

Item No. 11

Court No. 1

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

Original Application No. 200/2014  
(IA No 340/2022, MA No 872/2018,  
MA No 875/2014, MA No 480/2018)

M. C. Mehta

Applicant

Versus

Union of India & Ors.

Respondent(s)

Date of hearing: 06.11.2024

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

Applicant: Ms. Katyayni, Adv. for Applicant

Respondents: Ms. Garima Prashad, AAG with Ms. Priyanka Swami, Mr. Shlok Mittal &  
Ms. Simran Sehgal, Advs. for the State of UP  
Mr. Pradeep Misra & Mr. Daleep Dhyani, Advs. for UPPCB (Through VC)  
Mr. Gigi. C. George & Mr. Ishwer Singh, Advs. for NMCG  
Mr. Raj Kumar, Adv. for CPCB

**ORDER**

1. In this original application, Tribunal is considering the issue of prevention, control and abatement of pollution of river Ganga. Matter is being taken up State-wise from which river Ganga or its tributaries are flowing and today matter is listed to consider the status of compliance by State of UP.

2. In terms of the earlier directions, the compliance report in two parts has been filed by the State of UP on 30.10.2024, and in the compliance report, the district-wise status of compliance has been reflected.

3. On examination of the status of district Prayagraj, we find that within the Prayagraj Nagar Nigam, 468.28 MLD sewage is generated, the quantity of sewage treated is 394.48 MLD and the existing treatment capacity of STPs is only 340 MLD, therefore, Gap in sewage generation and existing capacity is 128.28 MLD. The report further reflects that in Prayagraj, untreated sewage from 25 untapped drains is discharged into river Ganga and from 15 untapped drains in river Yamuna.

4. So far as, District Kanpur Dehat is concerned, there is not even a single STP constructed and there is no sewage treatment facility available.

5. So far as, Ayodhya is concerned, we find that the position is somewhat similar. Condition in respect of other districts is not better.

6. We find that out of 326 drains disclosed in the report of CPCB dated 22.10.2024, 247 drains are untapped and discharging 3513.16 MLD of waste water into river Ganga and its tributaries.

7. Learned Counsel for the applicant referring to Annexure-2 of the report of CPCB has submitted that several untapped drains exist in different cities and, therefore, the State must disclose the timeline for tapping these drains and for setting up the STPs for treating the sewage from these drains. Hence, we require the Chief Secretary, State of UP to file the affidavit disclosing the information relating to each of the drains in different districts, sewage generated from it, the STP to which it is proposed to be connected, the timeline for making the STP functional, funds which are available, identification and allotment of land for setting up the STP. Let this information be provided in the following tabulated form:

| <b>I</b>      | <b>II</b>     | <b>III</b>            | <b>IV</b>                                    | <b>V</b>                                                         |                                 |                                      | <b>VI</b>                              | <b>VII</b>                                                     |
|---------------|---------------|-----------------------|----------------------------------------------|------------------------------------------------------------------|---------------------------------|--------------------------------------|----------------------------------------|----------------------------------------------------------------|
| Name of Drain | District/Town | If tapped or untapped | Quantity of sewage discharged from the drain | STP to which the drain is proposed to be connected after tapping | Status of land allotted for STP | Status of funds provided for the STP | Timeline for making the STP functional | Timeline for completing the household connectivity to that STP |

8. The affidavit will also disclose the short-term measures that will be adopted to prevent the discharge of untreated sewage in the river in respect of each of the districts and drain till STPs are made fully functional and 100% household connectivity is achieved.

9. Learned Counsel appearing for CPCB has also pointed out the Status of 41STPs located in 16 Ganga Front Towns as disclosed in the report on page no.38547. The said disclosure mentions that out of these 41 STPs, 6 STPs are non-operational, out of 35 operational STPs, only 01 STP is complying with the norm and rest 34 STPs are not complying. The said disclosure in the report of CPCB is as under:

*“The details of the 41 STPs located in 16 Ganga Front Towns are given below:*

- *Commissioned STPs — 41 (16 towns) with designed capacity — 1338.0 MLD*
- *Operational STPs — 35 (Operational capacity —1301.2 MLD) with Utilized capacity — 1116.23 MLD (-85.8% of operational capacity)*
- *Compliance Status of operational STPs*

|                      | <i>Compliance w.r.t. Hon'ble NGT vide order 30.04.2019</i> | <i>Compliance Status w.r.t MoEF &amp; CC norms dated 13.10.2017</i> |
|----------------------|------------------------------------------------------------|---------------------------------------------------------------------|
| <i>Complying</i>     | <i>1</i>                                                   | <i>12</i>                                                           |
| <i>Non-complying</i> | <i>34</i>                                                  | <i>23</i>                                                           |

- *Non-operational STPs — 06 (Designed capacity — 36.8 MLD)*
- *STPs complying for Faecal Coliform norms (<230 MPN/100m1) — 12*

- *STPs non-complying for Faecal Coliform norms (>230 MPN/100ml) — 23*
- *STPs having disinfection system — 34*
- *STPs operating over-capacity - 13 STP (Designed capacity — 404.86 MLD: Utilized Capacity — 470.95 MLD)*
- *Under-construction/ Under Trial STPs-11*
- *15 MLD Baniyapur STP, Kanpur is completed but not-commissioned since more than three years.*
- *All 02 STPs located in Farrukhabad are non-operational leading to discharge of untreated sewage to river Ganga.”*

10. We also find that water quality monitored at 41 locations clearly discloses that FC exceeds 500 MPN/100 ml at 16 locations and more than 2500 MPN/100 ml at 17 locations. Thus, it clearly discloses the fact that water quality is deteriorating on account of discharge of sewage/sullage into river Ganga.

11. Chief Secretary, State of UP, in his next affidavit, will also disclose the steps taken/proposed to be taken for making the non-functional STPs functional and for ensuring that all the STPs comply with specified norms. Let the affidavit be filed by the Chief Secretary, State of UP, within four weeks.

12. List on 20.01.2025.

Prakash Shrivastava, CP

Sudhir Agarwal, JM

Dr. A. Senthil Vel, EM

November 06, 2024  
Original Application No. 200/2014  
JG..