

Item No.25:-

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

(Through Video Conference)

**Execution Application No. 08 of 2023(SZ) in
Original Application No. 08 of 2023(SZ) &
I.A. No.24 of 2024(SZ)**

IN THE MATTER OF:

Selvaraju Duraisamy,
Chennai.

...Applicant(s)

The State of Tamil Nadu,
Rep. by its Secretary to Govt,
Ministry of Environment & Forest,
Chennai and Ors.

...Respondent(s)

Date of hearing: 22.08.2024.

CORAM:

HON'BLE Smt. JUSTICE PUSHPA SATHYANARAYANA, JUDICIAL MEMBER

HON'BLE Dr. SATYAGOPAL KORLAPATI, EXPERT MEMBER

For Applicant(s): M/s. Ralph V. Manohar & R. Ramana.

For Respondent(s): Dr. D. Shanmuganathan for R1.
Mr. G.M. Syed Nurullah Sheriff for R2.
Ms. Aarti represented
Mr. S. Sai Sathya Jith for R3.

Mr. N. Vishranth represented
Mr. Gautam S Raman for R4.
Mrs. A.S. Manisha represented
Mrs. Veena Suresh for R5.
Mr. Arun C. Mohan for R6 & R7.

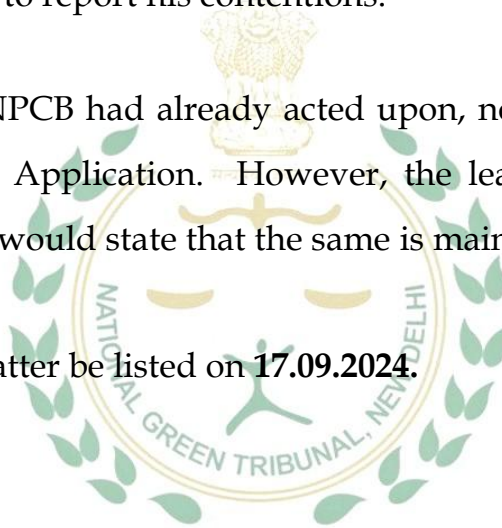
ORDER

1. Today, the Tamil Nadu Pollution Control Board (TNPCB) has filed its report dated 22.08.2024.
2. In the report of the TNPCB, it is stated that M/s. Radiance Icon Owners Association has been issued with the consent of the Board for the residential building vide Proceedings dated 23.04.2022, which is valid up to 31.03.2027. However, based on the recommendation made by the JCEE (M), TNPCB dated 12.08.2024, the TNPCB vide Proceedings dated 13.08.2024 issued the direction under Section 33 A of the Water (Prevention and Control of Pollution) Act, 1974, calling upon M/s. Radiance Realty Developers India Limited, who is the Project Proponent, to comply with the following directions:-

1. *The promoter shall operate and maintain the Sewage Treatment Plant (STP) for the treatment of sewage for the period of 10 years (from the date of operation of the project) as committed before the SEIAA-TN while obtaining Environmental clearance for the project.*
2. *The promoter shall furnish the in principal approval obtained from CMWSSB for the supply of fresh water to the project and disposal of excess treated sewage as committed before the SEIAA-TN while obtaining Environmental clearance for the project.*

Failure to comply with the above said directions, further action will be initiated on merits in accordance with law.

3. According to the TNPCB, the Environmental Clearance has a clause that the Project Proponent would maintain the STP for 10 years and the said period is not over, the above said direction is given.
4. It was argued by the learned counsel appearing for the Project Proponent that he is not known by any of the stop activity, as he is not undertaking before the SEIAA. Nevertheless, the above order passed by the TNPCB is appealable before this Tribunal, it is open to the Project Proponent to file an appeal within a time of limitation to report his contentions.
5. As the TNPCB had already acted upon, nothing survives in the Execution Application. However, the learned counsel for the applicant would state that the same is maintainable.
6. Let the matter be listed on **17.09.2024**.



Sd/-
Smt. Justice Pushpa Sathyanarayana, JM

Sd/-
Dr. Satyagopal Korlapati, EM

E.A. No.08/2023(SZ) in
O.A. No. 08/2023 (SZ) &
I.A. No.24/2024(SZ)
22nd August, 2024. AD.