshal Cycle Plot No. B-17/18 Meerut Road, Ghaziabad.
- 88- M/s Kathuria Brothers A-12, Meerut Road, Ghaziabad.
- 89- M/s Triyash Enterprises, Khasra. No. 2751, 2752, Bhoorgari Dasna Meerut Road, Ghaziabad.
- 90- M/s Northern India Syco Parts Pvt. Ltd. E-2 S-S- of G.T. Road Ghaziabad.
- 91- M/s Futuro Components Pvt. Ltd. Hindan, Dasna, Ghaziabad.
- 92- M/s Karam Chandra Rubber C-230 B.S. Road Ghaziabad.
- 93- M/s A.N. Fabrics Dyers 5/6 Site-2 Loni Road, Industrial Area Ghaziabad.
- 94- M/s Ashatan Prints A-5/4 Site-2 Loni Road, Industrial Area Mohan Nagar, Ghaziabad.







- 95- M/s N.G. Textile Plot No.13 A / 10-11 Site-2 Loni Road, Industrial Area Ghaziabad.
- 96- M/s Non Stop Colour Plot No. 3 Site-2 Loni Road Industrial Area, Mohan Nagar, Ghaziabad.
- 97- M/s Bansal Wires Industries Ltd. Plot No. B- 3 Mohan Nagar, Ghaziabad.
- 98- M/s Vikas Industries Plot No. J-37 Industrial Area, Site-c, Surajpur, Gautam Budh Nagar.
- 99- M/s India Yamaha Motor Pvt. Ltd. Plot No. A-3, Industrial Area, Surajpur Gautam Budh Nagar.
- 100- M/s C & S Electric Ltd., Plot No. B-1, UPSIDC, Industrial Area, site-4, Surajpur Gautam Budh Nagar.
- 101- M/s Vimal Dying H-41, Greater Noida Gautam Budh Nagar.
- 102- M/s India Dying & Textile F-75, Site-B, Greater Noida Gautam Budh Nagar.
- 103- M/s Chemo Pulp Tissues Ltd. A-4. Sector-22, Meerut Road, Ghaziabad.
- 104- M/s Exclusive Leather, Khasra No. 2551 Bhoorgari Dasna, Ghaziabad.
- 105- M/s Unichem Laboratories Ltd. C-31, 32, Meerut Road, Ghaziabad.
- 106- M/s Amrit Food, Amrit Nagar G.T. Road, Ghaziabad.
- 107- M/s SS Metal Finishers, 363 Pandav Nagar, Industrial Area, Ghaziabad.
- 108- M/s Usha Cycle Pvt. Ltd. E-9 South Side of G.T. Road, Ghaziabad.
- 109- M/s Laxmi Bleach G-102, Apparel Park, Tronica City, Ghaziabad.
- 110- M/s Uttam Toyota A-11 Meerut Road, Industrial Area, Ghaziabad.
- 111- M/s Sandeep Tyagi G-271 Apparel Park Tronica City Ghaziabad.
- 112- M/s Vedanta Estate Pvt. Ltd. I-11 Apparel Park, Tronica City, Ghaziabad.
- 113- M/s Tarun International, C-15, South Side of GT Road, Ghaziabad.
- 114- M/s Vedanta Estate Pvt. Ltd. J-12 Apparel Park, Tronica City, Ghaziabad.
- 115- M/s Parle Agro A-7 Sector-22, Meerut Road Industrial Area Ghaziabad.
- 116- M/s Albert David Ltd. B-12, 13 Meerut Road, Industrial Area, Ghaziabad.
- 117- M/s Shriram Piston & Rings Ltd. A-4 to A-7 Meerut Road, Industrial Area, Ghaziabad.
- 118- M/s Ambika Steels Ltd., Plot No. 32, Site-2 Mohan Nagar, Ghaziabad.



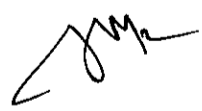
The compliance reports provided by UPPCB would further signify that:

A- the complaints so filed are in enquiry under Chapter XV of the Code of Criminal Procedure and would proceed further after Court order under Section 203 or 204 of the Code of Criminal Procedure.

B- 03 (Three) from 124 non-compliant industries namely, M/s ECE Industries Ltd., M/s Honda Siel Power Products Limited, and M/s CNH Industrial (India) Pvt. Ltd have gone in appeal before the Hon'ble Supreme Court and got stay orders against the order of their prosecution in the judgment and order dated 08.08.2018. Therefore, prosecution could not be initiated against those three industrial units.

C- Prosecution against 01 non-complying industry namely, NTPC, Dadri would be initiated after prosecution sanction under Section 197 of the Code of Criminal Procedure, is granted by the competent authority. It is seen that the UPPCB has not provided the details as to when the matter was moved for prosecution sanction & where the matter is still pending and since when.

D- Prosecution against 01 industry, namely, M/s Graziano Transmission India Pvt. Ltd., Plot No. 14, Udhog Kendra, Greater Noida could not be launched as duly signed analysis report required for prosecution has not been received from CPCB. The reason so assigned is unacceptable being shifty. The Monitoring Committee in its 1st and 2nd meetings held on 30.08.2018 and 24.09.2018 had considered the progress of prosecution in compliance with the direction of Hon'ble NGT and it was decided that the official of UPPCB would go to the office of CPCB and get all required documents. The UPPCB must have specifically put up the matter before the Monitoring Committee for exclusion of the difficulty, if any, being faced in getting the analysis report.



E- Prosecution of 01 industry, namely, M/s Ace Harware could not be launched as clear report has not been provided by CPCB. The reason so assigned is again unacceptable being devious.

F- The Monitoring Committee in its 1st and 2nd meetings held on 30.08.2018 and 24.09.2018 considered the progress of prosecution in compliance with the direction of Hon'ble NGT and it was decided that the official of UPPCB would go to the office of CPCB and get the required documents. The UPPCB must have distinctively moved the Monitoring Committee or the CPCB for a clearing up the doubt or difficulty, if any, in the matter. Later, UPPCB collected all the related documents from CPCB pertaining to the non-complying industries.

Closure of non-complying Industries :

The direction in para 07 of Hon'ble NGT judgment and order dated 08.08.2018 would provide that on 12.07.2018, Hon'ble NGT directed that the industries which are not complying with the standards should shutdown as suggested in the report of the Committee. This seems to have given different ways of understanding. The officers of CPCB take the direction to mean that all 124 non-complying industries should be closed. Whereas the officers in UPPCB read the direction to mean that if any of the industries in the list of 317 industries is not complying with the standards then that industry should be closed. The officers in UPPCB would harangue that all industries registered in the list of 124 non-compliant industries were not directed to be closed.



The UPPCB, with that way of thinking, reports that it had issued *closure orders* against following 29 (twenty-nine) non-complying industries inventoried in the list of 124 industries:

- 1- M/s Shree Jagdamba Knits (P) Ltd, Plot No.-95, 105, Site-B, Surajpur, Greater Noida.
- 2- M/s CNH Industrial India Pvt. Ltd., (New Holland Tractors (P) Ltd), Plot No.-3, Udyog Kendra, Greater Noida.
- 3- M/s Expert Metal Tech Pvt. Ltd. Plot no-192, Udyog Kendra, Greater Noida.
- 4- M/s G.T. Cargo Fittings Pvt. Ltd. Plot no.92, Udyog Kendra, Greater Noida.
- 5- M/s Material Movell India (P) Ltd, Plot.No.G-86/1, Site-5, UPSIDC, Greater Noida.
- 6- M/s R.S. Infrastructure Pvt. Ltd. Plot No.12/1, Site-C, Surajpur, Greater Noida.
- 7- M/s Rahul IonTech Pvt. Ltd, Plot No-143, Udyog Kendra, Greater Noida.
- 8- M/s Vimal Dyeing, Plot No. H-41, Site-C, Greater Noida.
- 9- M/s Northern India Cyco Parts, E-2, SS of GT Road, Ghaziabad.
- 10- M/s Tarun International, C-15, SS of GT Road, Ghaziabad.
- 11- M/s Devtara Industries, Meerut Road, Duhai, Ghaziabad.
- 12- M/s A & A, S-50, Loni Road Industrial Area, Mohan Nagar, Ghaziabad.
- 13- M/s A.N Fabric, 5/6, Site 2, Loni Road, Ghaziabad.
- 14- M/s SR Prints C-1, Loni Road Industrial Area, Mohan Nagar, Ghaziabad.
- 15- M/s ECE Ltd, A-20, Meerut Road Industrial Area, Ghaziabad.
- 16- M/s Parle Agro Pvt Ltd, A-7, Sector 22, Meerut Road Industrial Area, Ghaziabad.
- 17- M/s Hamdard (Wakf) Laboratories, B-2 and 3, Meerut Road Industrial Area, Ghaziabad.
- 18- M/s Kathuria Brothers (Tannery) A-12 Site 3, Meerut Road Industrial Area, Ghaziabad.
- 19- M/s Kathuria Brothers (Cycle Section), A-12, Meerut Road Industrial Area, Ghaziabad.

- 20- M/s Marshal Cycles, B-17/18, Meerut Road Industrial Area, Ghaziabad.
- 21- M/s Northland Cycle Co Ltd, D-21, Meerut Road Industrial Area, Ghaziabad.
- 22- M/s Techno Enterprises, A-13/12, Meerut Road Industrial Area, Ghaziabad.
- 23- M/s Ultra Electroplaters, 46, Meerut Road, Ghaziabad.
- 24- M/s NG Textiles, 13A/10, Site 2 Loni Road, Mohan Nagar Ghaziabad.
- 25- M/s Denim Matching, G-141, Apparel Park, Tronica city, Ghaziabad.
- 26- M/s Glaxi Garments, K-22, Apparel Park, Tronica City Ghaziabad.
- 27- M/s Roop Trading Company, E-14, Apparel Park, Tronica city, Ghaziabad.
- 28- M/s SVS fashions, J-22, Apparel Park, Tronica city, Ghaziabad.
- 29- M/s Vedanta Estate, J-12, Apparel Park, Tronica city, Ghaziabad.

It is attention-grabbing that closure orders issued against 28 of above detailed 29 industries have either been revoked or suspended and the industries are open and operational. Presently only one industry (M/s Tarun International, C-15, SS of GT Road, Ghaziabad-at serial number 10 above) is reported to be closed being under verification.

The closure orders are reported to have been revoked on various dates, in regard to following 20 (twenty) out of 29 under closure orders industries:

- 1- M/s Shree Jagdamba Knits (P) Ltd, Plot No.-95, 105, Site-B, Surajpur, Greater Noida.
- 2- M/s CNH Industrial India Pvt. Ltd., (New Holland Tractors (P) Ltd), Plot No.-3, Udyog Kendra, Greater Noida.
- 3- M/s Expert Metal Tech Pvt. Ltd. Plot no-192, Udyog Kendra, Greater Noida.
- 4- M/s G.T. Cargo Fittings Pvt. Ltd. Plot no.92, Udyog Kendra, Greater Noida.
- 5- M/s Material Movell India (P) Ltd, Plot.No.G-86/1, Site-5, UPSIDC, Greater Noida.

SP

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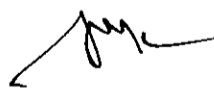
- 6- M/s R.S. Infrastructure Pvt. Ltd. Plot No.12/1, Site-C, Surajpur, Greater Noida.
- 7- M/s Rahul IonTech Pvt. Ltd, Plot No-143, Udyog Kendra, Greater Noida.
- 8- M/s Northern India Cyco Parts, E-2, SS of GT Road, Ghaziabad.
- 9- M/s Devtara Industries, Meerut Road, Duhai, Ghaziabad.
- 10- M/s A & A, S-50, Loni Road Industrial Area, Mohan Nagar, Ghaziabad.
- 11- M/s SR Prints C-1, Loni Road Industrial Area, Mohan Nagar, Ghaziabad.
- 12- M/s ECE Ltd, A-20, Meerut Road Industrial Area, Ghaziabad.
- 13- M/s Parle Agro Pvt Ltd, A-7, Sector 22, Meerut Road Industrial Area, Ghaziabad.
- 14- M/s Hamdard (Wakf) Laboratories, B-2 and 3, Meerut Road Industrial Area, Ghaziabad.
- 15- M/s Kathuria Brothers (Cycle Section), A-12, Meerut Road Industrial Area, Ghaziabad.
- 16- M/s Techno Enterprises, A-13/12, Meerut Road Industrial Area, Ghaziabad.
- 17- M/s Denim Matching, G-141, Apparel Park, Tronica city, Ghaziabad.
- 18- M/s Glaxi Garments, K-22, Apparel Park, Tronica City Ghaziabad.
- 19- M/s SVS fashions, J-22, Apparel Park, Tronica city, Ghaziabad.
- 20- M/s Vedanta Estate, J-12, Apparel Park, Tronica city, Ghaziabad.

The closure orders are reported to have been suspended for two months in regard to the following 08 (eight) out of 29 industries under closure orders:

- 1- M/s Vimal Dyeing, Plot No. H-41, Site-C, Greater Noida.
- 2- M/s A.N Fabric, 5/6, Site 2, Loni Road, Ghaziabad.
- 3- M/s Kathuria Brothers (Tannery) A-12 Site 3, Meerut Road Industrial Area, Ghaziabad.
- 4- M/s Marshal Cycles, B-17/18, Meerut Road Industrial Area, Ghaziabad.



20



- 5- M/s Northland Cycle Co Ltd, D-21, Meerut Road Industrial Area, Ghaziabad.
- 6- M/s Ultra Electroplaters, 46, Meerut Road, Ghaziabad.
- 7- M/s NG Textiles, 13A/10, Site 2 Loni Road, Mohan Nagar Ghaziabad.
- 8- M/s Roop Trading Company, E-14, Apparel Park, Tronica City, Ghaziabad.

The two months' period for which closure orders were to remain suspended under the orders of UPPCB has already gone yet the current status has not been placed before the Monitoring Committee.

The purity of action taken by the UPPCB in regard to selection of 29 industries only for closure, realness of the reasons for subsequent revocation of closure and legitimacy of suspension of revocation is to be scrupulously scrutinized by a team of dedicated professionals so that precise modus might be evaluated in its totality.

The UPPCB has informed that 45 following industries inventoried in the list of 124 industries were issued Show Cause Notices (SCNs):

- 1- M/s Colour & Style (P) Ltd, A-1/2, 8/9, Site-B, Surajpur, Greater Noida (Textile & Dyeing)
- 2- M/s M.K. Leather Trading Company, D-33, Site B, Surajpur, Greater Noida (Tannery)
- 3- M/s Sky Lark Dyeing (P) Ltd., Plot No.- B-2/14, Site-B, Surajpur, Greater Noida (Textile & Dyeing)
- 4- M/s India Yamaha Motor (P) Ltd., Noida-Dadri Road, Greater Noida. (Automobile)
- 5- M/s Suchi Paper Mills, Bisrakh Road, Chapraulla, G.T. Road, Greater Noida, G B Nagar. (Pulp & Paper)
- 6- M/s Kawatra Papers (P) Ltd., Dhoom Manikpur, G.T. Road, Dadri, Greater Noida (Pulp & Paper)
- 7- M/s Amber Enterprises Ltd, Plot No-C-3, Site-4, Kasna Greater Noida. (Electroplating/phosphating/galvanizing)
- 8- M/s Capital Dyeing Works, Plot No. C-6, Site-C, Surajpur, Greater Noida. (Textile & Dyeing)
- 9- M/s C & S Ltd. Plot No.B-1, Site-4, Kasna, Greater Noida. (Electroplating/phosphating/galvanizing)
- 10- M/s Indus Tubes Ltd. Vill. Chhaproulla, G.T.Road, Greater Noida. (Electroplating/phosphating/galvanizing)

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- 11- M/s Jayanita Export (P) Ltd. Plot No. A-1, EPIP, Kasna, Greater Noida. (Electroplating/phosphating/galvanizing)
- 12- M/s J.M.V.L.P.S. Ltd., (Ex Name J.M.V. Earthing Equipment Pvt. Ltd) Plot No-J-12, Site-C, UPSIDC, Greater Noida. (Electroplating/phosphating/galvanizing).
- 13- M/s JBM Autotech, Plot No- J-5, Site-C , Greater Noida (Electroplating/phosphating/galvanizing)
- 14- M/s Nippon Tube Ltd, Bsrakh Road, Vill- Chapraulla, Greater Noida. (Electroplating/phosphating/galvanizing)
- 15- M/s Vikas Industries, Plot No.J-37 Site-C, Greater Noida. (Electroplating/phosphating/galvanizing)
- 16- M/s Metal Tech Design (P) Ltd, Plot No.-7 D, Udyog Kendra, Greater Noida (Electroplating/Phosphating/Galvanizing)
- 17- M/s India Dyeing & Textiles, Plot No.,F-75 Site-B, Greater Noida (Textile & Dyeing)
- 18- M/s Neuman Components Pvt Ltd, Plot No-35, Sec-31, Kasna, Greater Noida (Electroplating/Phosphating/ Galvanizing)
- 19- M/s Surya Fresh Foods Ltd., 14, Dadri Road, Surajpur, Greater Noida. (Agro based & Food Processing)
- 20- M/s KRBL Ltd, Village Achchheja, GT Road, Dadri, Greater Noida. (Agro based & Food Processing)
- 21- M/s Bajaj Hindustan Ltd., Sugar Unit, Kinoni, Meerut. (Sugar)
- 22- M/s Ramala Sahkari Chini Mills Ltd., Ramala, Baghpat (Sugar)
- 23- M/s Bindalas Duplex Ltd., (Unit-1), Bhopa Road, Muzaffarnagar. (Pulp & Paper)
- 24- M/s N.S. Papers Ltd. (Unit-1), Jansath Road, Muzaffarnagar (Pulp & Paper)
- 25- M/s N.S. Papers Ltd. (Unit-3), 8km, Jansath Road, Muzaffarnagar. (Pulp & Paper)
- 26- M/s Tehri Pulp & Papers Ltd., (Unit-1), 9th Km stone, Bhopa Road, Muzaffarnagar. (Pulp & Paper)
- 27- M/s Shri Bhageshwari Paper Mills (P) Ltd., 9th Km Stone (Unit-1), Bhopa Road, Muzaffarnagar. (Pulp & Paper)
- 28- M/s K. K. Duplex & Paper Mill Pvt. Ltd., 8.5 Km. Stone, Jansath Road, Muzaffarnagar. (Pulp & Paper)
- 29- M/s Bindals Papers Ltd., Bhopa Road, Muzaffarnagar (Other)
- 30- M/s The Kisan Sahkari Chini Mill, Nanouta, Saharanpur. (Sugar)
- 31- M/s Daya Sugar Gagaltheri, Saharanpur. (Sugar)
- 32- M/s Deep Industries, Delhi Road, I.E., Delhi Road, Saharanpur. (Textile & Dyeing)
- 33- M/s Atul Textile Industries Ltd., Shakumbhari, Behat Road, Saharanpur. (Textile & Dyeing)
- 34- M/s Siddharatha Textile, Aziz Colony, Chilkana Road, Saharanpur. (Textile & Dyeing)
- 35- M/s Shree Krishna Board Mill, Gagalthedi, Saharanpur. (Pulp & Paper)
- 36- M/s A.B. Cycle Parts Pvt Ltd, S-24, South Side of G.T. Road, Ghaziabad. (Engg, Iron and steel & Metal Industries)

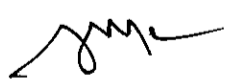
- 37- M/s Indian Textiles Co., E-49, B.S Road , Ghaziabad (Textile & Dyeing)
- 38- M/s Exclusive Leathers, Khasra No 2751, Bhoorgardhi, Dasna, Ghaziabad (Tannery)
- 39- M/s Triyash Enterprises, Bhoorghadi, Dasna, Ghaziabad (Tannery)
- 40- M/s Sai Processing 7/3, Site 2, Loni Road, Mohan Nagar Ghaziabad (Textile & Dyeing)
- 41- M/s Albert David Ltd, B-13, Meerut Road industrial area, Ghaziabad (Pharma)
- 42- M/s Shri Ram Pistons and Rings Pvt Ltd, Meerut Road Industrial Area, Ghaziabad. (Engg, Iron, steel & Metal Industries)
- 43- M/s ACE Hardware Pvt Ltd, B-5, BS Road Industrial Area, Ghaziabad. (Electroplating, phosphating & Galvanizing)
- 44- M/s Chacha Enterprises, J-4, Apparel Park, Tronica City, Ghaziabad. (Textile & Dyeing)
- 45- M/s Deepak Gambhir, E-12, Apparel Park, Tronica city, Ghaziabad. (Textile & Dyeing)

The facts provided by the Chief Environment Officer, Circle-1, UPPCB, Lucknow would signify that

A- SCNs issued to the industries detailed at serial nos. 01, 02, 03, 04, 10, 11, 13, 16, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29,30, 32, 33, 34, 35, 36, 39, 40, 41, 42, 43 above have been revoked on various dates and those industries have been stated to be complying the standards. It is seen that the UPPCB has provided only sketchy facts and detailed facts in the matter are yet to be placed before the Monitoring Committee. The Monitoring Committee would like to dissect the actual status of compliance by the industries in the list of 124 non-complying industries.

B- SCNs issued to the industries detailed at serial nos. 05, 06, 07, 08, 09, 12, 14, 15, 17, 18, 31, 37 are under revocation process.

C- Closure Order has been issued on 13.12.2018 against M/s Exclusive Leathers, Khasra No 2751, Bhoorgardhi, Dasna, Ghaziabad (Tannery) (at serial no. 38).

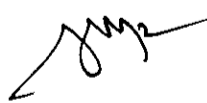


D- Industrial units, namely, M/s Chacha Enterprises, J-4, Apparel Park, Tronica City, Ghaziabad and M/s Deepak Gambhir, E-12, Apparel Park, Tronica city, Ghaziabad being non-compliant are closed under the orders of Hon'ble NGT in OA No. 317 of 2015.

The Chief Environment Officer, Circle-1, UPPCB, Lucknow has also informed the Monitoring Committee that various directions have been issued by UPPCB to the following 44 (Forty four) non-complying industries inventoried in the list of 124:

1. M/s Chaudhary Skin Trading Company, D-34, Site-B, Surajpur, Greater Noida. It is informed that this tannery industry has been closed by the promoters and is closed since July, 2018.
2. M/s Hero Motors Ltd. (Puch Division), Village Accheja, G.T.Road, Greater Noida. The Monitoring Committee has been informed that this Electroplating/Phosphating/ Galvanizing unit is complying with the directions so issued.
3. M/s Honda Siel Power Product Ltd, Plot no. -5, Sec-41, Ecotech -I, Greater Noida. The Monitoring Committee has been informed that this Electroplating/Phosphating/ Galvanizing unit is complying with the directions so issued.
4. M/s Bajaj Hindustan Ltd., Bhaisana, Muzaffarnagar. The Monitoring Committee has been informed that this Sugar unit is complying with the directions issued by UPPCB.
5. M/s Garg Duplex & Paper Mills (P) Ltd., Bhopa Road, Muzaffarnagar. The Monitoring Committee has been informed that this Pulp & Paper unit is complying with the directions issued by UPPCB.
6. M/s Bindalas Duplex Ltd., (Unit-2), Bhopa Road, Muzaffarnagar. The Monitoring Committee has been informed that this Pulp & Paper unit is complying with the directions issued by UPPCB.
7. M/s Shakumbhari Pulp & Paper, 4.5 Km. Stone, Bhopa Road, Muzaffarnagar. The Monitoring Committee has been informed that this Pulp & Paper unit is complying with the directions issued by UPPCB.

8. M/s Triveni Engineering & Industries Ltd., Deoband, Sharanpur. The Monitoring Committee has been informed that this Sugar industry is complying with the directions issued by UPPCB.
9. M/s Bajaj Hindustan Sugar Ltd., Gangoli, Saharanpur. The Monitoring Committee has been informed that this Sugar industry is complying with the directions issued by UPPCB.
10. M/s A.L.M. Industries (Slaughter House), 43, Qutab Sher Thana, Ambala Road, Saharnapur. The Monitoring Committee has been informed that this slaughter house is complying with the directions issued by UPPCB.
11. M/s Amko Export, A-1, B.S. Road, Ghaziabad. The Monitoring Committee has been informed that this is Textile & Dyeing unit is complying with the directions issued by UPPCB.
12. M/s Balaji Enterprises, B-22/1/15, B.S Road Industrial Area, Ghaziabad. The Monitoring Committee is informed that this Electroplating, Phosphating and galvanizing unit is under verification of the fact as to whether it is complying with the directions issued by UPPCB or not.
13. M/s Elin electronics Ltd, C-142-144, BS Road, Industrial Area, Ghaziabad. The Monitoring Committee is informed that this Electronics/Electrical unit is under verification of the fact as to whether it is complying with the directions issued by UPPCB or not.
14. M/s Karam Chandra Chains Ltd, C-229, BS Road Industrial Area, Ghaziabad. The Monitoring Committee is informed that this Engineering, Iron and steel & Metal Industry has been closed by its promoters.
15. M/s Karam Chandra Rubber Pvt Ltd, C-230, BS Road Industrial Area, Ghaziabad. The Monitoring Committee is informed that this Engineering, Iron and steel & Metal Industry has been closed by its promoters.
16. M/s S.S. Enterprises 363, Pandav Nagar, Mehrauli, Ghaziabad. The Monitoring Committee has been informed that this Electroplating, Phosphating & Galvanizing unit is complying with the directions issued by UPPCB.
17. M/s Futuro Component Pvt Ltd, Koshiyala Road, Hindon Vihar, Dasna, Ghaziabad. The Monitoring Committee has been informed that this Electroplating, Phosphating & Galvanizing unit is complying with the directions issued by UPPCB.
18. M/s Shree Ganga Paper Mills Pvt Ltd, Bhurghadi, Dasna, Ghaziabad. The Monitoring Committee has been informed that



this Pulp & Paper unit is complying with the directions issued by UPPCB.

19. M/s Ambica Steels Ltd, 32, Site 2 Loni Road, Ghaziabad. The Monitoring Committee has been informed that this unit is complying with the directions issued by UPPCB.
20. M/s Asha Prints Ltd, A-5/4, 32 Loni Road, Mohan Nagar, Ghaziabad. The Monitoring Committee has been informed that this Textile & Dyeing unit is complying with the directions issued by UPPCB.
21. M/s Bansal Wire industries Ltd, B-3, Loni Road, Mohan Nagar, Ghaziabad. The Monitoring Committee has been informed that this Textile & Dyeing unit is complying with the directions issued by UPPCB.
22. M/s Nonstop Colours, Plot no 3, Loni Road Site 2, Ghaziabad. The Monitoring Committee has been informed that this Textile & Dyeing unit is complying with the directions issued by UPPCB.
23. M/s Yadav Industries C-11 Loni Road, Ghaziabad. The Monitoring Committee has been informed that this unit is complying with the directions issued by UPPCB.
24. M/s Agarwal Galvanizing, Unit 2, A-8/6, Meerut road ind area, Guldhar, Ghaziabad. The Monitoring Committee has been informed that this unit is complying with the directions issued by UPPCB.
25. M/s Chemo Pulp Tissues Pvt Ltd, A-4, Sec 22, Meerut Road Industrial Area, Ghaziabad. The Monitoring Committee has been informed that this unit is complying with the directions issued by UPPCB.
26. M/s Unichem Laboratories, C-31, Meerut Road Industrial Area, Ghaziabad. The Monitoring Committee has been informed that this Pharma unit is complying with the directions issued by UPPCB.
27. M/s Uttam Toyota, A-11, Meerut Road Industrial Area, Ghaziabad. The Monitoring Committee has been informed that the directions issued by UPPCB are being complied.
28. M/s Zeeta Ind. Corporation, B-8, Meerut Road, Ghaziabad. The Monitoring Committee is informed that the directions issued by UPPCB are being complied.
29. M/s Usha Cycle, E-9, SS of GT Road, Ghaziabad. The Monitoring Committee is informed that some direction has been issued by UPPCB and compliance of the same is under verification.

30. M/s Sheetal Industries, S-40, SS of GT Road, Ghaziabad. The Monitoring Committee is informed that some direction has been issued by UPPCB and compliance of the same is under verification.
31. M/s Shivam Engineers Fabricators, 22/9, SS of Gt road, Ghaziabad. The Monitoring Committee is informed that some direction has been issued by UPPCB and compliance of the same is under verification.
32. M/s NG Wash (Apex Udyog), I-4, Apparel Park, Tronica City, Ghaziabad. The Monitoring Committee is informed that the directions issued by UPPCB are being complied with.
33. M/s Gulshan Rai Jain, G-82, Apparel Park, Tronica City, Ghaziabad. The Monitoring Committee is informed that the directions issued by UPPCB are being complied with.
34. M/s Laxmi Bleach, G-102, Apparel Park, Tronica City, Ghaziabad. The Monitoring Committee is informed that the directions issued by UPPCB are being complied with.
35. M/s M.S.Trading, E-15, Apparel Park, Tronica city, Ghaziabad. The Monitoring Committee is informed that the directions issued by UPPCB are being complied with.
36. M/s Nandi Enterprises, J-15, Apparel Park, Tronica City, Ghaziabad. The Monitoring Committee is informed that the directions issued by UPPCB are being complied with.
37. M/s Nandi Enterprises, K-14, Apparel Park, Tronica City, Ghaziabad. The Monitoring Committee is informed that the directions issued by UPPCB are being complied with.
38. M/s National Industries, G-264, Apparel Park, Tronica City, Ghaziabad. The Monitoring Committee is informed that this unit is closed in compliance with the direction of Hon'ble NGT in OA No. 317 of 2015.
39. M/s Om Prakash Sharma, J-11, Apparel Park, Tronica City, Ghaziabad. The Monitoring Committee is informed that the directions issued by UPPCB are being complied with.
40. M/s Pooja Pahwa, K-11, Apparel Park, Tronica City, Ghaziabad. The Monitoring Committee is informed that the directions issued by UPPCB are being complied with.
41. M/s SD garments, J-2, Apparel Park, Tronica City, Ghaziabad. The Monitoring Committee is informed that the directions issued by UPPCB are being complied with.
42. M/s ST traders, J-5, Apparel Park, Tronica City, Ghaziabad. The Monitoring Committee is informed that this unit is closed in

compliance with the direction of Hon'ble NGT in OA No. 317 of 2015.

43. M/s Vaishali Hosiery, I-17, Apparel Park, Tronica City, Ghaziabad. The Monitoring Committee is informed that this unit is closed in compliance with the direction of Hon'ble NGT in OA No. 317 of 2015.
44. M/s Vedanta Estate, I-11, Apparel Park, Tronica City, Ghaziabad. The Monitoring Committee is informed that this unit is closed in compliance with the direction of Hon'ble NGT in OA No. 317 of 2015.

The Chief Environment Officer, Circle-1, UPPCB, Lucknow has also informed that:

- a- one Paper & Pulp industrial unit, namely, M/s Parijat Paper Mill, Bhopa Road, Muzaffarnagar was closed under the orders of CPCB, which closure order has been revoked by CPCB on 17.09.2018. Further, the said unit is complying with the standards.
- b- no action is required/proposed against five industrial units, namely, (i) M/s Graziano Transmission India Pvt. Ltd., (Automobile) Plot No. 14, Udyog Kendra, Greater Noida, (ii) M/s NTPC (Power Plant) Dadri, Greater Noida, (iii) M/s Amrit Foods, (Dairy) Amrit Nagar, GT road, Ghaziabad, (iv) M/s Sandeep Tyagi, (Textile & Dyeing) G-271, Apparel Park, Tronica City, Ghaziabad, (v) M/s Sara International, (Textile & Dyeing) G-65, Apparel Park, Tronica city, Ghaziabad. The notes appended in the remarks column indicate that no action was recommended in the Joint Committee Report against four of the above five industries and the remaining one, namely, NTPC, Dadri is complying with the directions in the matter.

The Chief Environment Officer, Circle-1, UPPCB, Lucknow has also informed that

1. Closure order was also issued against Electroplating/ Phosphating/Galvanizing industry, namely, M/s S.P. Metaltech Pvt.



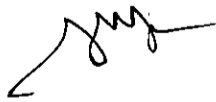
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Ltd., (Old name SP Wire Pvt. Ltd.,) Plot No. G-81, Site -B, Industrial Area, Greater Noida, which closure order was subsequently revoked and the industry is complying with the standards.

2. Closure order was also issued against Iron and steel & Metal industry, namely, M/s Malik Needles & Allied Products, C-108, BS Road Industrial Area, Ghaziabad, which closure order is under revocation as industry is complying with the standards.
3. Closure order has also been issued against Electroplating, Galvanizing, Phosphating industry, namely, M/s Shri Guru Kripa Industries, E-25, SS of GT Road, Ghaziabad and the unit is closed and status of compliance is under verification.
4. Closure order has also been issued against Textile & Dyeing industry, namely, M/s Asha Tanu prints Ltd, A-5/4, Loni road, Mohan Nagar, Ghaziabad, the unit is closed and status of compliance is under verification.
5. Closure order has also been issued against Textile & Dyeing industry, namely, M/s Sunny prints, 5/7, Site 2 Loni Road Industrial Area, Mohan Nagar, Ghaziabad, which closure order has been suspended for two months as the unit is complying with the standards.
6. Closure order has also been issued against Iron industry, namely, M/s Ramsons Enterprises, D-21, Meerut Road, Ghaziabad, which closure order has been suspended for two months as the unit is complying with the standards.
7. SCNs have been issued to M/s Garg Tube Co. Ltd. Vill-Chhaproulla, G.T.Road, Greater Noida & M/s Lion Cycle & Rikshaw Industries, E-10, BS Road Industrial Area, Ghaziabad and the status of compliance is under verification.
8. SCNs were issued to M/s Indo Pump, Plot No-F-29-30, Site- B, Greater Noida, and M/s Balaji Wire Pvt Ltd, 139-A, Anand Industrial

- Ltd., (Old name SP Wire Pvt. Ltd.,) Plot No. G-81, Site -B, Industrial Area, Greater Noida, which closure order was subsequently revoked and the industry is complying with the standards.
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 8. SCNs were issued to M/s Indo Pump, Plot No-F-29-30, Site- B, Greater Noida, and M/s Balaji Wire Pvt Ltd, 139-A, Anand Industrial



Area, Mohan Nagar, Ghaziabad revocation of which is under process.

9. SCNs were issued to M/s Mohan Meakens Ltd, Mohan Nagar, Ghaziabad, M/s Shanti Nath Manufacturers A-2/4 E Block, Kavi Nagar Industrial Area, Ghaziabad and M/s Al Naseer Export Pvt Ltd, Bhoorghardi Dasna, Ghaziabad, which SCNs were subsequently revoked.
10. SCNs were issued to M/s Sakshi Metal Works, D-1A, Kavi Nagar Industrial Area, Sector 7, Ghaziabad and M/s Shivam Engineering and Fabrication A-282, SS of GT Road Industrial Area, Ghaziabad. Now closure orders have been issued against the two industries on 02.01.2019.
11. SCN has also been issued to M/s Al Nafess Frozen foods Export, Hapur Road, Dasna, Ghaziabad, which industry is closed in compliance with the orders of Hon'ble NGT in OA No. 692 of 2018.

As per the decisions taken in the monitoring committee, the status of closure of various industries was verified, *at random*, by Shri J. Chandra Babu, Sc 'D', WQM-I, CPCB & Member of the Monitoring Committee. The Unit-wise observations are detailed in the subsequent paras:

- 1- M/s Shree Jagdamba Knits (P) Ltd., G-95 & 105, Site -B, Surajpur, Greater Noida was made on 12.09.2018 and it was found that in furtherance of the closure direction by UPPCB, the Production process has been stopped, bore well has been sealed & environment fine has been paid. However, electricity supply was available.
- 2- M/s Vimal Dyeing, H-41, Site - C, Greater Noida was made on 12.09.2018 and it was found that in furtherance of the closure direction by UPPCB on 30.07.2018 and 03.08.2018, the Production process is stopped since 08.08.2018, bore well has

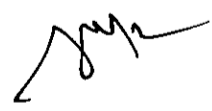
not been sealed, regarding payment of environment fine affidavit has been given and electricity supply was available.

3- M/s Kathuria Brothers (Tannery), A-12, Site-3, Meerut Road, Industrial Area, Ghaziabad was made on 12.09.2018 and it was found that in furtherance of the closure direction by UPPCB on 03.08.2018, the Production process is stopped since 08.08.2018, bore well has been sealed, environment fine has been paid and electricity supply was not available. The remarks appended indicate that the Unit is upgrading the existing ETP in respect of Oil & Grease Skimming Tank, PSF, Activated Carbon Filter, pH Meter and Flow Meter at outlet of ETP.

4- M/s Kathuria Brothers (Cycle Section), A-12, Site-3, Meerut Road, Industrial Area, Ghaziabad was made on 12.09.2018 and it was found that in furtherance of the closure direction by UPPCB on 03.08.2018, the Production process is stopped since 08.08.2018, bore well has been sealed, environment fine has been paid and electricity supply was not available. The remarks appended indicate that the Unit has upgraded the existing ETP in respect of Oil & Grease removal provision, Pressure Sand Filter, pH Meter added at outlet of ETP.

5- M/s Hamdard Laboratories, B-2 and 3, Meerut Road, Industrial Area, Ghaziabad was made on 12.09.2018 and it was found that in furtherance of the closure direction by UPPCB on 03.08.2018, the Production process is stopped since 14.08.2018, bore well has been sealed, environment fine has been paid and electricity supply was not available.

6- M/s Northland Cycle Co. Ltd, D-21, Meerut Road, Industrial Area, Ghaziabad was made on 12.09.2018 and it was found that the closure direction made by UPPCB was not available with the staff on spot. However, the production process is stopped, bore well has been sealed, and electricity supply was not available.



Regarding payment of environment fine no fact could be found from the staff on site. The ETP was found under up-gradation.

7- M/s Techno Enterprises, A-13/12, Meerut Road Industrial Area, Ghaziabad (at serial no. 28 of the list of 35 units) was made on 12.09.2018 and it was found that in furtherance of the closure direction by UPPCB on 03.08.2018, the Production process is stopped since 14.08.2018, bore well has been sealed, and electricity supply was not available. However, regarding payment of environment fine no fact could be provided by the staff on site. The remarks appended speak that as per the security and office personnel ETP up-gradation has been completed and UPPCB informed by the Management.

8- M/s Parle Agro Pvt. Ltd, A-7, Sector-22, Meerut Road, Industrial Area, Ghaziabad was made on 12.09.2018 and it was found that in furtherance of the closure direction by UPPCB on 03.08.2018 and 10.08.2018, the production process is stopped since 14.08.2018, one bore well has been sealed, electricity supply was not available and the environment fine has been paid. The remarks appended speak that the additional Oil & Grease skimming unit has been added to the existing captive ETP.

The UPPCB has informed that the Closure Orders in respect of four units, namely, M/s Denim Matching, G-141, Apparel Park, Tronica City, Ghaziabad; M/s Galaxi Garments, K-22, Apparel Park, Tronica City, Ghaziabad; M/s SVS Fashions, J-22, Tronica City, Ghaziabad and M/s Vedanta Estate, J-12, Tronica City, Ghaziabad have been suspended for three weeks in compliance with the order of Hon'ble NGT in OA No. 317 of 2015-Rashid Ali Warsi vs UPSIDC and Ors.

It is important to note that closures have been revoked/ suspended and SCNs withdrawn by the UPPCB. However, the specific grounds on the basis of which such actions have been taken have not been placed

before the Monitoring Committee excepting a wild statement 'complying'. Therefore, there is urgent need of rigorous verification of the reasons for the action already taken so that chances of arbitrariness are eliminated and even-handedness to all is ensured.

Identification and enumeration of new units:

An attempt has been made by the UPPCB to identify and enumerate new industries. As a result, 127 new industries and 73 tiny units have identified. From those 127 newly identifies and inventoried industries:

A- 05 industries have been found non-compliant. Hence 'Closure Orders' have been issued against 03 of them and action is in progress against 02 industries, namely, M/s M.A. Garments, and M/s Regency Cycle Pvt. Ltd., both at Sahibabad, Ghaziabad.

B- 04 industries have been put to SCN.

C- 08 industries are already closed.

D- 109 industries (16 in Gautam Budh Nagar, 84 in Ghaziabad, 01 in Meerut, 02 in Muzaffarnagar & 06 in Saharanpur) have been regarded as 'compliant industry', and

E- Rest 01 industry is under construction, and

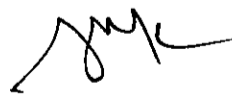
From 73 tiny units identified and inventoried recently:

a- 25 tiny units (17 in Ghaziabad, 01 in Muzaffarnagar & 07 in Saharanpur) obey the norms.

b- 26 tiny units all in Noida are under verification process.

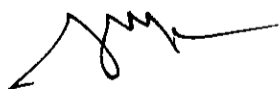
c- 08 are already closed on their own.

d- 14 tiny units with specifics as below are non-compliant and action against them is in process:



The matter was yet again deliberated & measured by the Monitoring Committee in its 3rd meeting on 25.10.2018 when the Director, Health, Uttar Pradesh informed that:

1. The Chief Medical Officer, Ghaziabad vide his letter no. Mu.Chi.A./Pradushan/Report/2018/5560, dated 23.10.2018 has informed that 02 (Two), 03 (Three), 03(Three), 02 (Two), 03 (Three) and 03 (Three) Medical Camps were respectively organised in Suhana, Birana, Farukhnagar, Karhaida, Asalatnagar, and Banheda villages and 32 (Thirty Two), 47 (Forty Seven), 55 (Fifty Five), 33 (Thirty Three), 48 (Forty Eight) and 30 (Thirty) patients who were suffering from Cough, Cold, Fever, Pain, Allergy (Khujli) were treated with note in the remarks column that the water of Hindon river is not used for drinking. The facts in the report ex-facie would indicate that no patient suffering of any illness due to heavy metal toxicity in drinking water was found and treated. The facts in the letter were noticed to be deficient and vague as the Chief Medical Officer had not even provided the date(s) as to when the said medical camps were organised. The Director, Health, UP on being asked to illuminate, could not provide better particulars. Therefore, the Director, Health, Uttar Pradesh was directed to provide the dates when the said camps were organized in Ghaziabad district with exact number of villages colonized alongside Hindon river in Ghaziabad district and population in each such village. The Director, Medical Health, UP was further asked to state the reason(s) as to why medical camps were not organized in other villages within the stressed area.

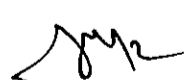
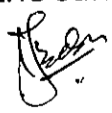


- d.1- M/s Bagla Service Centre (Honda), Dehradun Road, Saharanpur.
- d.2- M/s Krishna Auto Service (Bajaj Service Centre), Kokli, NH59.
- d.3- M/s Hundai Service (Aradhana Hundai), Sadak Dudhli, Dehradun Road, Saharanpur.
- d.4- M/s Mann Auto (A to Z Hero Honda), Service Centre, Kolki, NH-59, Gagalheri- Saharanpur.
- d.5- M/s Renault (Saharanpur Automobile), Sanjay Colony, Saharanpur.
- d.6- M/s Bhagwati Motors, Ambala Road, Saharanpur.
- d.7- M/s Chaudhary Service Centre, Ambala Road, Saharanpur.
- d.8- M/s A.J.S. Service Centre, Ambala Road, Saharanpur.
- d.9- M/s Laxmi Motor Service Station, Ambala Road, Saharnpur.
- d.10- M/s A To Z Autowheels Pvt. Ltd., Meerut Road, Muzaffarnagar.
- d.11- M/s Ansh Honda (Rayana Enterprises Pvt. Ltd., Almaspur, Jansath Road, Muzaffarnagar.
- d.12- M/s Shri Sanmati Auto Expert Pvt. Ltd., Meerut Road, Muzaffarnagar.
- d.13- M/s Shri Radha Govind Automobiles Pvt. Ltd., Muzaffarnagar. and
- d.14- M/s Vihan Motors, Meerut Road, Muzaffarnagar.

Web site:

The direction in para 27 of Hon'ble NGT judgment and order dated 08.08.2018 provides that the Monitoring Committee may also set up a website for receiving and giving information on the subject. The matter of setting up a website has been taken up since the 1st meeting on 30.08.2018 but nothing has happened. The Committee in its 1st meeting resolved to request the Chief Secretary to the State Government of Uttar Pradesh to direct all concerned especially National Informatics Centre (NIC) to immediately develop a website to smooth the progress of

receiving and giving information on the subject. The minutes of the 1st meeting were provided by e-mail but progress in the matter was not provided to the Committee. Therefore, the Committee for a second time, in its 2nd meeting on 25.09.2018, resolved that the Chief Secretary to the State Government of UP be again requested to direct all concerned to take immediate steps for development of the web-site. The Committee, as interim measure, directed that all concerned departments/Corporations/Authorities would open a specific page on their official website which shall be cyclically updated with most up-to-date data in regard to the directions of the NGT as well the action taken in compliance of each direction. The page so opened must give opportunity to the public to post their Grievance, expectations and suggestions in regard to Hindon River, Tributaries and drains merging therein. The Grievance(s) so posted by the public with details of genuine and certifiable steps taken in resolution thereof must be uploaded on the web-site. Fortnightly compilation of the aforesaid details shall be prepared by each such office/department /Authority /Corporation and four sets of the same shall be provided to the Secretary to the Monitoring Committee who would present the same before this Committee for weighing up and directions, if any. All concerned should ensure that the website page so opened is full of all authentic and certifiable status of compliance. The minutes containing the direction was provided by email appended with a direction to the Nodal Officer (Principal Secretary, Forest, Uttar Pradesh) to download the minutes and provide hardcopy of the minutes to all concerned. Again the deaf approach by all concerned. The Committee, faced with this thunderous waywardness again took up the matter in its 3rd meeting on 25.10.2018 and requested the Chief Secretary, Uttar Pradesh (by name) to personally look into the matter and get the same accelerated. Yet no reply and no steps forward.



Shri J. Chandra Babu, Scientist 'D' WQM-1, CPCB and Member of the Monitoring Committee has informed that the Central Pollution Control Board (CPCB) has created a provision in CPCB website (www.cpcb.nic.in) & uploaded information such as Hon'ble NGT Order dated 08.08.2018, composition of the Monitoring Committee, Minutes of the meeting etc., under 'river pollution'.

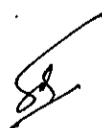
If the functionaries in the State Government and the NIC continue to be uncooperative, then in that event, the Monitoring Committee would have no option but to get its website developed through private developers in the souk and the cost have to be paid by the State Government of Uttar Pradesh or the UPPCB as is determined by Hon'ble NGT.

Involvement of educational institutions:

The direction, in para 28 of the judgment & order dated 08.08.2018 provides as under:

28. The Committee may also involve educational institutions for expectations, awareness and feedback about the results.

The Monitoring Committee considered the matter of involvement of educational institutions in its 1st meeting on 30.08.2018 and resolved to request the District Magistrate, Meerut; District Magistrate, Saharanpur; District Magistrate, Shamli; District Magistrate, Baghpat; District Magistrate, Ghaziabad; District Magistrate, Gautam Budh Nagar & District Magistrate, Muzaffarnagar to identify and provide all-inclusive list of those educational institutions which are ready and willing to join in the movement. The minutes containing the request were circulated



but none of them acted in response. This matter regarding Hon'ble NGT sanction regarding involvement of educational institutions for expectations, awareness and feedback about the results was again considered by the Committee in its 2nd meeting on 24.09.2018, when it was resolved to request the Divisional Commissioners at Meerut & Saharanpur to direct all concerned for instantaneous action in compliance. The minutes were circulated by e-mail for compliance & report. Yet again action taken report in the matter was not received from any office including the District Magistrates of Baghpat, Shamli, Saharanpur, Meerut and Muzaffarnagar. The District Magistrate, Ghaziabad (vide letter no. 784/Sa. 76/18, dated 12.10.2018) and the District Magistrate, Gautam Budh Nagar (vide letter no. 2600/OA No. 231/2014/2018, dated 23.10.2018) informed the Monitoring Committee that the District Inspectors of Schools (DIOS) have been directed for further action in the matter. However, the DIOS, Ghaziabad and DIOS, Gautam Budh Nagar have not yet provided any action taken report. The Committee, in this insolent attitude of the officers, again resolved to request the Commissioner, Meerut Division, Meerut & Commissioner, Saharanpur Division, Saharanpur to direct all concerned for instantaneous action in compliance. Copy of the minutes with request for follow up action, have also been sent to the Principal Secretary, Higher Education/Secondary Education/Basic Education, Uttar Pradesh but still nothing has moved and no educational institution could get involved as a result of dull-witted attitude of the authorities.

Health:

The Monitoring Committee considered the status of medical help provided to the sufferers of pollution in the distressed area in the light of Hon'ble NGT observation that several residents have suffered and are

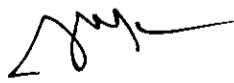
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suffering from various water borne diseases as a result of pollution caused by discharge by various industries operating in the area and those sufferers have to be given proper treatment and, in a welfare State, the State is bound to look-after the health, in its 1st meeting on 30.08.2018 when it was resolved to request the District Magistrates and the Chief Medical Officers of Meerut, Saharanpur, Shamli, Ghaziabad, Muzaffarnagar, Baghpat and Gautam Budh Nagar to provide comprehensive list of such inhabitants who as outcome of water contamination have suffered illness along-with details of steps taken for their treatment, spending on treatment, source of funds spent in their treatment and present position of each such patient. It was further directed that the report should also indicate the details of the industries operating in & accountable for water contamination in the area and steps taken for recovery of the amount spent in the treatment as above. The minutes/ resolutions were communicated by e-mail. No report from any of the concerned authorities excepting the Chief Medical Officer, Baghpat (Dr Sushama Chandra) was provided to the Monitoring Committee. It is pertinent to mention that Dr Sushama Chandra, Chief Medical Officer, Baghpat though provided her report (but none of the annexure was decipherable) by e-mail, which report is addressed to the District Magistrate, Baghpat being letter no. CMO/NGT/2016-17/3956, dated 22.09.2018. The report so provided by e-mail indicated that:

1. Medical camps were organized in the villages (name of the villages not specified) on 26.09.2016, 28.09.2016, and 03.01.2016.
2. Despite indefatigable efforts only 114 villagers from 312 villagers identified could come for treatment and from them only 15 the probable sufferers of heavy metals toxicity, were referred for investigation.



3. As per the report dated 27.01.2016 of the Specialist Medical Officer, Dr. Rajesh Kumar, carp ailments were not the resultant of water pollution based heavy metal toxicity.
4. The District Magistrate, Baghpat on 21.10.2016 sanctioned a sum of Rs. 2,50,000 for Heavy Metal Testing of the 15 probable victims of heavy metal toxicity from the fund meant for National Vector Borne Disease Control Programme.
5. Arrangements were made at PHC, Binauli (Baghpat) for pathological test of those fifteen apparent victims but only 01 from those 15 came. The test reports indicate that ailment of none of them was cause by toxic effects of heavy metals. Hence not proper to say that the fifteen identified patients have suffered illness due to heavy metal toxicity in contaminated water.

The net conclusion of the facts so provided by the Chief Medical Officer, Baghpat was that not a soul has suffered from heavy metal toxicity in the drinking water. In this milieu the Director, Health, Uttar Pradesh, Ms. Madhu Saxena, was asked to provide her input in the matter. However, the Director, Health, Uttar Pradesh, during deliberations in the 2nd meeting on 24.09.2018, could not provide any information in the matter. She being fairly new to the office of the Director, Health, Uttar Pradesh was directed to provide a complete report with up-to-date data. Feeling that the Social and Preventive Medicine Department should also get engaged for prevention and cure of the disease in the catchment of Hindon river, the Monitoring Committee in its 2nd meeting on 24.09.2018 directed the Principal Secretary, Health, Uttar Pradesh to examine the matter and submit report with all facts and possibilities. However, the report is yet to come.

2. The Chief Medical Officer, Gautam Budh Nagar vide his letter no. Mu.Chi.A./2018&19, dated 27.09.2018 has informed that the reporting unit has not reported any person suffering from water borne disease as a result of pollution caused by discharge by various industries in Gautam Budh Nagar District. Further, no specific budget has been allocated for treatment of patients suffering from any disease as a result of water pollution caused by industries in Gautam Budh Nagar.

3. The Chief Medical Officer, Shamli vide letter no. Mu.Chi.A./NGT/Report/2016, dated 05.11.2016 had informed that Medical Health Camps were organized from 29.09.2016 to 04.10.2016 in Block Kandhla for villages Kiwana, Makhmoolpur, Matnawali, Salfa, Eilam, Bhaneda, Sunna, Rajpur, Lisad and only 10 (Ten) patients suffering from various ailments were noticed. Further, camps were organized from 28.09.2016 to 03.10.2016 in Block Kudana for villages Banat, Barlajat, Bhikkide Butradi, Fatehpur, Jhal, Kabaraut, Nagli Jamalpur, Lilaun, Samaspur, Bhanedajat when only 33 (Thirty Three) patients suffering from various ailments, mostly from heart ailment, were noticed. Also camps were organized from 28.09.2016 to 04.10.2016 in Block Thana Bhawan for villages Raipur-Ladomajri, Bantikheda, Thanabhavan, Hiranwada, Sonta Rasoolpur, Gogwan Jalalpur, Khabaspur, Kutubgarh and only 05 (Five) patients suffering from various ailments were noticed. Still further, camps were organized in Oon and Shamli Urban but none suffering from any disease was found and treated.

The facts in the report of the Chief Medical Officer, Shamli also indicate the lip service with greatest laid-back approach. Placing

report dated 05.11.2016 on 25.10.2018 makes one thing certain that no camp was organised after 04.10.2016 or the updated facts have been withheld.

4. The Chief Medical Officer, Muzaffarnagar vide his letter no. Mu.Chi.A./NGT/2018, dated 22.09.2018 has informed that Health Camps are being regularly organized in 58 villages colonized along Hindon, West Kali and Krishna rivers. 1st such Health Camp was organized in March-April, 2016 when no patient suffering from water borne diseases had appeared. Further, Health Status surveys and Health Camps are being regularly organized in the villages inhabited near the industrial units.

The Director, Health, Uttar Pradesh in view of the imprecision in the report of the Chief Medical Officer, Muzaffarnagar was required to provide better details. She, in response, informed that the Chief Medical Officer, Muzaffarnagar vide his undated report has provided few details according to which 46 camps for 53 (fifty three) villages in 06 Blocks were organized up till 22.10.2018 wherein 3,123 patients had participated and from those 3,103 were suffering found suffering from common disease like Fever, Cold, Cough, Allergy, Pain etc. and 20 (all in Baghra Block) were suffering from serious ailment like cancer etc. The Director, Health, Uttar Pradesh could not specify the population (total or village wise) of those 53 villages. The report dated 22.09.2018 indicated that 58 villages are colonised alongside Hindon, West Kali, Krishna rivers and Health Camps are being organized in those 58 villages. However, the undated report of the Chief Medical Officer, Muzaffarnagar referred to

during deliberations seemingly present the status as on 22.10.2018 & express that camp were organized for 53 villages. The report is silent as to which 05 villages of those 58 villages have been left out and why. The Director, Health, Uttar Pradesh also could not enlighten.

5. The Chief Medical Officer, Meerut vide letter no. CMO/Harit Prahikaran/2018, dated 23.10.2018 has informed that only one Health Camp was organized in Jakheda village wherein 87 persons suffering from fever, cough, and allergy (khujli) had participated. The report of the Chief Medical Officer, Meerut was found to be sloppy and poor. Therefore, the Chief Medical Officer, Meerut was directed to provide the number of villages in Meerut district (with village wise population) colonised alongside Hindon river, her tributaries & the drains merging therein along with the details of the efforts made by him and the officers under his managerial control to find out and treat the patients suffering from heavy metal toxicity from drinking water. The CMO, Meerut is yet to provide the report.
6. Undated report received from Saharanpur indicates that Health Camp was organized on 29.09.2018 in Bhaneda Khemchand village wherein 48 persons suffering from common disease (10 from common fever, 06 from common backache, 09 from common cough-cold, 12 from common allergy (khaj-khujli) and 11 from other common but unspecified diseases were treated. This report was found to be pitifully shoddy. Therefore, the Chief Medical Officer, Saharanpur was directed to provide the number of villages in Saharanpur district (with village wise population) colonised alongside Hindon river, her tributaries &

drains merging therein appended with details of the efforts made by him and the officers under his managerial control to find out and treat the patients suffering due to heavy metal toxicity from drinking water. The CMO, Saharanpur is yet to provide his report.

7. The Chief Medical Officer, Baghpat vide letter no. CMO/NGT/2016-17/3956, dated 22.09.2018 has informed that Medical officer, CHC, Binauli had organized 25 health camps in 17 villages in April, May, June, July, August and September, 2018 and 1,515 patients were checked up but none of them was found suffering from heavy metal toxicity borne diseases.

Above reports and facts demonstrate the insensitivity with which the issue is being handled by the Chief Medical Officers in the stressed areas knowing well that Hon'ble NGT order records that several residents have suffered and are suffering from various water borne diseases as a result of pollution caused by discharge by various industries operating in the area and such victims are to be given proper treatment. The reports provided by the Chief Medical Officers speak otherwise. In this situation the Director, Health, Uttar Pradesh was asked to expressly state that none of the residents has suffered and is suffering from any water borne diseases as a result of contamination caused by toxic wastes discharged by various industries operating in the area but she could not. It appears that the Director, Health, Uttar Pradesh and the Chief Medical Officers in the seven stressed districts have not taken the issue in its right spirit and insincerity on their part is writ large. The Monitoring Committee have directed the Director, Health, Uttar Pradesh to issue precise instructions in the light of the directions by Hon'ble NGT. However, copy of the directions, if any, issued in compliance has not yet been provided to the

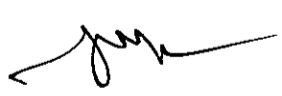
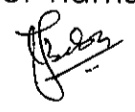
Monitoring Committee. The Monitoring Committee also preferred to request the Principal Secretary, Health, Uttar Pradesh to see that Hon'ble NGT direction is taken seriously and implemented genuinely appended with caution that downhearted approach of any of the Chief Medical Officers in the distressed areas would not to be tolerated. The Monitoring Committee expected that the Principal Secretary, Health, Uttar Pradesh would do proper counselling and issue guidelines for exact implementation of Hon'ble NGT direction. However, nothing appears to have been done even by the Principal Secretary, Health, Uttar Pradesh.

Prohibition on extraction of Ground water:

Hon'ble NGT direction provides that all the hand-pumps in the area of district Baghpat and other districts from where samples had been collected and have been found contamination of Ground water, there would be complete prohibition on extraction of Ground water for drinking purposes appended with a further direction to forthwith seal the hand-pumps, if any, in those areas.

The Monitoring Committee considered the matter lengthily in its meetings & enthused all to ensure absolute observance.

Sri G.S.Srivastava, Chief Engineer, Uttar Pradesh Jal Nigam, ('UPJN') Ghaziabad has informed the Monitoring Committee that out of 9,915 hand Pumps installed in the entire stressed only 8,782 were functional and therefore, all functional i.e. 8782 hand pumps were tested and rest out of use 1,133 were not tested. Out of those 8,782 functional hand-pumps only 1,088 hand-pumps were found giving contaminated water. All 1,088 identified hand-pumps were at once cross marked in red colour with warning that water of those hand-pumps is not safe drinking water and thus unfit for human consumption. From those 1,088 hand pumps



giving contaminated water in all 866 hand-pumps (15 in Saharanpur, 78 in Meerut, 10 in Ghaziabad, 137 in Shamli, 201 in Muzaffarnagar and 425 in Baghpat) have been uprooted/dismantled. However, rest 222 hand-pumps (130 in Baghpat district, and 92 in Shamli district) could not be uprooted due to indignation by local people with assurance that they would not use the water for drinking but only for other purposes like agriculture and animal bathe.

The Monitoring Committee is informed by the Sri Devendra Kumar, Executive Engineer, UPJN that from those 222 hand pumps 05 (out of 130 in Baghpat district) and 26 (out of 92 in Shamli district) i.e. 31 have been rebored by respective Village Panchayats as the Village Panchayats have been tasked with the job of rebore.

Supply of safe drinking water:

Hon'ble NGT vide order dated 05.08.2015 in OA No. 231 of 2014 was pleased to direct that the State to ensure that potable drinking water is provided to the villages where admittedly hand pump water is contaminated.

Hon'ble NGT was again pleased to interalia direct vide order dated 05.11.2015 in OA No. 231 of 2014, the State of Uttar Pradesh and UPJN to ensure that potable drinking water is being supplied to all the villagers in distressed districts without any further delay and default with ardent mandate for supply of sufficient drinking water by associating Panchayats of the villages appended with direction that UPPCB, CPCB & UPJN would immediately take measures to ensure that the extracted ground water is treated before it is permitted to be consumed by human beings combined with a proviso that the total mechanism for treating such water would be prepared and schemes for implementation thereof

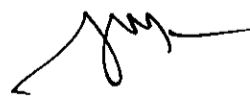


would be finalised and given effect to within two months from today. This direction was appended with a further direction that due record would be maintained for supply of water. The vehicle carrying water should have GPS. The direction so made was to be carried out by the District Magistrate, each of the SDM in whose jurisdiction these villages fall, UPJN and Regional Officer of the Pollution Control Board.

Hon'ble NGT vide order dated 19.07.2016 in OA No. 231 of 2014 and OA No. 66 of 2015 was pleased to direct the Chief Secretary, UP Government; Member Secretary, UPPCB and Managing Director, UPJN to hold a meeting and inspect or cause to be inspected the various villages, the subject matter of the present application it would be verified by the Committee if all these villages are getting potable drinking water. Further, the Chief Secretary would issue directions to the concerned District Magistrates that potable water through tankers or otherwise is provided to all the villages immediately.

Hon'ble NGT vide order dated 29.08.2016 in OA No. 231 of 2014 and OA No. 66 of 2015 was pleased to direct to issue show cause notice to the State of Uttar Pradesh and UPJN to show cause as to why compensation under Section 15 and 17 of the National Green Tribunal Act, 2010 be not awarded in favour of the people who have suffered illness because of drinking polluted water within the prescribed parameters and to ensure that all the residents of these villages get potable drinking water without default and delay.

Hon'ble NGT vide order dated 07.09.2016 in OA No. 231 of 2014 and OA No. 66 of 2015 was pleased to direct the authority to ensure that potable drinking water is being provided to all the villages where the contaminated water has been found, regularly and without fail. The



above referred orders designate that supply of potable drinking water is one of the prime issue. On being asked about the supply of potable drinking water to the populace in the affected area, the UPJN officers informed that potable water is sufficiently obtainable from 7,694 Hand pumps and 03 submersibles already installed and available in the stressed area and for that reason there was no occasion for supply of potable drinking water using Water Tankers as directed by Hon'ble NGT.

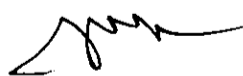
It is noted that measures for treating ground water before it is consumed by human beings do not appear to have not been taken by any of the authorities pointed out in the orders referred to herein above. The Monitoring Committee has not been informed of the scheme(s) prepared for treating such water and steps taken for implementation of the scheme(s) so prepared. The cut-off 'two months' time for the purpose appears to have expired much before and the Monitoring Committee is yet to know whether any such record is being maintained and whether water carrying vehicles are fitted with GPS. The District Magistrate, each of the SDM in whose jurisdiction those villages fall, UPJN and Regional Officer of the Pollution Control Board are yet to submit the report in this regards.

The Monitoring Committee in its 2nd Meeting had noticed that UPJN and other Local Bodies have not taken any step for supply of potable drinking water in the affected area. The Chief Engineer, UPJN, Ghaziabad informed that a comprehensive plan for Pipe Water Supply (Tube Well Supply) to resolve the issue of safe potable drinking water, has been drawn and submitted for administrative and financial approval of the State Government of Uttar Pradesh. The Chief Engineer elaborated that 76 estimates entailing an estimated expenditure of Rs. 14551.86 lacs (126.16 lac for Saharanpur, Rs. 1,444.90 lacs for Meerut, Rs. 277.06 lacs



for Ghaziabad, Rs. 3202.68 lacs for Shamli, Rs. 6,255.06 lacs for Muzaffarnagar, and Rs. 3,246.00 lacs for Baghpat) have already been submitted to the Principal Secretary, Rural Development Department, Govt of Uttar Pradesh, Lucknow for Pipe Water Supply. The Chief Engineer, UPJN added that the estimates so drawn and submitted have already been approved & sanctioned by the State Level Technical Agency (STA) and State Level Scheme Sanctioning Committee (SLSSC). The matter of 72 schemes drawn by that time by UPJN for the stressed area with an estimated expenditure of Rs. 138.5 Crores was cited before Hon'ble NGT on 03.05.2018 when Hon'ble NGT was pleased to direct the State of Uttar Pradesh to take notice of the submission. Subsequent thereto four (04) more schemes were drawn and submitted and those 04 schemes have also been considered, approved and sanctioned by the STA and SLSSC. Nevertheless funds for implementation of the schemes so drawn and approved have not been released. The Monitoring Committee is still further informed that thirteen (13) more schemes for Pipe Water Supply entailing expenditure of Rs. 1968.933 lacs have also been submitted for approval by the STA and SLSSC.

The Chief Engineer, UPJN, adds that the Managing Director, UPJN, in view of the fact that funds could not yet be released for 76 approved and sanctioned schemes, has referred 67 schemes from those 76 schemes (18 for Baghpat-sanctioned estimated cost Rs. 2627.43 lacs, 01 for Ghaziabad-sanctioned estimated cost Rs.277.06 lacs, 03 for Meerut-sanctioned estimated cost Rs. 447.59, 29 for Muzaffarnagar-sanctioned estimated cost Rs. 6088.45 lacs, 01 for Saharanpur-sanctioned estimated cost Rs.126.16 lacs and 15 for Shamli-sanctioned estimated cost Rs. 2905.21 lacs; Total estimated expenditure Rs. 12,471.90 lacs) for funding under the 2nd phase of the World Bank Project entitled 'Neer Nirmal' to



the Project Director, Project Director, SPMU Neer Nirmal Pariyojna, Gramya Vikas, Lucknow vide letter no. 422/2042-World Bank/2018, dated 01.10. 2018. Sri G.P.Shukla, Chief Engineer (Rural), UPJN, Lucknow vide endorsement letter nos. 528/2042-World Bank/2018, dated 18.12.2018 and 16/2042-Harit Court/19, dated 14.01.2019 has informed that permission for initiation of pre-project activity and tender process in respect of the proposed schemes has been solicited from the Executive Director, State Drinking Water and Cleanliness Mission, Rural Development Department, Uttar Pradesh.

Sri Sanjay Kumar Gautam, Executive Engineer, UPJN, Baghpat has informed the Monitoring Committee that he had sent letter no 1363/Vividh-14/07, dated 02.05.2018 to the District Panchayat Raj Officer, Baghpat (DPRO, Baghpat) with request for rebore of 425 uprooted hand-pumps and 113 other Hand Pumps (total 538 hand Pumps) but imprecise report regarding rebore of 48 hand-pumps only has been received. The DPRO, Baghpat was directed to immediately provide the details of those 48 rebored hand-pumps along with the progress made in respect of other left over 490 hand pumps from 538 afore mentioned hand pumps. Sri Sanjay Kumar Gautam Executive Engineer, UPJN, Baghpat further informed that the District Magistrate, Baghpat had also sent letter no 1623/VI-14/69, dated 01.06.2017 to the DPRO, Baghpat for rebore of 413 (Uprooted) hand pumps as also rebore after uprooting of 125 other hand-pumps (from which 12 were uprooted subsequently). However, no response/reply has been provided by the DPRO, Baghpat. The DPRO, Baghpat despite direction is yet to submit his response with all facts of action taken, if any, in compliance with reason, if any, for the hold-up.

In view of the NGT mandate the Monitoring Committee vide minutes of its 1st Meeting had requested the State of Uttar Pradesh, UPJN, UPPCB, CPCB and the District Magistrates of 7 districts in Hindon area to submit point-wise comprehensive compliance and action taken report. The Central Pollution Control Board (CPCB), in response, had informed that in view of the fact that water supply is within the realm of the State Government, CPCB vide letter dated 18.09.2018 has requested UPPCB and UPJN to take necessary steps to draw action plans for ensuring providing potable safe drinking water to the public and to submit the same to CPCB for further review. However, response of UPPCB and the District Magistrates of Baghpat, Gautam Budh Nagar, Ghaziabad, Meerut, Muzaffarnagar, Saharanpur and Shamli is still awaited.

The Monitoring Committee in its 2nd Meeting expecting that the agonizing impassiveness would not be repeated directed all concerned especially the UPJN and concerned Local Bodies to prepare a comprehensive report with specific area-wise population, number of Hand Pumps installed in that particular area, number of Hand Pumps sealed/uprooted-dismantled in the specific area & number of functional and non-functional hand pumps in the area and provide the same to this Committee. None except UPJN responded.

Sri Sanjay Kumar Gautam, Executive Engineer, UPJN, Baghpat stating that installation of new/rebore of Deep Hand pumps is a short term measure and installation of Pipe Water Supply is the long term way out, informed that estimates for 595 Deep Hand pumps involving an estimated expenditure of Rs. 533.013 Lacs (15 in Saharanpur with an expenditure of Rs. 12.61 Lacs, 78 in Meerut with estimated expenditure of Rs. 77.035 Lacs, 101 in Shamli with estimated expenditure of Rs. 76.16

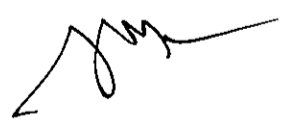
Lacs, 201 in Muzaffarnagar with estimated expenditure of Rs. 169.5 Lacs, and 200 in Baghpat with estimated expenditure of Rs. 197.708 Lacs) have already been submitted and are pending for approvals by the Rural Development Department, UP. He further informed that 70 new hand-pumps have been installed & rebore of 86 hand-pumps has also been done by Nagar Panchayat (Town Areas) in Baghpat district. He, in order to eliminate the chance of any vagueness, added that this reboring is not of any out of 130-5=125 hand-pumps.

The Monitoring Committee, in the above state of affairs, had requested the Commissioner, Rural Development, Uttar Pradesh to attend the meeting with all relevant facts and details of the fiscal allocations for the purpose. However, he did not attend the meeting despite notice. This Committee, vide minutes of the 3rd Meeting, requested the Principal Secretary, Rural Development, Uttar Pradesh and the Commissioner, Rural Development, UP, Lucknow to expeditiously look into the matter of administrative and financial approvals of the above pending estimates. However, the progress appears to be nothing.

The substance of the deliberations till date appears to be that no extra effort has been made excepting usual supposition that sufficient safe drinking water is already available in the area.

Compensation to the victims of pollution:

No effort has been made by any functionary in the State of Uttar Pradesh for identification of the victims of pollution. Therefore, none has been subjected to any treatment and not a soul has been given any compensation.



Recommendation:

Committee is of the view that the action plans be implemented by all the concerned authorities in the State of Uttar Pradesh as per the time lines given in the finalised action plans keeping in view that the water quality of river Hindon at least meets the water quality criteria for bathing i.e., BOD < 3 mg/l and FC < 500 mg/l.

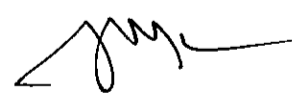
Action plan for rejuvenation of river Hindon:

The action plan proposed for rejuvenation of river Hindon is enclosed as ANNEXURE-3 for further necessary action by all concerned organizations/departments/authorities within the time lines.

Closing statement

The Monitoring Committee, before closure, would like to place on record that the authorities/departments are taking the matter unresponsively despite clear direction by Hon'ble NGT that all concerned authorities would co-operate with the Committee.

In this view of the matter the Chief Secretary, State of Uttar Pradesh was moved by email on 07.01.2019 with request to urgently arrange a meeting to be necessarily attended by him along with the Principal Secretary, Rural Development, Principal Secretary, Health, Principal Secretary, Environment and Chief Officer heading NIC in the State of Uttar Pradesh with liberty that any other officer whom he thought should also attend the meeting should also be directed to attend the said meeting with all-inclusive compliance report.



It was expressly mentioned in the mail that the departments, authorities and officers majorly responsible for compliance of the directions are not assisting this Monitoring Committee, as should be, and their approach is lackadaisical, which lackadaisicalness is enough to frustrate the basic object with which this Monitoring Committee has been constituted by Hon'ble NGT. The communication expressly communicated that the Monitoring Committee would submit its report to Hon'ble NGT before close of the current month. Therefore, the date, time and venue for the meeting be urgently fixed and communicated. The 'Venue' also because Hon'ble Chairman of this Monitoring Committee has not yet been provided any office at Lucknow though four months have already moved-out.

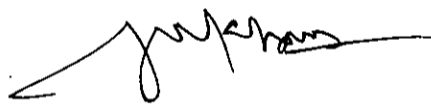
The Principal Secretary, Environment Department, Uttar Pradesh, in response to the e-mail communication of 07.01.2019, has vide letter no. NGT-19/55-Parya-2-2019-44(Writ)/2016, dated 29.01.2019 sent by e-mail on 30th January, 2019 informed that the meeting has been fixed for 14.02.2019 in the office of the APC. This all over again illustrates the flippant attitude even of the principal bureaucrat.



(Sushil Kumar)
Member



(J. Chandra Babu)
Member



(Justice S.U.Khan)
Chairman

Encl.: as above