

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

Original Application No. 383/2023
(I.A. Nos. 125/2024 & 298/2024)

President Garden City Residential
Welfare Society

Applicant

Versus

State of Punjab & Ors.

Respondent(s)

Date of hearing: 20.04.2026

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

Applicant: Mr. V.K. Khurana, Applicant in Person
Respondents: Ms. Richa Kapoor & Ms. Atika Singh, Advs. for Punjab PCB
Ms. Soni Singh, Adv. for CPCB (Through VC)
Mr. Navneet R, Adv. for R - 5

ORDER

1. In this Original Application (OA), applicant-Garden City Residential Welfare Society, Dehlon road, Dharour, Sahnewal, Ludhiana, State of Punjab has alleged that colony was developed by respondent no.5 Dynamic Infra Developer Pvt. Ltd., but sewage treatment plant has not been made functional and untreated sewage and other effluents are being discharged illegally by constructing the septic tank which is over flowing and creating health issues.

2. Tribunal considering the issue involved in this OA had impleaded the parties and directed them to file their replies.

3. Report filed by the Punjab Pollution Control Board (PPCB) dated 23.02.2026 discloses that STP is not performing as per the norms and environmental compensation has been levied. The details of the environmental compensation are as under:-

“

- i) *Environmental Compensation amounting to Rs. 11,80,000/- has been imposed for the period of violation from 01.12.2023 to 23.07.2024 vide order no. 466 dated 27.11.2024.*
*Minimum amount of EC @ Rs.5000/- per day for the period of violation of 236 days (01.12.2023 to 23.07.2024) i.e. $2s * 0.5 * 236 = Rs. 11,80,000/-$ has been imposed.*
- ii) *Environmental Compensation amounting to Rs. 3,55,23,438/- has been imposed vide letter no. 205 dated 08.01.2024 as per formula prescribed by the Central Pollution Control Board for the period of violation from 17.06.2011 to 30.11.2023.*
*The EC for the damage caused to the environment has been calculated for the period from 17.06.2011 to 30.11.2023 as $PI = 50$ $N = 4547$ $R = 250$ $S = 0.5$ $LF = 1.25$ $EC = 50 * 4547 * 250 * 0.5 * 1.25 = Rs. 3,55,23,437.50$ say Rs.3,55,23,438/- amount=*
- iii) *Environmental Compensation amounting to Rs. 17,55,000/- has been imposed for the period of violation from 24.07.2024 to 09.07.2025 vide order no. 405 dated 11.09.2025.*
*Minimum amount of EC @ Rs.5000/- per day for the period of violation of 351 days (24.07.2024 to 09.07.2025) i.e. $Rs * 0.5 * 351 = Rs.17,55,000/-$ has been imposed.”*

4. The above details relate to levy of environmental compensation for the period from 17.06.2011 to 09.07.2025. For the subsequent period from 10.07.2025 till 19.02.2026 (225 days), details have been disclosed in the affidavit dated 15.04.2026, as under:

“9. That in compliance to the Orders dated 25.02.2026, the above calculation for imposition of Environmental Compensation amounting to Rs. 11,25,000/- for the period of violation of 225 days from 10.07.2026 to 19.02.2026 is placed before this Hon'ble Tribunal. The orders for imposition of Environmental Compensation of Rs. 11,25,000/- are yet to be issued and the Board may please be allowed to issue the orders in this regard.”

5. It has been pointed out by Counsel for PPCB that in the above disclosure by mistake “10.07.2026 to 19.02.2026” has been mentioned whereas correct dates are “10.07.2025 to 19.02.2026”. Though, environmental compensation right from 2011 has been imposed by the PPCB for non-complying with the environmental norms and not setting up the STP as required. Yet the project proponent has not deposited even a

single rupee towards environmental compensation which has been imposed.

6. Respondent no.5 is granted an opportunity of hearing on the imposition of environmental compensation.

7. The District Magistrate, Ludhiana has been impleaded as respondent no.2 but is not represented. The effective steps for recovery of environmental compensation are required to be taken by respondent no.2. Hence, we require the respondent no.2- District Magistrate, Ludhiana to appear virtually on the next date of hearing and assist the Tribunal.

8. Let a copy of this order be forwarded to respondent no.2.

9. List on 04.08.2026.

Prakash Shrivastava, CP

Dr. A. Senthil Vel, EM

Dr. Afroz Ahmad, EM

April 20, 2026
Original Application No. 383/2023
(I.A. Nos. 125/2024 & 298/2024)
JG.