



No. A-19014/50/09-Mon

Date: 25/05/2018

To,

The Chairman
Haryana State Pollution Control Board
C-11, Sector-6, Panchkula,
Haryana 134109

DIRECTIONS UNDER SECTION 18(1)(b) OF THE WATER (PREVENTION AND CONTROL OF POLLUTION) ACT, 1974 IN COMPLIANCE TO HON'BLE NATIONAL GREEN TRIBUNAL DIRECTIONS

WHEREAS, amongst others, under Section 17 of the Water (Prevention and Control of Pollution) Act, 1974, one of the functions of the State Pollution Control Board (SPCB) and Pollution Control Committee (PCC), constituted under the Water (Prevention & Control of Pollution) Act, 1974 is to plan a comprehensive programme for prevention, control or abatement of pollution of streams and wells located in the State and to secure the execution thereof; and

WHEREAS, Hon'ble National Green Tribunal (NGT) in the matter of O A No. (283/2016) titled **Varun Sheokhand vs State of Haryana & Ors** vide its order dated 20/11/2017 constituted joint committee comprising officers of the Urban Development Department, Town and Country Planning Department, Haryana Pollution Control Board (HSPCB) and Central Pollution Control Board (CPCB) with CPCB as the Nodal Agency. Copy of Hon'ble NGT's order is enclosed and executive directions are summarized hereunder:

1. Committee to inspect Sewage Treatment Plant installed by Respondents after four weeks from the date of order.
2. Respondents Nos. 6, 7, 8, 11, 12, 14, 15, 16, 21, 22, 25 and 27 (list enclosed) shall pay environmental compensation of Rs. 5 lacs within one week from today. If the compensation is not paid to the Haryana Pollution Control Board the same shall be recovered as an arrear of land revenue by the **Deputy Commissioner of Faridabad**.
3. The **Department of Town and Country Planning, Haryana and Haryana Pollution Control Board** shall ensure that the premises are sealed and their water and electricity supply is dis-connected. The administration shall provide all assistance to all these Authorities for execution of this Order.

WHEREAS, team comprising officials of Central Pollution Control Board, Haryana State Pollution Control Board, Department of Town & Country Planning, Haryana and Urban Local Department, Haryana inspected the STPs of Housing Complex located at Faridabad on 27-28th December, 2017 and submitted a report to Hon'ble NGT.

[Continued.....]

WHEREAS, Hon'ble National Green Tribunal vide its order dated 20/03/2018 directed Central Pollution Control Board as follows:

“CPCB to ensure that units follow the provisions of the law, as given in para 8 of the Report. The CPCB should also see that the recommendations made in 5.1 are also complied with, in its letter and spirit. In case any unit fail to comply or rectify the deficiencies, CPCB shall take immediate action against them, in accordance with law”

WHEREAS, CPCB team inspected the STPs of Housing Complexes of respondent no. (6, 7,8, 11,12,14,15,16,17,18,21,22, 25 and 27) located at Faridabad on 10/04/2018 to verify compliance status or progress made by respondents. Based on inspection made, it was found that all respondents except respondent no. 6 have not upgraded their treatment facilities and same treatment systems were found as these were observed during joint inspection made during 27-28th December, 2017. Copy of report is enclosed.

WHEREAS, CPCB communicated to Department of Town & Country Planning, Haryana to act as per directions (point no. 4) of Hon'ble NGT dated 20/11/2017 and sealed the premises of non-compliant respondent nos. 7,8, 11,12,14,15,16,17,18, 21, 22, 25 and 27 vide letter dated 16/04/2018. CPCB has also communicated to Haryana Urban Development Authority to lay down the Sewerage network in Greater Faridabad to convey treated effluent of township for final disposal vide letter dated 16/04/2018.

AND NOW, THEREFORE, in view of the above non compliance by respondents nos. 7,8, 11,12,14,15,16,17,18, 21, 22, 25 and 27 and for ensuring compliance of Hon'ble NGT's directions, following directions are hereby issued under Section 18 1(b) of Water (Prevention and Control of Pollution) Act, 1974 to the Chairman, Haryana SPCB:

1. Haryana State Pollution Control Board (HSPCB) shall issue direction under section 31 (a) of the Water (Prevention & Control of Pollution) Act, 1974 to Deputy Commissioner, Faridabad to recover environment compensation as an arrear of land revenue (as stated in directions (**point no. 4**) of Hon'ble NGT dated 20/11/2017) from defaulter respondent no. 7,8, 11,12,14,15,16,17,18,21,22, 25 and 27.
2. HSPCB shall issue direction under section 31 (a) of the Water (Prevention & Control of Pollution) Act, 1974 to **Haryana Urban Development Authority** to lay down Sewerage network in Greater Faridabad to convey treated effluent of township for final disposal.
3. HSPCB shall also issue direction under section 31 (a) of the Water (Prevention & Control of Pollution) Act, 1974 to **Department of Town & Country Planning, Haryana** to seal the premises and cut down electricity and water supply of respondent no. (7,8, 11,12,14,15,16,17,18,21,22, 25 and 27).

[Continued.....]

Haryana Pollution Control Board shall acknowledge receipt of this direction within 15 days and shall communicate status on the action plan and its implementation before 09/07/2018.

(S P Singh Parihar)
Chairman

SP
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Copy to :

✓ DH- IT, CPCB

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(A Sudhakar)
Member Secretary