

Item No.9:-

**BEFORE THE NATIONAL GREEN TRIBUNAL
SOUTHERN ZONE, CHENNAI**

(Through Video Conference)

**Original Application No. 17 of 2023 (SZ) &
I.A. No.24 of 2023 (SZ)**

IN THE MATTER OF:

Link Valley Residents Association,
Represented by its General Secretary,
Kochi.

...Applicant(s)

Versus

Union of India,
MoEF&CC
Rep. by its Deputy General of Forests (C),
Bangalore and Ors.

...Respondent(s)

Date of hearing: 25.08.2023.

CORAM:

HON'BLE Smt. JUSTICE PUSHPA SATHYANARAYANA, JUDICIAL MEMBER

HON'BLE Dr. SATYAGOPAL KORLAPATI, EXPERT MEMBER

For Applicant(s): Mr. P.B. Sahasranaman.

For Respondent(s): Mr. L. Suryaprabhu represented
Mr. G.M. Syed Nurullah Sheriff for R1.
Mrs. Niveditha S Menon represented
Mrs. V.K. Rema Smrithi for R3.
Mr. G. Vignesh represented
Mr. E.K. Kumaresan for R4.
Mr. Jamal Sulaiman for R5.
Mr. Abraham Joseph Markos for R6.

ORDER

1. Pursuant to our order dated 18.07.2023, the Thrikkakara Municipality has filed its report, but it has not been e-filed. However, the learned counsel appearing for the Project Proponent states that the Municipality has given a few options, which, if implemented, would resolve this problem. But the said option given by the Municipality has to be escalated to the District Collector as has been stated by us even in the last order.
2. In this regard, let the District Collector - Ernakulam District consider the reports of the Kerala State Pollution Control Board (KSPCB), Thrikkakara Municipality and any response by the applicant as well as the Project Proponent and file a comprehensive workable solution in the report.
3. The report of the KSPCB mentioned that the Project Proponent has provided a storm water collection pond of 803.73 Cubic Meter capacity. However, there is also an overflow from the rainwater storage pond which is discharged to the drain through a 500 MM dia. pipeline. It means that the existing storage capacity is not sufficient to collect the maximum of rainwater.
4. Hence, it will be appropriate for the Project Proponent to consider whether the said capacity can be increased so that the rainwater need not be discharged which would minimize the flooding in that area.

5. Post the matter on **27.09.2023** for final hearing.

Sd/-
Smt. Justice Pushpa Sathyanarayana, JM

Sd/-
Dr. Satyagopal Korlapati, EM

O.A. No.17/2023 (SZ),
I.A. No.24/2023 (SZ)
25th August, 2023. Mn.

