

Item No. 16

Court No. 2

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

Original Application No. 383/2023

President Garden City Residential Welfare Society

Applicant

Versus

State of Punjab

Respondent

Date of hearing: 30.05.2023

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

Application is registered based on a complaint received by post/e-mail

ORDER

1. Taken note of letter petition dated 27.03.2023 sent by Garden City, Residential Welfare Society, Dehlon Road, Dharour, Sahnewal, Ludhiana, State of Punjab, this Original Application has been registered under Section 14 & 15 of National Green Tribunal Act, 2010 (hereinafter referred to as 'NGT Act, 2010').

2. Grievance raised in the letter petition is that Garden City Colony, Sahnewal, Ludhiana was developed by Dynamic Infradeveloper Private Limited, 30/27, 1st floor, East Patel Nagar, New Delhi- 8 since 2005 extended in 2013, and third party rights have also been created by allotting residential accommodations to various persons but sewage treatment plant has not been made functional till date. Sewage and other effluent is being discharged illegally by constructing septic tank which is facing over flow since the quantity of sewage discharge is much more

than the capacity of the septic tank and it is now spreading over open land causing damage and degradation to the environment.

3. Looking to the allegation contained in the letter petition, we find that a substantial question relating to environment due to implementation of Scheduled Enactments under NGT Act, 2010 has arisen. However, before taking any further action in the matter we find it appropriate to obtain a factual report for the purpose whereof we constitute a Joint Committee comprising State PCB, District Magistrate, Ludhiana and CPCB.

4. State PCB shall be the nodal agency for coordination and compliance of this order.

5. The said committee shall visit the site, collect all relevant informations and submit a factual 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.

6. List for further consideration on 11.08.2023.

7. A copy of this order along with complaint be forwarded State PCB, District Magistrate, Ludhiana and CPCB by e-mail for compliance.

Sudhir Agarwal, JM

Dr. A. Senthil Vel, EM

May 30, 2023
Original Application No. 383/2023
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