

Item No. 03

Court No. 1

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

(BY VIDEO CONFERENCE)

Original Application No. 472/2023
(I.A. No. 633/2023)

Bharat Bhushan Sharma

Applicant

Versus

M/s Krrish Shalimar Projects Pvt. Ltd. & Ors.

Respondent(s)

Date of hearing: 08.08.2023

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

Applicant: Mr. Ankit Choudhary, Adv.

ORDER

1. Grievance of the applicant is construction of residential township in Sector-39 of Faridabad, Haryana in the name and style "IBIZA TOWN" and illegally discharging the untreated sewage water directly on the surface of an open land adjacent to respondent no. 1 Township in violation of Water (Prevention and Control of Pollution) Act, 1974 and operating the generators in violation of Air (Prevention and Control of Pollution) Act, 1981 as well as Environmental (Protection) Act, 1986 causing ecological and environmental damage to land as well as the public health and violation of environmental laws.

2. The contention of the applicant is that he moved an application towards the authorities concerned but no action has been taken. It is further contented that discharge of untreated sewage water on the

surface of an open land poses a great threat and danger to the environment as well as public health, as people living in the vicinity would directly get affected from the harmful fumes and gases discharging from the untreated sewage water. The burning of the diesel in the generators emit Sulphur dioxides which damages the vegetation and surroundings.

3. A substantial issue of environment has been raised.

4. Issue notice to the respondent no. 4, M/s IBIZA Town Resident Welfare Association, returnable within four weeks. Respondent No. 4,5 and 7 are directed to submit their reply within six weeks by e-mail at judicial-ngt@gov.in preferably in the form of searchable PDF/ OCR Support PDF and not in the form of Image PDF.

5. Applicant is directed to take necessary steps for service to the respondents by both ways and also on available email.

6. We deem it just and proper to call a report on the matter in issue in present Original Application, from a Joint Committee consisting of:-

- i. One representative from Haryana State Pollution Control Board, Haryana.
- ii. One representative from District Magistrate, Faridabad.

7. The Committee is directed to visit the place particularly for treatment, utilization and disposal of sewage as per consent of State PCB and commissioning and operation of DG sets, and submit the factual and action taken report within six weeks. The State PCB will be the nodal agency for coordination and logistic support.

8. Applicant is directed to supply the copy of the application and relevant documents to the Committee and Respondent(s) within a week

and after compliance of service, the applicant has to submit an affidavit that the notice and copy of the application have been served upon the Committee and respondent(s).

9. The report in the matter be filed by the Committee by e-mail at judicial-ngt@gov.in preferably in the form of searchable PDF/ OCR Support PDF and not in the form of Image PDF.

10. List for further consideration on 21.11.2023.

11. A copy of this order be forwarded to State PCB and District Magistrate, Faridabad by e-mail for compliance.

Sheo Kumar Singh, CP

Arun Kumar Tyagi, JM

Dr. A. Senthil Vel, EM

August 08, 2023
Original Application No. 472/2023
(I.A. No. 633/2023)
SN