

DELHI PARKS AND GARDENS SOCIETY

(A Society Registered under the Societies Registration Act of XXI, 1860)
(Registration No. S/62922/2008)

DEPARTMENT OF ENVIRONMENT

GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI
"C" Wing, 6th Level, Delhi Secretariat Building, I P Estate, New Delhi 110002
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No.F.7 (02)/DPGS/(Part File)/2012-13/ 2538-2559

Dated: 18-8-2015

Sub: Directions/Clarifications in the Judgement dated 11.8.2015 in the matter of OA 6/2012 & 300/2013.

Sir,

Please find enclosed NGT judgement dated 11.8.2015 in the matter of OA 6/2012 & 300/2013, the same can be downloaded directly from the website of Hon'ble National Green Tribunal and Deptt. of Environment, Govt. of NCT of Delhi alongwith agency wise actions to be taken.

As per directions of Hon'ble National Green Tribunal, an Action Taken Report is required to be submitted to the Hon'ble NGT.

A copy of the same may also be forwarded to the undersigned for information for Chief Secretary and Secretary, E&F.



(DR. S. D. SINGH)

CEO-DPGS/NODAL OFFICER (WATER BODIES)

Encl.:- As above

Copy for information and necessary action:-

1. Vice Chairman, DDA, 1st floor, 'B' Block, Vikas Sadan, INA, New Delhi - 110023
2. Pr. Secretary (UD), Deptt. of Urban Development, 9th Level, C- Wing, Delhi Sectt., N. Delhi - 2
3. Pr. Secretary (Industries), Industries Deptt., GNCTD, Patparganj Indl. Area, Delhi-92.
4. Secretary (Law), Deptt. of Law, GNCTD, 8th Level, C Wing, Delhi Secretariat, N. Delhi -02
5. Commissioner (Police), Police HQ, I.P. Estate, New Delhi- 110002.
6. Divisional Commissioner, Revenue Deptt., 5, Sham Nath Marg, Delhi-54.
7. CEO, Delhi Jal Board, Varunalaya, Karol Bagh, Delhi - 110005.
8. Development Commissioner, Development Deptt., GNCTD, 5/9, Under Hill Road, Delhi-54.
9. Secretary, I&FCD, Development Deptt., GNCTD, 5/9, Under Hill Road, Delhi-54.
10. MD, DSIIDC, N-Block, Bombay Life Building, Connaught Circus, New Delhi - 110001
11. Secretary, PWD, 5th Level, Delhi Secretariat, New Delhi - 110002
12. Secretary, Tourism, 2nd Floor, C-Wing, Vikas Bhawan-II, Near Metcalfe House, Delhi - 54
13. MD & CEO, DTTDC, 18-A, DDA Shopping cum Office Complex, Defence, Colony, N.D. -24
14. Commissioner SDMC, South, 3rd Floor, Civic Centre, Minto Road, Delhi-02.
15. Commissioner NDMC, 16th Floor, Civic Centre, Minto Road, Delhi-02.
16. Commissioner EDMC, Patparganj Indl. Area, Delhi-92.
17. Member Secretary, DPCC, 4th Floor, ISBT Building, Kashmere Gate, Delhi - 110006.
18. APCCF, Forest & Wildlife, Vikas Bhawan, ITO, New Delhi.
19. Director, Environment, 6th Level, C Wing, Delhi Secretariat, New Delhi - 110002
20. OSD to Chief Secretary, GNCTD
21. PS to Secretary (E & F), GNCTD



(DR. S. D. SINGH)

CEO-DPGS/NODAL OFFICER(WATER BODIES)

**Directions of NGT order dated 11.8.2015 in the matter of
OA No. 6/2012 & 300/2013**

Sl. No.	Page No.	Point No.	Actions to be taken	Agencies to take actions	Time for taking actions	Status of Action taken
1.	11	1	<p>For undue adjournment, non-compliance of the direction, not furnishing of the basic data, necessary for further implementation of the Judgment of the Tribunal, we impose cost of Rs. 1 Lakh on NCT, Delhi. The Cost would be paid which will be deposited with the Environmental Fund created under the Judgment of the Tribunal.</p> <p>This sum of Rs. 1 Lakh at the first instance would be paid by NCT, Delhi and would be recovered from the salary of the erring officers of the departments concerned i.e. DPCC, DSIIDC, DJB, Department of Industries, Department of Environment and Science and Department of Irrigation. The Chief Secretary of NCT, Delhi shall examine the case and decide the amount to be deducted from the salary of the concerned offices and the report be submitted to the Tribunal within three weeks from today.</p>	GNCTD DPCC, DSIIDC, DJB, Industries, Envt., Irrigation	3 Weeks	
2.	11	2	We issue notice to Okhla Society and DSIIDC to show cause why should they not be directed to pay environmental compensation in terms of Section 15 of the NGT, Act, 2010 for not ensuring that plant at Okhla and plant at Lawrence Road functioning as per norms.	Okhla Society, DSIIDC		
3.	11	3	Okhla STP Society and DSIIDC shall file reply to show cause in relation to the CETP established at Okhla and at Lawrence Road within three weeks from today.	Okhla Society, DSIIDC	3 Weeks	
4.	11	4	We also issue show cause notice to DJB as to why environmental compensation under the same provision be not imposed upon them for having failed to ensure proper functioning and effective performance as per the prescribed standards of the STP at Okhla and plant 2 and 3 at Keshopur and plant 4 at Kundli.	DJB		

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5.	12	5	<p>We further direct all departments concerned and as even mentioned in this order to furnish all the requisite data as afore-recorded within one week from today as prayed. The report shall be prepared and signed by DPCC, DSIIDC, Department of industries and the respective Societies.</p> <p>This report to be submitted to the Tribunal will be placed before the Chief Secretary of the NCT, Delhi for confirmation of its content.</p> <p>The effluents random samples would be taken from the industries for analyzing the effluent they are discharging and the report be placed before the Tribunal.</p> <p>Joint inspection team shall also take sample of STPs managed and operated by DJB and place the analysis report before the Tribunal within three weeks from today.</p>	<p>DPCC, DSIIDC, Industries, Societies in one week through CS</p> <p>DPCC to take samples from CETPs & STPs in 3 weeks.</p>	<p>1 Week</p> <p>3 Weeks</p>	
6.	12	6	The DSIIDC and DPCC together with Department of Industries shall submit a joint statement as to how many industries are in the 11 industrial clusters and are operating without consent of the Board.	DPCC, DSIIDC, Industries		
7.	12	7	The DSIIDC shall also place on record as to how many illegal and unauthorized industries are operating in each of these industrial clusters which are discharging their trade effluent and the action taken against them.	DSIIDC		
8.	13	8	It will be stated in the report as to how many industries are there in each industrial cluster. The Department of Industries will furnish the complete list of industries in these clusters to the officers of these two bodies within two days from today.	Industries	2 Days	

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9.	13	9	The industries which are operating in any of the 28 industrial clusters without consent of DPCC and are causing pollution, should be served with notice of closure within two weeks from today.	DSI IDC, Industries, Societies, DPCC	2 Weeks	
10.	13	10	NCT, Delhi will inform the Tribunal on the next date of hearing that what steps have been taken in furtherance to the order that was passed at the request of the Government itself that the industries operating in the residential areas should be closed as it was impossible to treat the effluents discharged by them into the various drains of the residential areas and they are operating in the non-conforming zone. This information will be provided by the NCT, Delhi, all the Corporations and other land holding agencies would provide information within one week to the concerned department of NCT, Delhi.	GNCTD, Industries, Municipal Corporations, DDA	1 week	
11.	13	11	A separate list will be submitted to the Tribunal in respect of all the industries which are operating in any of the industrial clusters particularly 11 which are not connected to CETP unit, which are not having ETPs and whose ETPs are not operational and are causing pollution. Show cause notice would be issued to all such industries.	DSI IDC, Industries, DPCC		
12.	14	12	The CPCB, DPCC, DSI IDC, Department of Industries, Delhi and all the concerned Societies would ensure that 13 CETPs should operate effectively to their optimum level and release of any other effluent from STP/CETP should be strictly within the prescribed parameters. Similar steps should be taken by the DJB in relation to other STPs established and operated by them directly or indirectly.	CPCB, DPCC, Industries, CETP, Societies, DJB		

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13.	14	13	These steps should be taken now positively without default and demur and compliance report be submitted to the Tribunal.	By concerned Agencies		
14.	14	14	We make it clear that the concerned Secretary of these departments, NCT, Delhi and Head of Departments of all these bodies, organization, authorities and Corporations would be personally liable for compliance of these directions.	Secretaries/ HODs of concerned Deptt./Organizations		
15.	14	15	The Member Secretary and the Learned Counsel appearing for DPCC submit that all the concerned authorities particularly DJB, DSIIDC and Societies have already been directed to install online monitoring system to show continuous performance of these plants. We direct that online monitoring system for all the STPs and CETPs shall be installed by the concerned authorities at the earliest and compliance report be submitted to the Tribunal.	DJB, DSIIDC, Societies		
16.	15	16	<p>We direct Notice be issued and served to all the 38 Nurseries, the list of which have been placed before us today. Photographs showing unauthorized and illegal polluting activities are on the flood plain. Notice will be served through the SHO, Geeta Colony/concerned SHO who will ensure service to all of them and all the Notices would be required to be present before the Tribunal and show cause why they not be directed to pay environmental compensation in terms of Section 15 of the NGT, Act, 2010.</p> <p>We may notice that photographs have been placed along with this list showing illegal and unauthorized activities which are causing direct pollution and encroachment on the flood plain. Notice Returnable on 11th September, 2015.</p>	SHO/Police in Geeta Colony, DDA	11 th September, 2015	