

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

Original Application No.200/2014
(C.W.P. No. 3727/1985)
(I.A. No. 340/2022)

M.C. Mehta

Applicant

Versus

Union of India & Ors.

Respondent(s)

Date of hearing: 24.11.2023

**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
Respondent: Mr. Kaushal Gautam, AAG with Ms. Snehpreet Kaur, Adv. for the
State of Uttarakhand
Mr. Rahul Verma, AAG for the State of Uttarakhand & SIIDCUL
Mr. Mukesh Verma, Adv. for UKPCB
Mr. Gigi.C.George, Adv. for NMCG

ORDER

1. The issue under consideration in this Original Application is about prevention, control and abatement of pollution of River Ganga. The Tribunal in the previous order dated 05.09.2023 had taken note of the fact that the main stream of river Ganga in Uttarakhand flows from 7 district and its tributaries from 6 Districts thus, there are total 13 districts abating river Ganga or its tributaries. The Tribunal had also taken note of the written submission of the Counsel for the Applicant dividing the entire stretch of River Ganga in State of Uttarakhand in three parts and accordingly had reproduced the issues pointed out by counsel for the applicant for each of the stretch and directed the District Collector, the Ex-Offico Chairman of District Ganga Protection Committee to submit a report and such reports were called from each of the 13 Districts in pursuance to the direction of the Tribunal. The reports have

been submitted for district of Nainital, Champawat, Udham Singh Nagar, Pithoragarh, Tehri, Devprayag, Chamoli, Haridwar, Pauri Garhwal and Bageshwar and we have gone through those reports. We find that the basic information for proper consideration of the issue have not been disclosed by any of the District. For each of the District with respect to each city/town of the District apart from the other information, following information is required to be disclosed

I. Sewage

- a) Per day generation of sewage in each city/town within the District.
- b) Quantity of sewage treated per day, city/town wise.
- c) The number of sewage treatment plant existing and their capacity and capacity utilization and mode of disposal in each city/town.
- d) Quantity of discharged treated sewage from each STP, particularly for fecal coliform.
- e) Time bound plan to meet the gap, if any, in generation and treatment of sewage
- f) Details of Hotels, Dharamshala and Ashram operating without proper consent and discharging untreated effluent and the action taken against them.
- g) Water quality in river and its tributaries in adjoining districts /towns in terms of fecal coliform (MPN/100ml)

II. Municipal Solid Waste disposal:

- a) Per day generation of Solid waste in each city/town within the District.
- b) Quantity of solid waste treated per day, in each city/town of the District.
- c) The gap in treatment of solid waste.

- d) Legacy waste and the time bound plan to treat legacy waste.
- e) The manner of utilization of the treated waste as well as rejects arising out of remediation of legacy waste.
- f) Current status of dumping of solid waste with reference to location.

III. Construction and Demolition waste:

- a) Total per day generation of C & D Waste within the District.
- b) The detail of plant established for the treatment of C & D Waste including the existing capacity and capacity utilization.

IV. Industrial Effluent discharge

- a) Number of industrial unit discharging their effluent treated/untreated in river Ganga and its tributaries and details of defaulting industrial units.
- b) Total daily generation of such industrial waste within the District.
- c) The manner of treatment of the industrial waste so generated.
- d) The discharge effluent analysis from the CETP and ETP treating the industrial waste from each outlet.
- e) The per day generation of industrial solid waste and manner of its treatment and disposal in the District.

V. Regulation of Flood Plain Zone:

- f) If the flood plain zone has been demarcated and the extent of encroachment on the flood plain zone in the District.
- g) The details of direct discharge of pollutants by the encroachers by the side of the river Ganga and its tributaries in the District.

VI. Bio medical Waste:

- a) The per day total generation of bio medical waste in the District.
- b) The manner of its treatment and disposal.

VII. Mining:

- a) Number of cases registered within a year against illegal mining in the bed or flood plain of river Ganga and its tributaries and details of enforcement of mining policy of State and “Enforcement & Monitoring Guidelines for Sand Mining” (EMGSM-2020) and Sustainable Sand Mining Management Guidelines 2016.

2. The concerned hydro project set up on river Ganga and its tributaries will ensure maintaining and complying with the prescribed minimum 15 % of flow of water in the river Ganga and its tributaries.

3. On the perusal of the reports filed by the District Magistrates of different Districts of Uttarakhand, we find that the above relevant information is missing. Such information is also required by the concerned District Magistrate of other Districts of the State from where river Ganga or its tributaries are flowing. Therefore, we direct that this order be circulated to the Chief Secretaries of all the concerned States i.e. Uttarakhand, Uttar Pradesh, Jharkhand, Bihar and West Bengal so that the report filed by the concerned District Magistrates include the above information.

4. Let the fresh report be submitted by the concerned District Magistrates of State of Uttarakhand within eight weeks.

5. List this matter on 9th February, 2024

Prakash Shrivastava, CP

Sudhir Agarwal, JM

Dr. A. SenthilVel, EM

November 24, 2023
Original Application No.200/2014
(I.A. No. 340/2022)
HB