



File No. A-14011/1/2015-UPC-I

Date: 06/06/2019

To,

The Chief Executive Officer
Delhi Jal Board
Govt. Of N.C.T. of Delhi
Varunlaya Ph-II, Karol Bagh,

DIRECTION UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION) ACT, 1986 IN COMPLIANCE TO HON'BLE NATIONAL GREEN TRIBUNAL ORDER DATED 19.02.2019.

Whereas, Ministry of Environment & Forests, Govt. of India, vide notification S.O. 157(E) of 27.02.1996 has delegated powers vested under section 5 of Environment (Protection) Act, 1986 (29 of 1986) to the chairman, Central Pollution Control Board (CPCB), to issue direction to any Industry, Municipal Corporation, Municipal council, Cantonment Board, any local or other Authority for the violation of emission and effluent standards notified among others, under the Environment (Protection) Rules, 1986 and other standards and norms; and

Whereas, CPCB had issued directions to Uttar Pradesh Pollution Control Board vide letter no. No. A-19014/43/06-MON dated 21/04/2015 under Section 18 (1) b of Water (Prevention and Control of Pollution) Act, 1974 to direct concerned stakeholders to develop infrastructure for sewage management and operate the STPs so as to comply with stipulated norms; and

Whereas, Hon'ble National Green Tribunal Principal Bench, New Delhi in the matter of OA no. 1002 / 2018 titled Abhisht Kusum Gupta Vs State of Uttar Pradesh & Ors vide its Order dated 19.02.2019 has directed as follows:

"Accordingly, we direct the Central Pollution Control Board (CPCB), DPCC, DJB, East Delhi Municipal Corporation, NOIDA Authority and UPPCB to have a joint meeting within one month and to prepare an action plan in respect of action in respective States to check the water pollution which may also include action to be taken for prohibiting the

discharge of effluents, for prosecuting the polluters and recovering the compensation for the damage being caused to the environment.

The Nodal Agency will be CPCB for coordination and compliance. The report of the action taken be furnished to this Tribunal within two months by e-mail at ngt.filing@gmail.com"

Whereas, in compliance to Hon'ble NGT directions, Central Pollution Control Board convened meeting with officers of Delhi Pollution Control Committee (DPCC), Delhi Jal Board (DJB), East Delhi Municipal Corporation (EDMC), NOIDA Authority and Uttar Pradesh Pollution Control Board (UPPCB) on 20.03.2019. It was decided to conduct joint inspection of the area under question so as to ascertain the sources of pollution of Kondli / Noida drain on 02.04.2019; and

Whereas, Joint inspection by the officers from DPCC, DJB, EDMC, PWD, DDA, UPPCB and Noida was conducted on 02.04.2019. Applicant was also informed to accompany the team for joint inspection and express his concerns. Based on inspection made, detailed report was prepared and submitted before Hon'ble NGT on 18.04.2019 (Copy enclosed). Major findings of report are mentioned below:

- i. Unauthorized colonies namely GD colony, Gharauli village and Kondli village are discharging their untreated sewage to drainage system of PWD, DDA, EDMC and contributing to pollution to NOIDA drain.
- ii. DJB has laid sewerage system to convey sewage from said colonies to Kondli STP. However, residents of said colonies are reluctant to take sewerage connection which resulting in discharge of untreated sewage to storm water drainage system.

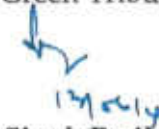
WHEREAS, it is evident from the above observations that unauthorized colonies namely GD colony, Gharauli village and Kondli village are discharging their untreated sewage to drainage system of PWD, DDA, EDMC and contributing to pollution to NOIDA drain; and

Now, therefore, in view of the above observations and in exercise of powers delegated to the Chairman, Central Pollution Control Board under section 5 of the Environment (Protection) Act, 1986, following directions are issued for compliance:

- i. To initiate legal proceedings against the residents of GD colony, Gharauli village and Kondli village, Delhi having failed to take sewer connections.

- ii. To ensure that each building under their jurisdiction shall have sewer connection so that current practice of discharge of untreated sewage into storm water drainage system should be stopped.

The Delhi Jal Board (DJB) shall submit compliance report/time bound action plan regarding action initiated in compliance to directions issued to CPCB within office within 7 days from the date of receipt of this notice failing which appropriate action as per the provisions of the Environment (Protection) Act, 1986 /National Green Tribunal Act, 2010 including prosecution will be initiated.


(S.P. Singh Parihar)
Chairman

Copy to:

1. The Chairman,
Delhi Pollution Control Committee,
6th floor, C wing, Delhi Secretariat,
IP Estate, Delhi - 110002
2. The Secretary
Ministry of Housing and Urban Affairs
Mulana Azad Road, Rajpath Area
Central Sectariat, New Delhi - 110001
3. The Secretary,
Ministry of Environment, Forests and Climate Change
Indira Paryavaran Bhavan, Jorbagh Road
New Delhi - 110003
4. Yamuna Monitoring Committee
Office of YPMC, Room No. 58
India International Centre, Max Muller Marg
Lodhi Estate, New Delhi - 110003
5. The Regional Director,
Central Pollution Control Board
Regional Office (Lucknow)
Building No. TC - 12V,
Vibhuti Khand, Gomti Nagar
Lucknow - 226010
6. The Divisional Head, WQM-I
- ✓ 7. The Divisional Head, IT Division, CPCB

**for information and with a request
to ensure compliance**


(Prashant Gargava)
Member Secretary



BEFORE NATIONAL GREEN TRIBUNAL, PRINCIPAL BENCH
NEW DELHI
ORIGINAL APPLICATION NO. 1002/2018

IN THE MATTER OF:-

ABHISHT KUSUM GUPTA

PETITIONER

VERSUS

STATE OF UTTAR PRADESH & ORS.

RESPONDENTS

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6.	ANNEXURE IV: COPY OF HON'BLE NGT ORDER DATED 19.02.2019	

AKG

N.K.GUPTA
SCIENTIST 'E'
CENTRAL POLLUTION CONTROL BOARD
PARIVESH BHAWAN
EAST ARJUN NAGAR
DELHI-110032

Place: DELHI

Dated: 18.04.2019

INSPECTION REPORT

ON

STATUS OF WATER QUALITY

OF

NOIDA DRAIN

AS PER

HON'BLE NATIONAL GREEN TRIBUNAL
ORDER DATED 19TH FEBRUARY, 2019

IN

ORIGINAL APPLICATION NO 1002/2018

TITLED

ABHISHT KUSUM GUPTA

VS

STATE OF UTTAR PRADESH

**“INSPECTION REPORT ON STATUS OF WATER QUALITY OF NOIDA
DRAIN IN THE MATTER OF ABHISHT KUSUM GUPTA VS STATE OF
UTTAR PRADESH & ORS BEFORE HON’BLE NGT, NEW DELHI”**

1.0 BACKGROUND

Hon’ble National Green Tribunal , Principal Bench, New Delhi vide its order dated 19.02.2019 has directed as follows:

“Accordingly, we direct the Central Pollution Control Board (CPCB), DPCC, DJB, East Delhi Municipal Corporation, NOIDA Authority and UPPCB to have a joint meeting within one month and to prepare an action plan in respect of action in respective States to check the water pollution which may also include action to be taken for prohibiting the discharge of effluents, for prosecuting the polluters and recovering the compensation for the damage being caused to the environment.

The Nodal Agency will be CPCB for coordination and compliance. The report of the action taken be furnished to this Tribunal within two months by e-mail at ngt.filing@gmail.com”

2.0 COMPLIANCE OF HON’BLE NGT DIRECTIONS

In compliance to Hon’ble NGT directions, Central Pollution Control Board convened meeting with officers of Delhi Pollution Control Committee (DPCC), Delhi Jal Board (DJB), East Delhi Municipal Corporation (EDMC), NOIDA Authority and Uttar Pradesh Pollution Control Board (UPPCB) on 20.03.2019. During the meeting, issues of untreated sewage discharge to Kondli / Noida drain was discussed in details and following information was provided by respective officers of concerned departments:

1. Kondli / Noida drain originates from Delhi carrying untreated wastewater from Kondli, Gharauli (Delhi) and Khoda - Ghaziabad.
2. After receiving wastewater from above said colonies, drain enters Noida and further receives treated and untreated wastewaters from Noida region and finally merges with river Yamuna at Chak Mangrola , Noida.

Based on above discussion, it was decided for a joint inspection of the area under question so as to ascertain the sources of pollution of Kondli / Noida drain. Accordingly, Joint inspection with officers from DPCC, DJB, EDMC, PWD, DDA, UPPCB and Noida was conducted on 02.04.2019. Applicant was also informed to accompany the team for joint inspection and express his concerns.

During field visit, team identified point sources of drain from both sides i.e. Delhi and NOIDA, U.P..

Schematic diagram depicting point sources of pollution of Kondli/NOIDA drain is shown in figure 1.

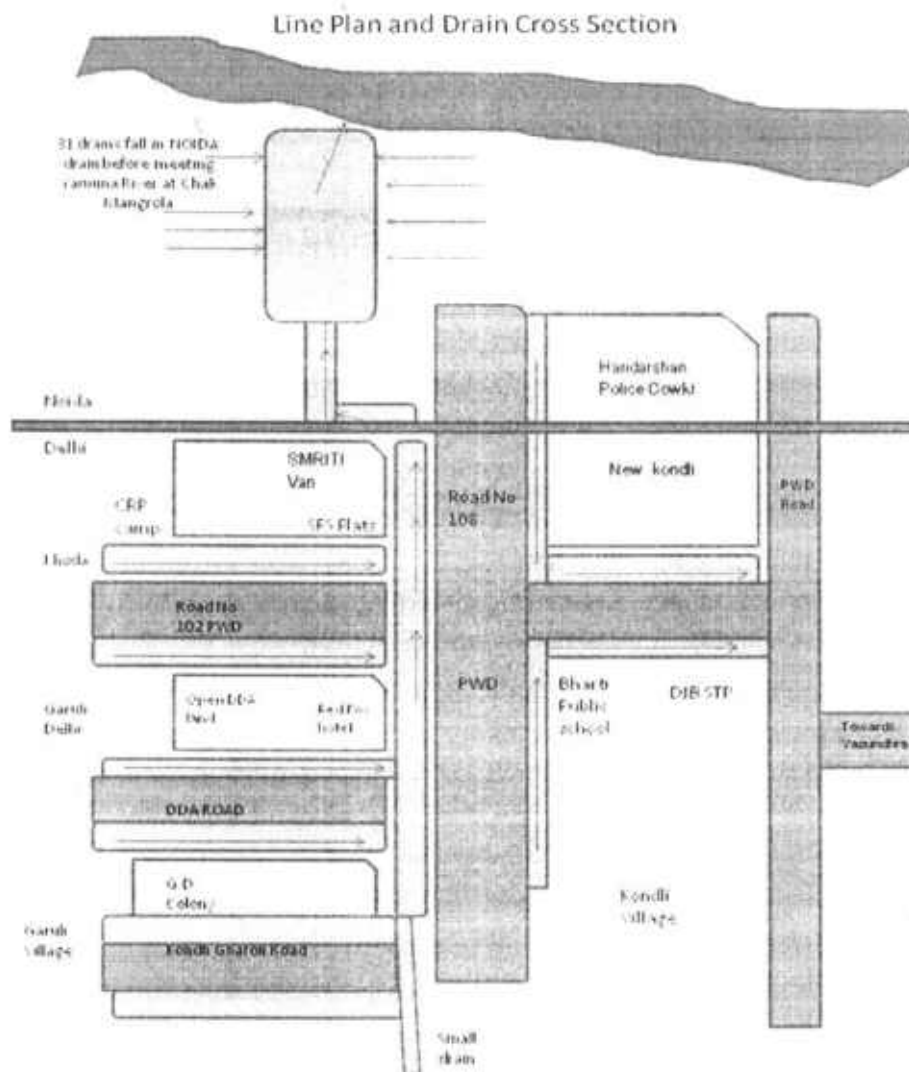


Figure 1: Schematic diagram depicting point Sources of Kondli / Noida drain

Samples were also collected from different locations of drains at Delhi and Noida, U.P to ascertain the extent of organic loadings by these drains to river Yamuna. Photographs of Kondli / Noida drain are attached at Annexure-I. Analytical results are depicted in Table 1.

Table 1: Analytical Results of Drain

S.No	Location	pH	COD	BOD	TSS
1	Road no 108, New Kondli Road	7.21	802	246	653
2	Khoda Village	7.22	492	153	442
3	Sector 11 Noida	7.17	610	272	538
4	Sector 24 Noida	7.18	364	94	176
5	Noida drain at Yamuna Confluence	7.46	230	82	146

Based on field visit and analytical results, following observations are made for both Delhi and Noida, U.P region:

A. DELHI

- i. Drain originates with discharge of untreated sewage from Gharauli village, Delhi. DJB has informed that sewerage system was laid in said colony whereas residents have not connected their discharge to sewerage system and thereby discharging untreated wastewater to storm water drainage system of EDMC and PWD.
- ii. DJB has estimated sewage generation from above said colonies to 6.0 MLD. Details of Sewerage network and Number of connected households are depicted in table 2.

Table 2: Details of Sewerage Details of Sewerage network and Number of connected households at Ghanauli and Kondli village

S.no	Name of colonies where sewer line laid	Length of sewer line in meters	No of user estimated population	No of users for applied sewer connection.	No of users have not applied for sewer connection	Estimated Sewage Generated from Colony	Name of STP connected to sewer line.
1	Gharoli Extn , B - block, Rajbeer Colony	2966	16600	860	177	1.13 MGD	Kondli
2	Village Kondli	3044	12900	260	546		
3	Gharoli Extn	680	2750	295	49		
4	Durga Park, Durga Mohalla	868	2600	168	80		
5	Kondli Colony	1180	4850	340	65		
6	Sapera Basti Village, Gharoli	978	1060	80	52		
7	Gharoli Dairy Farm	12600	57000	1000	2200		
Total							

- iii. Drain at Kondli Village (Origin) was clogged with solid waste. Figure 2 at Annexure-I depicts the condition of drain.
- iv. Dairy farms located at Gharauli village discharge untreated waste water to drainage system of DDA and subsequently to PWD drain. Figure 3 at Annexure-I depicts the condition of drain
- v. Untreated sewage of Khoda village, Ghaziabad, U.P drained into storm water drain of PWD, Delhi near CRP camp, Delhi. Sample was taken from drain for analysis. Figure 4 at Annexure-I depicts the photograph of drain
- vi. Gharauli village, Delhi discharges untreated waste into drain as most of the residents has not taken sewer line connection from DJB.
- vii. G.D Colony under EDMC has various dairy farms and discharges untreated waste into the drain.
- viii. It was informed that above said colonies are listed as un-authorized colonies.
- ix. Smriti Van in Delhi is the point beyond which drain enters into Noida and sample was taken from drain for analysis. Figure 5 depicts the photograph of drain attached at Annexure-I

B. NOIDA, U.P

- i. Haridarshan Police Chowki, Noida Sector 11 is the first point of entrance for Drain in Noida. Sample was taken from drain for analysis. Figure 6 depicts the photograph of drain attached at Annexure-I.
- ii. It was informed by UPPCB that NODIA authority has provided a list of 30 drains discharging untreated wastewater to NOIDA drain. Copy communication made by NOIDA authority is attached at Annexure-II. Location of confluence of the local drains with main NOIDA drain are given below:
 - i. A-16 SECTOR 23
 - ii. A-17 sector 23
 - iii. Ashish Convent School, Sector 33
 - iv. Kribhko Colony, Sector 35
 - v. Kribhko Colony, Sector 35 (Near Morna)
 - vi. Brijwasi caterers, Morna Harizan Basti
 - vii. Surbhi Hosipital, Morna
 - viii. Surbhi Hosipital, service road, Morna
 - ix. Police Chowki Sector 51
 - x. Village Baraula , Near Shamshan
 - xi. S.M.G public School, Rajiv Colony, Bhangel
 - xii. Satnam Kairana Store, Bhangel
 - xiii. Kendriya Vihar, Sector 51 ke samne 2 Nos Nalla
 - xiv. Kendriya Vihar Secor 51 (Gol Chakkar)
 - xv. Sector 50,51 middle of road.
 - xvi. Bharampal Market, Bhati Dairy, Village Baraulla.
 - xvii. Sector -50 UGR
 - xviii. Summervile Sector 22
 - xix. Near Thana Sector 23
 - xx. Sector 34
 - xxi. Sector 50 Neel Geeri Hills, F-01
 - xxii. Kajal Dairy, Coomunity toilet , Baraulla Nala
 - xxiii. Mahagun Majaria, sec 76
 - xxiv. Main Junction, sector 76
 - xxv. NSEZ Metro ke bich
 - xxvi. Bhangel wala Nala
 - xxvii. Hozri complex Nala

xxviii. Advant centre sec 142

xxix. Sector 135 ke paas

xxx. Sector 82 ke pass

- iii. Team inspected some of the above said drains at sector 24 and 23 to verify their discharges. It is observed that drains at Sector 23 and Sector 24 are carrying untreated sewage and merges with (Irrigation Canal) NOIDA drain. Sample was taken from main drain at sector 24 for assessing its characteristics. Figure 7 depicts the photograph of drain attached at Annexure-I.
- iv. It was further informed by UPPCB that NOIDA authority has made proposal for intercepting and treatment of these 30 drains. Copy of communication is attached at Annexure-III.
- v. Estimated sewage generation of Noida is 216 MLD whereas total installed capacity is 231 MLD and actual capacity utilization is 152 MLD. It shows that 64 MLD of untreated sewage is being discharged.
- vi. Finally, Noida drain carrying untreated waste of Delhi and NOIDA merges with river Yamuna River at Chak Mangrola. Sample was taken from drain near Chak Mangrola i.e. just before the confluence and analysed. Figure 7 depicts the photograph of drain attached at Annexure-I.

3.0 MAJOR FINDINGS

Based on the inspection made and analytical results of the samples collected from drains, it is observed that sources of pollution of the drain are located both in Delhi as well as in Noida. Accordingly, following observations are made:

i. MAJOR ISSUES PERTAINING TO DELHI REGION

- Unauthorized colonies namely GD colony, Gharauli village and Kondli village are discharging their untreated sewage to drainage system of PWD, DDA, EDMC and contributing to pollution to NOIDA drain.
- DJB has laid sewerage system to convey sewage from said colonies to Kondli STP. However, residents of said colonies are reluctant to take sewerage connection which resulting in discharge of untreated sewage to storm water drainage system.

ii. MAJOR FINDINGS PERTAINING TO NOIDA (U.P REGION)

- **Ghaziabad:**
Khoda village, Ghaziabad discharges untreated waste water to drainage system of PWD Delhi near CRPF camp which finally merges with Kondli drain.
- **NOIDA:**
30 drains are discharging untreated wastewater to Kondli / Noida drain and contributing to its organic and hydraulic loading.

4.0 RECOMMENDATIONS

In view of above facts and findings, following recommendations are made:

- i. DJB and EDMC should initiate legal proceedings against residents of GD colony, Gharauli village and Kondli village on account of their reluctance and failure to take sewerage connections.
- ii. DJB and EDMC shall ensure that each building under their jurisdiction shall have sewer connection so that current practice of discharge of untreated sewage into storm water drainage system should be stopped.

- iii. PWD and DDA should carry out de-silting of drains frequently.
- iv. EDMC shall direct dairy farms at Gharuli village to develop Decentralized treatment facility so that their untreated waste shall not be discharged to DDA drainage system.
- v. EDMC should ensure that untreated dairy waste including animal dungs from Gharuli village should not be discharged into storm water drain. Challan / Legal action shall be initiated against such violators.
- vi. The dairy farms be shifted to outskirts of the area in a time bound manner.
- vii. Ghazibad Nagar Nigam should develop facility to tap untreated water of Khoda village and should discharge only treated water to drainage system of Delhi.
- viii. Noida authority shall prepare time bound action plan either to stop discharge of untreated waste through aforesaid 30 drains. Alternatively, all such drains be intercepted and taken to STPs so that no untreated wastewater flows to Noida drain.
- ix. Noida authority shall ensure that the available sewage treatment facility be fully utilized .

Based on the above recommendations and findings, following action plan is formulated for compliance by the concerned Authorities for abatement of pollution of Kondli / Noida drain:

Sl. No.	Task / Action Plan Suggested	Organizations	Time Frame
1.	Legal proceedings against the residents of GD colony, Gharauli village and Kondli village, Delhi having failed to take sewer connections	EDMC and DJB	02 months
2.	Development of decentralized treatment facility for dairy farms	EDMC / Dairy farms at Gharauli village, Delhi	03 months
3.	Challan / Legal action against Dairy farms at Gharauli village	EDMC	01 month
4.	To develop sewerage network and facility for Khoda Village, Ghazibad	Ghaziabad Nagar Nigam	03 months
5.	To stop discharge of untreated waste to 30 drains or To intercept 30 drains and conveying to STPs.	NOIDA authority	03 months .

CPCB is in the process of issuing directions to EDMC, DJB, Ghaziabad Nagar Nigam and Noida Authority for implementation of the aforesaid action plan so as to prohibit the discharge of effluents, for prosecuting the polluters and recovering the compensation for the damage being caused to the environment.

PHOTOGRAPHS OF KONDLI/NOIDA DRAIN

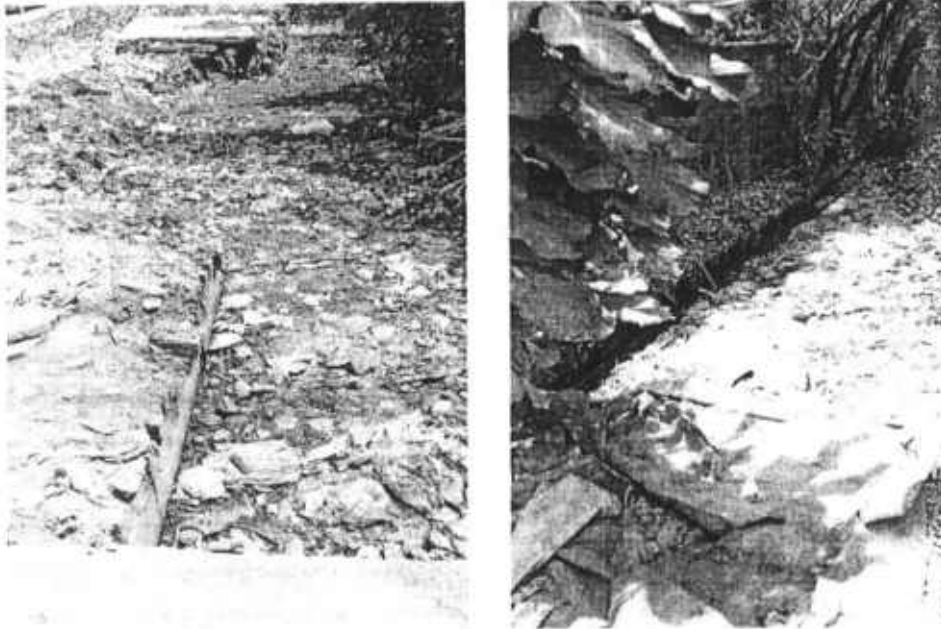


Figure 2 Drain at Kondli Village (Origin)

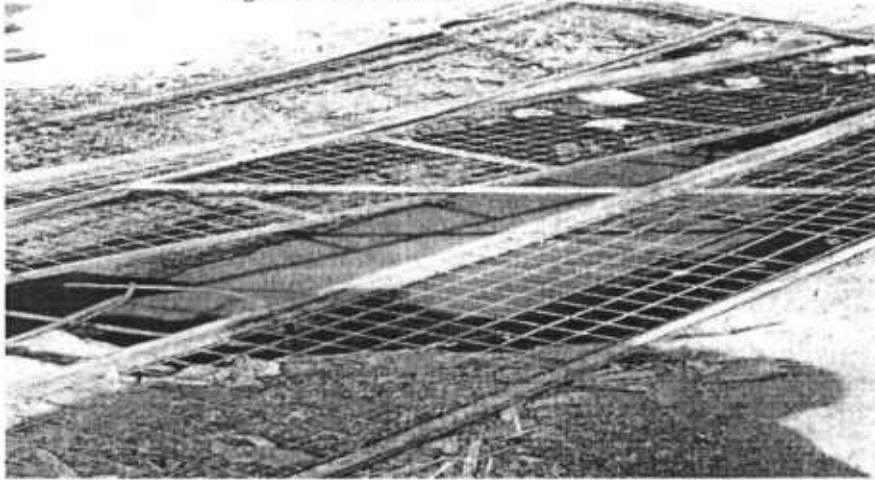


Figure 3 Untreated waste discharge from dairy farms located at Ghanauli village

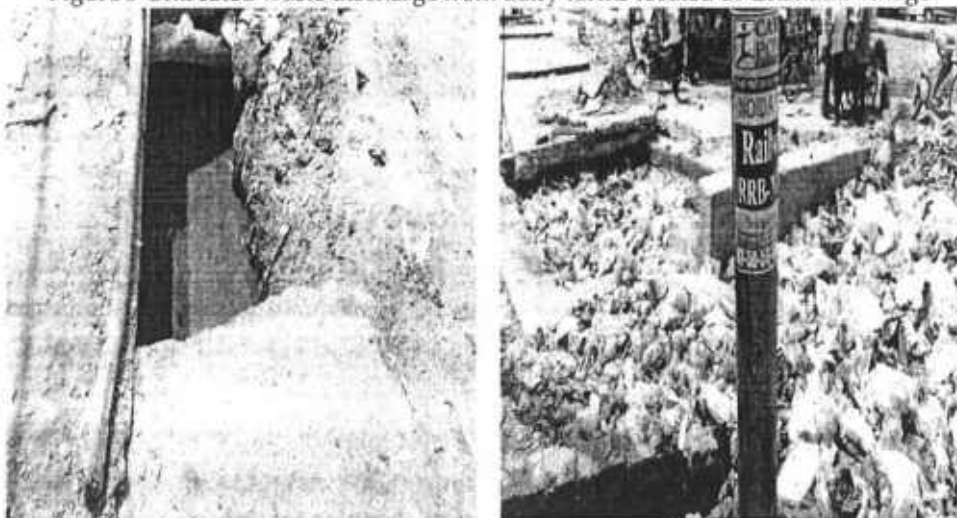


Figure 4 Untreated sewage of Khoda village and choked storm water drain

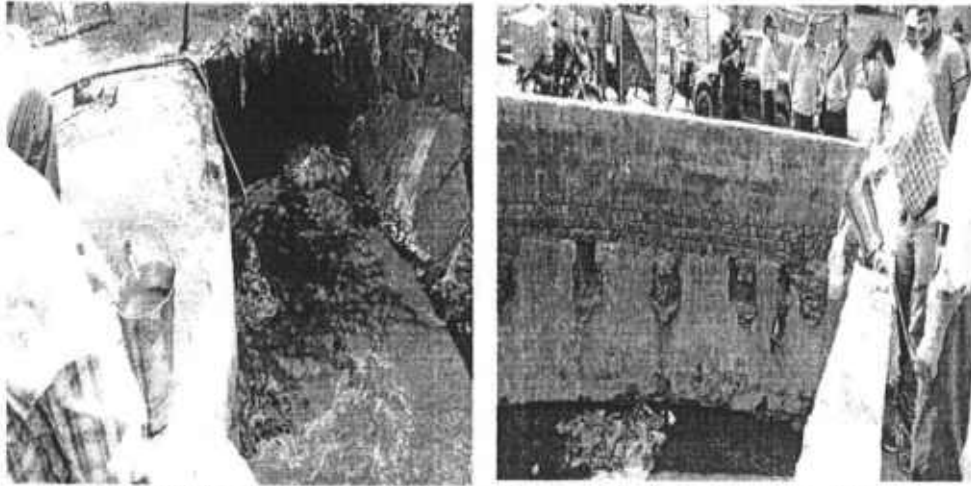


Figure 5 Untreated sewage of Khoda village and choked storm water drain

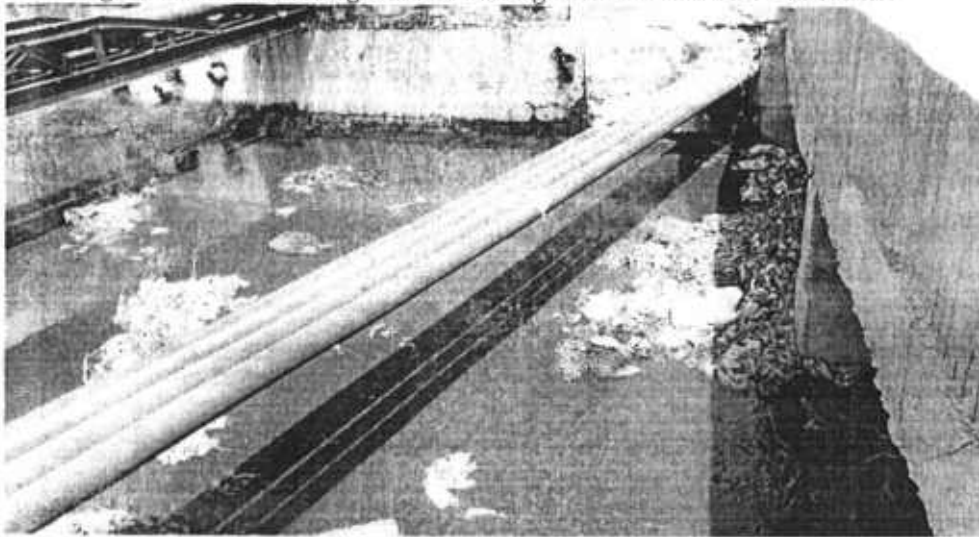


Figure 6 First point of entrance for Drain in Noida at Haridarshan Police Chowki, Noida Sector

11



Figure 7 Main Drain Sector 23 and Main Drain Sector 24 carrying untreated sewage merges with Irrigation canal to discharge into Noida drain

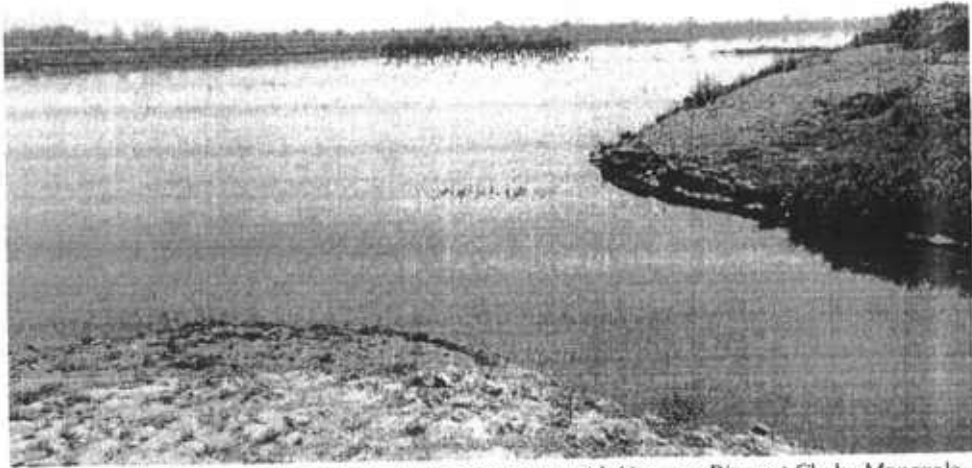


Figure 8 Noida drain carrying untreated sewage merges with Yamuna River at Chak Mangrola.

कार्यालय परियोजना अभियन्ता (जन स्वास्थ्य)

खण्ड - द्वितीय, सैक्टर-39, नौएडा ।

पत्र संख्या: नौएडा/प030 (जन स्वा0)-II/2019/67

दिनांक 08/2/19

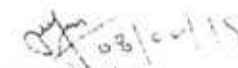
क्षेत्रीय अधिकारी
उत्तर प्रदेश प्रदूषण नियंत्रण बोर्ड, नौएडा
ई-12/1, सैक्टर-1,
नौएडा, गाँतमबुद्धनगर

विषय- माननीय राष्ट्रीय हरित अधिकरण नई दिल्ली में योजित वाद ओ0ए0 सं0 1002/2018/अभिष्ट
कुसुम गुप्ता बनाम उत्तर प्रदेश राज्य एवं अन्य में पारित आदेश के सम्बन्ध में ।

संदर्भ- 1250/LAW-75/2019 dated 22.01.2019

कृपया उपरोक्त विषयक संदर्भित पत्र के विषय में अवगत कराना है कि बिन्दु सं0 2 के अंतर्गत
स्वास्थ्य विभाग से सम्बन्धित बिन्दु जिसमें सिचाई नाले से जुड़े नौएडा क्षेत्र के विभिन्न नालों का विवरण
संलग्न किया जा रहा है। इस बिन्दु से सम्बन्धित अन्य विवरण महाप्रबन्धक (आर)/महाप्रबन्धक (के)/उप
महाप्रबन्धक (जल) द्वारा दिये जाने हैं।

संलग्नक- एकपरि ।


(आर0 के0 जैन)
परियोजना अभियन्ता
(जन स्वास्थ्य)-द्वितीय
नौएडा ।

प्रतिलिपि:-

1. निम्नो सचिव अपर मुख्य कार्यपालक अधिकारी (आर) महोदय को सादर सूचनार्थ ।
2. विशेष कार्यधिकारी (आर0) महोदय को सादर सूचनार्थ ।
3. वरिष्ठ परियोजना अभियन्ता (जन स्वा0) महोदय को सादर सूचनार्थ ।
4. परियोजना अभियन्ता (जन स्वा0)-I को सादर सूचनार्थ
5. सहा0 परियोजना अभियन्ता (जन स्वा0)-प्रथम/द्वितीय को आवश्यक कार्यवाही हेतु ।

परियोजना अभियन्ता
(जन स्वास्थ्य)-द्वितीय
नौएडा ।

सिंचाई नाले से जुड़े नौएडा क्षेत्र के नालों/नालियों का विवरण

(अ)

क्रम सं०	सिंचाई नाले से जुड़ने वाले विभिन्न नालियों जिनकी चौड़ाई लगभग 1.00 मी० या उससे कम है।
1	ए 16 सेक्टर 23 के सामने
2	ए-17/23 के सामने
3	आशीष कॉन्वेंट स्कूल, सेक्टर-33 के पास
4	कृष्णको कॉलोनी सेक्टर - 35
5	कृष्णको कॉलोनी सेक्टर - 35 (मोरना के सामने)
6	ब्रजवासी कैंटर्स मोरना हरिजन बस्ती
7	सूर्यी हॉस्पिटल मोरना
8	सूर्यी हॉस्पिटल, सर्विस रोड, मोरना
9	गुलिस चौकी सेक्टर-51
10	ग्राम बरौला ग्रामशाला के पास
11	एसओएमजी० पब्लिक स्कूल राजीव कॉलोनी गंगेल
12	सतनाग कैंसना स्टोर भंगेल
13	केन्द्रीय विहार सेक्टर-51 के सामने 2 नाले
14	केन्द्रीय विहार की तरफ (गोल चक्कर) सेक्टर-51
15	सेक्टर-50, 51 बीच रोड पर सेक्टर-51 की तरफ गोल चक्कर के पास
16	कामपाल मार्केट गाड़ी डेयरी ग्राम - बरौला
17	सेक्टर-50 UGR

(ब)

क्रम सं०	सिंचाई नाले से जुड़ने वाले विभिन्न नाले जिनकी चौड़ाई 1.00 मी० से अधिक है।	चौड़ाई (मी०)
1	समरवेले सेक्टर-22	2.00
2	शाने के पास सेक्टर-23	5.00
3	सेक्टर 34	6.00
4	सेक्टर-50 गोल गिरी हिल्स एफ-01	4.00
5	काजल डेयरी सामुदायिक शौचालय बरौला नाला सेक्टर-50	12.00
6	गामुन म प्रस्थि सेक्टर-76 के सामने	3.00
7	गैंग जक्शन सेक्टर-76	5.00
8	NSEZ गेटो के बीच	5.00
9	गंगेल बाला नाला	4.00
10	सैंजरी कॉम्प्लेक्स का नाला	4.00
11	एडवाण्ट सेक्टर-142	2.00
12	सेक्टर-135 के पास	8.00
13	सेक्टर-80 के पास	3.00

24

(Signature)
 प्रि० स्वास्थ्य/स्वास्थ्य/प्रभारी स्वास्थ्य निरीक्षक

(Signature)

सहा० परियोजना अभियन्ता (जन स्वास्थ्य) / II
 परियोजना अभियन्ता
 जन स्वास्थ्य-ग्राम, मोरना

(Signature)
 प्रि० स्वास्थ्य/स्वास्थ्य/प्रभारी स्वास्थ्य निरीक्षक

(Signature)
 परियोजना अभियन्ता (जन स्वास्थ्य)- / II

नवीन ओखला औद्योगिक विकास प्राधिकरण

कार्यालय वरिष्ठ प्रबन्धक(जल-बाहय संस्था)

जल कल परिसर, सेक्टर-5, नौएडा-201301 (उ0प्र0)

पत्रांक:- नौएडा/व0प्र0(जल-बा0स0)/408/19

दिनांक : 11/2/19

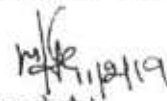
क्षेत्रीय अधिकारी
उत्तर प्रदेश प्रदूषण नियंत्रण बोर्ड
ई-12, सेक्टर-1 नौएडा
गौतमबुद्धनगर।

विषय- माननीय राष्ट्रीय हरित अधिकरण नई दिल्ली में योजित वाद ओ0ए0 संख्या 1002/2018 अभीष्ट कुसुम गुप्ता बनाम उत्तर प्रदेश राज्य एवं अन्य में पारित आदेश के सम्बन्ध में।

कृपया अवगत कराना है कि उ0 प्र0 प्रदूषण नियंत्रण बोर्ड, नौएडा से वाट्सएप्प पर प्राप्त पत्र संख्या-1250/Law-75/2019 dt. 22.01.2019 के सन्दर्भ में बिन्दु संख्या-2 में नौएडा/कोण्डली ड्रेन में मिलने वाले समस्त नालों का नाम, मिलने का स्थल एवं उनमें प्रवाह की मात्रा व उसके शुद्धिकरण के सम्बन्ध में विस्तृत विवरण, मैप आदि के सम्बन्ध में आख्या मांगी गई थी। जिसमें मिलने वाले नालों की सूचना जन स्वास्थ्य विभाग द्वारा अपने पत्र संख्या नौएडा/प0अ0(जन स्वास्थ्य-द्वितीय)/67 दिनांक 08.02.2019 के माध्यम से उपलब्ध करा दी गई है। उक्त क क्रम में अवगत कराना है कि प्राधिकरण क्षेत्र के समस्त माव, औद्योगिक, आवासीय एवं संस्थागत क्षेत्र सीवर लाईन नेटवर्क से जुड़े हुये हैं जिसके माध्यम से इन क्षेत्रों से निकलने वाला समस्त सीवर एस0पी0एस0 के माध्यम से नौएडा क्षेत्र के 06 एस0टी0पी0 में जुड़ा हुआ है जितना निकलने वाले समस्त उत्सर्जन को शोधित कर सिंचाई में प्रयोग किया जाता है एवं इसके बाद बचे हुए शोधित उत्सर्जन को नालों में डाला जाता है। नौएडा क्षेत्र के विभिन्न नाल जो सिंचाई नाले में जुड़े हैं उनमें केवल ग्रे वाटर आता है। नौएडा क्षेत्र की जो आबादी दर्शायी गयी है उसमें केवल शहरी एवं ग्रामीण क्षेत्र के मूल निवासियों का विवरण है इसके अन्तर्गत इण्डस्ट्रीयल/प्लॉटिंग आबादी सम्मिलित नहीं है जिसकी संख्या एक औद्योगिक क्षेत्र होने के कारण काफी अधिक है। इसी बात को दृष्टिगत रखते हुये नौएडा प्राधिकरण द्वारा आई0आई0टी0 रुडकी से इतत समस्या के निदान हेतु उनकी सहायता ली गई। आई0आई0टी0, रुडकी द्वारा इस नाले के साथ-साथ बगल में Interceptor sewer डालकर समस्त अशोधित वेस्ट वाटर को उसके माध्यम से सीवेज ट्रीटमेंट प्लांट तक पहुँचाने का विकल्प दिया गया है। ऐसा करने से सिंचाई नाले में मात्र सीवेज शोधित जल/स्टार्न वाटर ही प्रवाहित होगा। इसमें नौएडा नगर के वायु/जल प्रदूषण को दूर करने में अत्यन्त सहायता मिलेगी। उक्त के सम्बन्ध में अध्यक्ष एवं मुख्य कार्यपालक अधिकारी महोदय द्वारा प्रमुख सचिव (सिंचाई), उत्तर प्रदेश सरकार का पत्र संख्या 330 दिनांक 19.12.2018(छाया प्रति संलग्न) के माध्यम से अवगत भी कराया गया है। जिस सम्बन्ध में अभी तक कोई स्वीकृति प्राप्त नहीं हुई है।

यह यह भी अवगत कराना है कि सिंचाई नाले में मुख्य रूप से दिल्ली का पोल्यूटिड पानी आता है जिसके लिए अध्यक्ष एवं मुख्य कार्यपालक अधिकारी महोदय द्वारा समय-समय पर पत्र संख्या नौएडा/म0क0अ0/म0अ0(जल)/162 दिनांक 03.11.2014, पत्र दिनांक 07.04.2015, दिनांक 11.02.2019 के माध्यम से मुख्य सचिव दिल्ली सरकार से उक्त पोल्यूटिड पानी को शोधित करके डालने हेतु अनुरोध किया गया है (पत्रों की छाया प्रति संलग्न)। प्राधिकरण क्षेत्र के अन्तर्गत वर्तमान में कार्यरत एस0टी0पी0 का विवरण एवं प्रस्तावित वर्ष 2021 एवं 2022 हेतु नगर किटे जल नाले उपायों का विवरण पत्र के साथ संलग्न है।

सलग्नक-उपरोक्तानुसार।


(एम0 के जैन)
वरिष्ठ प्रबन्धक (जल-बा0स0)
नौएडा

प्रतिलिपि:

1. निजी सचिव को अपर मुख्य कार्यपालक अधिकारी (आर0के0एम0) महोदय के अवलोकनार्थ।
2. महाप्रबन्धक(आर) महोदय को सादर सूचनाार्थ।
3. विधि अधिकारी, नौएडा महोदय को सूचनाार्थ।
4. उप महाप्रबन्धक (जल)/(जन स्वास्थ्य) महोदय को सूचनाार्थ।
5. वरिष्ठ प्रबन्धक(जल-द्वितीय) को उनके द्वारा उपलब्ध कराई गई सूचना के सम्बन्ध में।

वरिष्ठ प्रबन्धक (जल-बा0स0)
नौएडा

Item No. 14

Court No. 1

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

Original Application No. 1002/2018

Abhisht Kusum Gupta

Applicant(s)

Versus

State of Uttar Pradesh & Ors.

Respondent(s)

Date of hearing: 19.02.2019

**CORAM: HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON
HON'BLE MR. JUSTICE S.P. WANGDI, JUDICIAL MEMBER
HON'BLE MR. JUSTICE K. RAMAKRISHNAN, JUDICIAL MEMBER
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

For Applicant(s): Mr. Mahaling Pandarge, Advocate

For Respondent (s): Mr. Dalcep Dhyani, Advocate for UPPCB

ORDER

1. The issue for consideration is discharge of untreated sewage in the irrigation canal near Sector 137, NOIDA at village Kondli, in violation of the provisions of Water (Prevention and Control of Pollution) Act, 1974.
2. Vide order dated 30.11.2018, the Tribunal directed NOIDA Authority and Uttar Pradesh Pollution Control Board (UPPCB) to furnish a joint report in the matter.
3. Accordingly, report dated 14.02.2019 has been furnished, concluding as follows:-

"1. Kondli Drain originates from Kondli village, Delhi and enter into the NOIDA at the

place of Hari darshan Police Chowki, Sector-11, (Entry point of NOIDA) and after travelling (about 17km) in NOIDA region of Sector 11, Sector 12, Sector 22, Sector 50 and Sector-168 it submerge into Yamuna River near Chak Mangrola Sector - 168, NOIDA.

2. Kondli Drain is not connected to any river or canal before meeting in Yamuna River and has no source of fresh water.

3. During inspection it was found so many drains are connected to Kondli drain from Delhi side before entering into NOIDA.

4. The pollutant parametes in Kondli drain, (Entry Point at NOIDA) is found above the norms.

5. Delhi's polluted water comes into NOIDA (Kondli drain), for which NOIDA Authority has send letter from time to time to the Chief Secretary, Delhi Government to get the treated effluent.

6. All the villages, industrial, residential and institutional areas of NOIDA Authority areas are connected to the sewer line network.

7. Sewage generation from the NOIDA is approximately 200 MLD and it is treated in STP of capacity 231 MLD. Standards are being achieved by STP."

4. The above report shows that the drain is originating from Kondli village in Delhi and other drains are also connected to the said drain. Kondli drain carries polluted effluents from Delhi and thereafter joins river Yamuna at NOIDA, Sector 168. Sewage is also being dumped into the drain in Sector 137, NOIDA. It was found that the water quality was not up to the standards. The NOIDA has also written a letter to the Chief Secretary, Delhi.
5. In view of the above, action is also required to be taken by the authorities at Delhi including the Delhi Pollution Control Committee (DPCC), Delhi Jal Board (DJB), and East Delhi Municipal Corporation. The coordination will be required by a

central agency as two States are involved in dealing with the matter.

6. Accordingly, we direct the Central Pollution Control Board (CPCB), DPCC, DJB, East Delhi Municipal Corporation, NOIDA Authority and UPPCB to have a joint meeting within one month and to prepare an action plan in respect of action in respective States to check the water pollution which may also include action to be taken for prohibiting the discharge of effluents, for prosecuting the polluters and recovering the compensation for the damage being caused to the environment. The Nodal Agency will be CPCB for coordination and compliance. The report of the action taken be furnished to this Tribunal within two months by e-mail at entl@himguwaal.com.

7. The applicant is at liberty to furnish a set of papers to the above authorities.

Copies of this order be sent to the above authorities by e-mail.

List for consideration of the report on 20.05.2019.

Adarsh Kumar Goel, CP

S.P. Wangdi, JM

K. Ramakrishnan, JM

Dr. Nagin Nanda, EM

February 19, 2019
Original Application No. 1002/2018
A