

Item No. 03

Court No. 2

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

Original Application No. 406/2023

Babar Ali

Applicant

Versus

State of Uttar Pradesh & Ors.

Respondent(s)

Date of hearing: 30.05.2023

**CORAM: HON'BLE MR. JUSTICE SUDHIR AGARWAL, JUDICIAL MEMBER
HON'BLE DR. A. SENTHIL VEL, EXPERT MEMBER**

Applicant: Mr. Rahul Khurana and Mr. Hasil Jain, Advocates

ORDER

1. The grievance raised in this Original Application is that respondent no. 4 i.e., M/s. Triveni Engineering & Industries Ltd. Alco-Chemical Unit, Muzaffarnagar is releasing trade effluents containing harmful chemicals directly in the drain and open fields, causing damage not only to environment but also to the agricultural land of the farmers damaging the crops etc. Respondent no. 4 has also no effective system of treatment of trade effluents that is why polluted effluents are being discharged directly in an illegal manner, causing damage to environment.

2. In our view, a substantial question relating to environment due to implementation of Scheduled Enactments under National Green Tribunal Act, 2010 has arisen but before taking any further action in the matter, we find it appropriate to obtain a factual report for which purpose, we constitute a joint Committee comprising Uttar Pradesh Pollution Control

Board, Central Pollution Control Board and District Magistrate, Muzaffarnagar who shall visit the site, collect relevant informations and submit a factual as well as action taken Report within two months 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. State PCB may also indicate the compliance status of the industry in recent past based on compliance with CTO conditions.

3. State PCB will be nodal agency for co-ordination and compliance.
4. A copy of this order be forwarded to State PCB, CPCB and District Magistrate, Muzaffarnagar by e-mail for compliance.
5. List the matter on 04.08.2023.

Sudhir Agarwal, JM

Dr. A. Senthil Vel, EM

May 30, 2023
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