

Item No.05:

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

(Through Video Conference)

Original Application No.103 of 2023(SZ)

IN THE MATTER OF:

Tribunal on its own motion **SUO MOTU**
based on the news item published in 'The
Times of India' Chennai Edition dated
31.07.2023, "**Kosasthalaiyar River turns a
dump yard - Local Bodies use stretch at
Puzhal to dispose waste**".

The District Collector,
Tiruvallur and Ors.



...Respondent(s)

Date of hearing: 29.11.2024.

CORAM:

HON'BLE Smt. JUSTICE PUSHPA SATHYANARAYANA, JUDICIAL MEMBER

HON'BLE Dr. SATYAGOPAL KORLAPATI, EXPERT MEMBER

For Applicant(s): Suo Motu.

For Respondent(s): Dr. D. Shanmuganathan for R1 to R4.
Mr. S. Sai Sathya Jith for R5.

ORDER

1. The report of the Tamil Nadu Pollution Control Board (TNPCB) dated 09.09.2024 states that a sum of Rs.49,00,000/- (Rupees Forty Nine Lakhs only) has been levied as environmental compensation against the Naravarikuppam Town Panchayat for not doing the biomining of the legacy waste.

2. The learned counsel appearing for the State of Tamil Nadu states that their reply has been sent by the Naravarikuppam Town Panchayat to the TNPCB to set aside the levy of compensation.

3. The report of the TNPCB further states that the lands in Survey Nos.34/2 and 35/1 in Padianallur Village are used by the Naravarikuppam Town Panchayat for establishing the facility for Solid Waste Management. The second facility is having an extent of 2.41 Acres in Survey Nos. 98/2A and 98/2B in Naravarikuppam Village, which have already been used for a long time for the dumping of solid waste. The report further states that Sy. No.98/2B belongs to an individual and it is surrounded by the Kosasthalaiyar River on the eastern side.

4. The earlier authorization given by the TNPCB on 08.04.2019 had validity up to 31.03.2020 and thereafter, it is alleged that there was no renewal taken by the Panchayat. The levy of the environmental compensation was based on the direction given by the Principal Bench of the National Green Tribunal in Original Application No.606 of 2018 (PB).

5. However, the learned counsel appearing for the State of Tamil Nadu states that there is a Resource Recovery Park, which is developed by engaging several employees and the revenue generated therein is used for the payment of salary, etc.

6. To be noted is that even the said Resource Recovery Park has no further authorization from the TNPCB. Therefore, we direct the Panchayat to file the compliance report and also give the date-wise details of their activities to wriggle out of getting penalized.

7. Post the matter on **31.01.2025**.



Sd/-

Smt. Justice Pushpa Sathyanarayana, JM

Sd/-

Dr. Satyagopal Korlapati, EM

O.A. No.103/2023(SZ)
29th November, 2024. AD.