

Item No. 03

Court No. 1

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

Execution Application No. 36/2023

IN

Original Application No. 329/2021

Devanshu Bose

Applicant

Versus

Agra Development Authority & Ors.

Respondent(s)

Date of hearing: 09.10.2023

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

Applicant: Mr. Devanshu Bose, Applicant in Person (Through VC)

ORDER

1. This Execution Application has been filed seeking execution of the order dated 18.01.2023 passed in O.A. No. 329/2021. The OA was filed raising the grievance that the State Authorities had failed to prevent discharge of sewage on open land from Nalanda Town which is a housing colony. It was alleged that the sewage discharge was estimated to be 1.45 lakh litres per day. It was said that ADA had failed to prevent damage to the environment by permitting colonies to be set up without requisite infrastructure in violation of draft notification of MOEF dated 25.02.2022. The existing sewage treatment capacity available at Agra was only 200.75 MLD against 286 MLD generation of sewage. Thus, more than 85 MLD sewage was going untreated in River Yamuna or drains connected to it. The Tribunal had passed the order dated 18.01.2023 directing the ADA and State PCBs to verify the grievance and to take remedial action, if the requisite infrastructure of waste management did not exist. There was a direction to file an action taken report by ACS, UD within six months. No

action taken report has been filed till now though six months have lapsed after passing of the order by the Tribunal.

2. Learned Counsel for the applicant has submitted that the sewage water is being dumped into open field and though STP has been constructed but it has not been operationalized till now.

3. In view of this, we deem it proper to issue notice in the Execution Application to ACS, UD, State of Uttar Pradesh and ACS, Housing and Development, Uttar Pradesh. Let the action taken report/reply be submitted by them before the Tribunal 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.

4. Applicant is directed to serve notice upon the above said authorities and file affidavit of service on or before the next date of hearing.

5. List this matter on 15.12.2023.

Prakash Shrivastava, CP

Dr. A. Senthil Vel, EM

October 09, 2023
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SN