

Item Nos. 08&09

Court No. 1

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

Original Application No. 225/2022
(IA NO 815/2023, IA NO 668/2023, IA NO 596/2023,
IA NO 20/2023, IA NO 21/2023)

Nitin Dhiman

Applicant

Versus

State of Punjab & Ors.

Respondent(s)

With

Original Application No. 546/2024

News item titled "Ludhiana PPCB report flags 54 dyeing units in Buddha
Nullah,s catchment" appearing in the Hindustan Times dated 25.04.2024

Date of hearing: 27.11.2024

**CORAM: HON'BLE MR. JUSTICE PRAKASH SHRIVASTAVA, CHAIRPERSON
HON'BLE MR. JUSTICE ARUN KUMAR TYAGI, JUDICIAL MEMBER
HON'BLE DR. A. SENTHIL VEL, EXPERT MEMBER**

Applicant: Mr. Nitin Dhiman, Applicant in Person in OA 225/2022

Respondents: Mr. Gaurav Agarwal, Adv. (Amicus Curiae) with Mr. Sarthak Kalra, Adv.
in OA 225/2022
Ms. Savi Nagpal, AAG for the State of Punjab with Mr. R.K. Ratra, Chief
Engineer, PPCB (Through VC) & Mr. Jitendra Jorwal, DC, Ludhiana
(Through VC)
Ms. Richa Kapoor & Ms. Atika Singh, Advs. for Punjab PCB
Mr. I.K. Kapila, Adv. for R - 7 & 8 in OA 225/2022
Mr. A.R. Takkar, Ms. Shriya Takkar, Mr. Manan Takkar, Ms. Aastha
Tyagi & Mr. Prince Sharma, Advs. for R -
9 in OA 225/2022
Mr. Ganesh Khemka, Mr. Prannu Dhawan & Ms. Mallika Aggarwal, Advs.
for R - 10 & 11 in OA 225/2022
Mr. Raj Kumar, Adv. for CPCB in OA 225/2022
Mr. Mohit Singhal, Adv. for CPCB (Through VC) in OA 546/2024

ORDER

1. Learned Counsel for the Applicant has sought discharge from the
case by submitting that the applicant himself is an Advocate and wishes
to present his case. The prayer is allowed.

2. In this Original Application, the Tribunal is considering the issue of the discharge of effluent through the sewer by the dyeing unit in Buddha Nallah in the State of Punjab.

3. The Tribunal by order dated 04.08.2024 had sought the information from CPCB in the tabulated form as set out in that order. The PPCB has filed the report enclosing therewith the information in the tabulated form on page 1951. A perusal of the said chart reveals that up to serial no. 211, the units are mostly connected with the CETP. However the units from 212 to 345 are not connected with the CETP. It has been pointed out that out of these units that are not connected with the CETP, 80 units are not in the catchment area of Buddha Nallah, and there are only 54 scattered units unconnected with the CETP in the Buddha Nallah area. The list of these 54 scattered units is provided in Annexure – C, which is reproduced below:-

“List of 54 scattered dyeing units of Ludhiana

<i>Sr. No.</i>	<i>Name and address of the industry</i>	<i>Scale</i>
1.	<i>M/s Nahar Spining Mills Ltd., (Dyeing Unit), Dhandari Kalan, Ludhiana</i>	<i>Large</i>
2.	<i>M/s Oriental Textile Processing Co. Pvt. Ltd. Samrala Chowk, Ludhiana</i>	<i>Large</i>
3.	<i>M/s Oswal Wollen Mill Ltd., GT Sherpur, Ludhiana</i>	<i>Large</i>
4.	<i>M/s Eveline International, GT Road, Dhandari Kalan, Ludhiana</i>	<i>Large</i>
5.	<i>M/s Garg Acrylic Ltd., Industrial Area C Ludhiana</i>	<i>Large</i>
6.	<i>M/s Venus Cotsyn India Ltd. (Duke Fabrics India Limited), G.T. Road, Near Jalandhar Bye Pass, Ludhiana</i>	<i>Large</i>
7.	<i>M/s Vardhman Spinning & General Mill, Chandigarh Road, Ludhiana</i>	<i>Large</i>
8.	<i>M/s Mahaluxmi Processing House Pvt. Ltd., C-231 Phase 8 Focal Point, Ludhiana</i>	<i>Large</i>
9.	<i>M/s Vardhman Polytex Ltd, D-295/1 Phase 8 Focal point, Ludhiana.</i>	<i>Large</i>
10.	<i>M/s Vardhman Yarn and Thread Ltd, D-295/2 phase 8Focal point Ludhiana.</i>	<i>Large</i>
11.	<i>M/s Centex International Pvt. Ltd., Sua Road, Village Gobindgarh, Adj. Focal Point, Phase-VII, Ludhiana.</i>	<i>Large</i>

12.	<i>Adhi Enterprises, B-XXIII-2120/1, Textile Colony, Industrial Area-A, Ludhiana</i>	<i>Small</i>
13.	<i>Azeez Fabrics Pvt. Ltd (Previously Gulab Industries Pvt. Ltd.), 251, Industrial Area-A, Ludhiana</i>	<i>Small</i>
14.	<i>B.K. Wools, 236/5, Industrial Area-A, Ludhiana</i>	<i>Small</i>
15.	<i>Bharat Jiwan Dyeing Factory, 42, Industrial Area-A, Ludhiana</i>	<i>Small</i>
16.	<i>Capital Dyeing Company, 176, Industrial Area-A, Ludhiana</i>	<i>Small</i>
17.	<i>D.V Saharan & Sons, Plot No. 404, Industrial Area-A, Ludhiana</i>	<i>Small</i>
18.	<i>Golu International, 14-A, Industrial Area-A, Ludhiana</i>	<i>Small</i>
19.	<i>Ishan Enterprises, 887, Industrial Area-A, Ludhiana</i>	<i>Small</i>
20.	<i>Jamna Dyeing & Finishing Mills, 2840, Industrial Area-A, Link Road, Opp. Aman Dharam Kanda, Ludhiana</i>	<i>Small</i>
21.	<i>Madan Dyeing & Finishing Factory, J-1, Textile Colony, Industrial Area-A, Ludhiana</i>	<i>Small</i>
22.	<i>National Scientific Dyers, 37, Industrial Area-A, Ludhiana</i>	<i>Small</i>
23.	<i>Natraj Scientific Dyers, Opp. Aman Dharam Kanda, Link Road, Industrial Area-A, Ludhiana</i>	<i>Small</i>
24.	<i>Oriental Knitfab Pvt. Ltd. 278, Industrial Area-A, Ludhiana</i>	<i>Small</i>
25.	<i>Pawan Lakshmi Processors, 35-36 B, Textile Colony, Industrial Area-A, Ludhiana</i>	<i>Small</i>
26.	<i>Perfect Dyeing & Finishing Industries, 97-C, Industrial Area-A, Ludhiana</i>	<i>Small</i>
27.	<i>Pritam Sci. Dyers, 16-A, Industrial Area-A, Ludhiana</i>	<i>Small</i>
28.	<i>Punjabi Dyeing, 367, Industrial Area-A, Ludhiana</i>	<i>Small</i>
29.	<i>R.P. Processors, 848/11, Industrial Area-A, Ludhiana</i>	<i>Small</i>
30.	<i>Rajneesh Dyeing House, 16-B, Industrial Area-A (Extension), Ludhiana</i>	<i>Small</i>
31.	<i>Rampal Sci. Dyers, 216, Industrial Area-A, Ludhiana</i>	<i>Small</i>
32.	<i>Sangam Dye House, H-8, Textile Colony Ludhiana</i>	<i>Small</i>
33.	<i>Swaastik Scientific Dyers (Previously Mahadev Dyeing & M/s Satyam Scientific Dyers)D-4, Textile Colony, Industrial Area-A, Ludhiana</i>	<i>Small</i>
34.	<i>Sewak Scientific Dyers, Plot No. 131/1, Industrial Area-A, Ludhiana</i>	<i>Small</i>
35.	<i>Sun Shine Dyeing Pvt. Ltd., 261, Industrial Area-A, Ludhiana</i>	<i>Small</i>
36.	<i>Dhir Processors & Traders, 123, Industrial Area-A, Ludhiana</i>	<i>Small</i>
37.	<i>Om Processors Pvt. Ltd., K-3, Textile Colony, Industrial Area-A, Ludhiana</i>	<i>Small</i>
38.	<i>M/s Awon Printers, St. No. 3, Baba Gajja Jain Colony, Near Moti Nagar, Ludhiana</i>	<i>Small</i>

39.	<i>M/s Sharman Woolen Mills Ltd, VPO Jugiana, GT road, Ludhiana</i>	<i>Medium</i>
40.	<i>M/s H.CDyeing Works, B-30, Plot No. 3595-96, Baba Deep Singh Nagar, Moti Nagar, Ludhiana</i>	<i>Small</i>
41.	<i>M/s J.S Jain Dyeing Factory Plot no. 26/6/2, Near Moti Nagar, Bye Pass Ludhiana</i>	<i>Small</i>
42.	<i>M/s Malhotra Dyeing Kuldeep Nagar, Jalandhar Road, Ludhiana</i>	<i>Small</i>
43.	<i>M/s Nav Bharat Dyeing Works, Sardar Nagar, Rahon Road, Ludhiana</i>	<i>Small</i>
44.	<i>M/s Ramal Dyeing, Jalandhar Bye Pass, Opp. Shakti Nagar, Ludhiana</i>	<i>Small</i>
45.	<i>M/s Sagar Apparels, B-XXX-2586/87, Baba Gajja Jain Colony, Moti Nagar Ludhiana</i>	<i>Small</i>
46.	<i>M/s Sanjeev Dyeing Works, 1004/9, Circular Road, Ludhiana</i>	<i>Small</i>
47.	<i>M/s B.SDyers, Plot No. 7, Friends Industrial Estate, Opp Aarti Steels, Focal Point, Ludhiana</i>	<i>Small</i>
48.	<i>M/s KKK Mills D-40, Phase-5, Focal Point, Ludhiana</i>	<i>Small</i>
49.	<i>M/s Awon Processors, H No-176, Khasra No-22//24, B-XXX- 2618-2619/A, Moti Nagar, Ludhiana</i>	<i>Small</i>
50.	<i>M/s Ganesh Dyeing Mills, G.T. Road, Dhandari Kalan, Ludhiana.</i>	<i>Small</i>
51.	<i>M/s Sahib Synthetics, G.T. Road, West, Ludhiana</i>	<i>Small</i>
52.	<i>M/s Jarnail Army Store, St. No. 4, Iqbal Nagar, Tajpur Road, Ludhiana</i>	<i>Small</i>
53.	<i>M/s Ram Dyeing, Near Radha Swami Satsang House, Tibba Road, Ludhiana.</i>	<i>Small</i>
54.	<i>M/s Beas Scientific Dyers, New Shakti Nagar, G.T. Road, Ludhiana</i>	<i>Small</i>

4. It has been pointed out that out of 54 units 11 are large units, and 43 are medium and small units. Mr. R.K. Ratra, Chief Engineer, Punjab PCB, appearing virtually, submits that so as far as small and medium units are concerned, they have been asked to close down or shift the premises within the area having connectivity with the CETP and for this purpose, the timeline of 31.03.2023 was given. He has submitted that a similar condition was imposed upon the large units, also with the timeline of 30.06.2023. He has also submitted that so far as the 11 large units are concerned, one has adopted ZLD, one is closed down and 9 are remaining and so far as medium and small units are concerned 10 units have closed down. He has submitted that the Board is taking steps for the imposition of Environmental Compensation and that since the timeline for either

shifting to ZLD or shifting the premises in the area having connectivity with the CETP has expired, therefore, within one week, he will submit the proposal to the Chairman of the Board for closing of these units. On submission of such proposal, the Chairman of the Board will take appropriate decision in accordance with law within two weeks thereafter.

5. The Minutes of the meeting on page 2004 indicate that the following directions/orders have already been issued to remediate the situation:-

1. The Government of Punjab has issued directions for preventing discharge of industrial effluent whether treated/partially treated or untreated into municipal sewer of Ludhiana and for abatement of pollution in Buddha Nallah on 10.10.2019.
2. The Punjab Pollution Control Board has issued direction under Section 33A of the Water (Prevention and Control) of Pollution Act, 1974 to the scattered dye units (not connected with CETP) including large scale units for not to operate their outlets for discharge of treated effluents into municipal sewer.
3. The Municipal Corporation Ludhiana has been directed to disconnect the sewer connections available to the industry for disposal of their trade effluent immediately.
4. The Member Secretary, PPCB is directed to place on record all the order/documents containing the above three directions along with the next report.

6. Mr. Jitendra Jorwal, Deputy Commissioner, Ludhiana has appeared virtually and has submitted that some more units have adopted ZLD and some of the units have decided to shift to an alternate place. He has submitted that the discharge from these units is meeting all the norms. Responding to it the Applicant has submitted that if the discharge from all these units is meeting the norms then these units should be asked to use the discharge in their premises as a source of water. To this, the Deputy Commissioner has candidly admitted that he will issue direction in this regard to those units.

7. Respondent No.12 (CPCB) is also directed to file the compliance report disclosing performance of CETPs and required actions to be taken by issuing necessary directions under the Water (Prevention and Control) of Pollution, 1974 and the Air (Prevention and Control) of Pollution Act, 1981 or under Section of 5 of Environment (Protection) Act, 1986

8. In view of the above, the State of Punjab, PPCB and Deputy Commissioner, Ludhiana are directed to file their further progress/status report at least one week before the next date of hearing.

9. List on 20.03.2025.

Prakash Shrivastava, CP

Arun Kumar Tyagi, JM

Dr. A. Senthil Vel, EM

November 27, 2024
Original Application No. 225/2022
With
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