

BEFORE THE NATIONAL GREEN TRIBUNAL,  
PRINCIPAL BENCH, NEW DELHI

Original Application No. 329 OF 2015  
(M. A. NO. 283 of 2018, M. A. No. 1370 of 2018 & M. A. No. 1389 of 2018)

And

Original Application No. 521 of 2015

And

Original Application No.448 (T<sub>HC</sub>)/2013  
(CW 4050/12)

(M.A. No. 1228/2015 & M. A. NO. 513/2017)

And

M.A No. 832/2014

In

Original Application No. 358(T<sub>HC</sub>)/2013

And

Original Application No. 20(T<sub>HC</sub>)/2015

And

Original Application No.446 (T<sub>HC</sub>)/2013  
(CW 7932/11)

(M.A No. 811/2015)

IN THE MATTER OF :-

**Gram Panchayat ARABA Vs. State of Rajasthan & Ors.**

and

**M.M. Charitable Trust Vs. State of Rajasthan & Ors.**

And

**U.R. Beniwal Vs. State of Rajasthan & Ors.**

And

**Laxmi Suiting Vs. State of Rajasthan & Ors.**

And

**Ramesh Vs. State of Rajasthan & Ors.**

And

**Multan Singh Vs. State of Rajasthan & Ors.**

**CORAM :** HON'BLE MR. JUSTICE RAGHUVENDRA S. RATHORE, JUDICIAL MEMBER  
HON'BLE DR. SATYAWAN SINGH GARBYAL, EXPERT MEMBER

**Present:**

<b>Applicant:</b>	Mr. Jaideep Singh, Adv.
<b>Respondents</b>	Mr. A.K. Prasad and Mr. Shashank Saxena, Adv. for CGWA
<b>Respondent</b>	Mr. Shiv Mangal Sharma, AAG, Mr. Saurabh Rajpal, Mr. Adhiraj Singh Rajawat, Adv. and Mr. Arun Prasad, Member Secretary and Mr. Jagdish Singh, RO, Jodhpur,
<b>RIICO</b>	Mr. Keshav Pareek Adv. for Mr. Sanjeet Purohit, Adv. and Mr. Amitabh Joshi, Officer
	Mr. Krishna Kumar Singh, Adv. for MoEF
	Mr. H. Kharkwal, Scientist 'D', CP Division, MoEF & CC
	Mr. Raj Kumar, Adv. for CPCB
	Mr. Ajay Aggarwal, Scientist 'E', CPCB, Delhi
	JPNT Mr. Rishabh Sancheti, Ms. Padma Priya, Mr. Ivan, Mr. Madulshree Pathak, Mr. Anchit Bhandari and Mr. Arpit Agrawal, Adv.
<b>RIICO</b>	Mr. Keshav Pareek for Mr. Sanjeet Purohit, Adv. and Mr. Amitabh Joshi, Officer

	Date and Remarks	Orders of the Tribunal
	Item No. 11 to 16 September 28, 2018	In compliance to our earlier order dated 20-09-

	<p><b>Item No. 11 to 16</b></p> <p><b>September 28, 2018</b></p>	<p>2018, we have the presence of Mr. H. Kharkwal, Scientist (D)-CP Division, MoEF &amp; CC and Mr. Ajay Aggarwal, Scientist (E) CPCB as well as Chairman and the Member Secretary of Rajasthan State Pollution Control Board.</p> <p>The issue with regard to inlet quality standards with reference to the draft notification of 2015 and final notification of 01-01- 2015 had been taken up and discussed with them.</p> <p>We propose that Senior Scientists of MoEF &amp; CC, Central Pollution Control Board, Member Secretary, Rajasthan PCB along with their Scientist to hold a meeting and give their suggestions as to how inlet of present CETP containing Ph to the extent of 0.7, is to be neutralized/diluted. This is a matter of serious concern because discharge of the industries is being sent to the CETP through pipelines which passes through urban areas.</p> <p>Further we direct the Learned Counsel for CPCB to have inspection conducted of the two industries namely; M/s. Universal Dye stuff-F-251, Phase-II, MIA, Basani, Tehsil and District Jodhpur, and M/s. Dauxil Products-G-77, 78 &amp; 90-91, New Industrial Area, Jodhpur, Tehsil and District Jodhpur through a team of atleast four persons from its head office at Delhi. We also direct CPCB that in case the industries are found operating without permission under law or that they are non-compliant, in any respect, then the same should be immediately shut down then and there. We direct the Rajasthan State Electricity Board as well as Water works Department(PHED) that in case of closure of the industries and on the intimation by CPCB they should</p>
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**Item No.  
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disconnect their supplies to said industries. We direct the Collector Jodhpur as well as the Commissioner of Police Jodhpur to make all arrangements with regard to safety and security of the team of the CPCB during their visit to the industries, as per this order.

As we have been informed, the total number of industries operating in the urban area/industrial area of Jodhpur City are about 400 and odd which should be inspected by Rajasthan PCB and submit a report with regard to each and every industry as to whether they are compliant or not. In case of any industry found to be non-compliant it should be immediately issued notice of a period not more than one week and then proceed further in accordance to law. In case no just explanation is received in response from the industry then a closure order should be issued immediately. This exercise should be completed within a period of 30 days from today. The Joint Secretary, MOEF & CC (CP Division) shall be the nodal officer.

**M. A. No. 1370 of 2018**

This misc. application has been filed by Kothari Textile with the prayer that the unit of the applicant may be permitted to function as they have removed all the deficiencies. It is a textile unit, and vide our order dated 20-09-2018, we had permitted the similarly situated textile units to function, subject to the conditions of rectification of all the deficiencies pointed out by the Learned Commissioner. It is further ordered that a surprise inspection would be conducted by the Commissioner and if any of deficiencies are found, then they would be immediately closed down.

	<p><b>Item No. 11 to 16</b></p> <p><b>September 28, 2018</b></p>	<p>Consequently, Misc. Application NO. 1370 of 2018 stands disposed of.</p> <p>List these matters on 23<sup>rd</sup> October, 2018.</p> <p>.....,JM (Raghuvendra S. Rathore)</p> <p>.....,EM (Dr. Satyawan Singh Garbyal)</p>
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