

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

WRIT PETITION (CIVIL) NO(s). 476 OF 2005

JEEDIMETLA EFFLUENT TREATMENT LTD.

Petitioner(s)

VERSUS

A.P.POLLUTION CONTROL BOARD & ORS.

Respondent(s)

(With appln(s) for stay, amendment of prayer portion in the writ petition and office report)

Writ Petition (C) Nos.497, 441, 499, 498, 513, 511, 555, 548, 552, 553, 554, 563, 564, 566, 567, 570,

568, 571, 573, 584, 588, 591, 594, 595, 596, 604, 605, 606, 611, 615, 616, 617, 618,619, 620, 622,

627, 626, 632 of 2005 and 382 of 2006

(With appln.(s) for stay/direction and amendment of prayer of W.P. and office report and permission to file additional documents in WP 441/05)

Date: 25/09/2006 These Petitions were called on for hearing today.

CORAM :

HON'BLE THE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE C.K. THAKKER

HON'BLE MR. JUSTICE R.V. RAVEENDRAN

For Petitioner(s)

in all WPs. except Mr. Ashok H. Desai, Sr.Adv.

WP 441/05: Mr. S.Ganesh, Sr.Adv.

Mr. Krishna Kumar,Adv.

Mr. VTM. Prasad, Adv.

Mr. Pradeep Kumar Kar, Adv.

Ms. Lupanlu Gangmei, Adv.

in WP 441/05:

Mr. Arun Jaitley, Sr.Adv.

Mr. S. Chandra Shekhar, Adv.

For Respondent(s) Mr. Nikhil Nayyar, Adv.

Mr. Ankit Singhal, Adv.

-CPCB: Mr. Vijay Panjwani ,Adv.

-SCMC: Mr. Raj Panjwani, Adv.

-State: Mr. Anoop G.Chaudhary, Sr.Adv.

Mr. Manoj Saxena, Adv.

Mr. Rajnish Kumar Singh, Adv.

Mr. Rahul Shukla, Adv.

Mr. T.V. George, Adv.

...2/-

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UPON hearing counsel the Court made the following

O R D E R

In Writ Petition (C) Nos.476, 497, 499, 498, 513, 511, 555, 548, 552, 553, 554, 563, 564, 566, 567, 570, 568, 571, 573, 584, 588, 591, 594, 595, 596, 604, 605, 606, 611, 615, 616, 617, 618,619, 620, 622, 627, 626, 632 of 2005 and 382 of 2006:

The applications for amendment of prayer in all writ petitions are allowed

The Central Pollution Control Board in its affidavit dated 6thJuly, 2006 has,

inter alia, stated that the petitioner M/s. Jeedimetla Effluent Treatment Ltd. (JETL) has

brought down the Total Dissolve Solid (TDS) level considerably in the final effluent

discharge to public sewer. It is further pointed out that the observations of the Central

Pollution Control Board (CPCB) team are of one day each (8-hourly composite samples on 24.11.2005 and grab samples on 7.4.2006), and that it is necessary to carry out a study (3 to

5 days) of the treatment plant by Andhra Pradesh Pollution Control Board (APSPCB). It

also states that as per the directions of this Court dated 10th November, 1998 regarding

gradual reduction of TDS, the petitioner JETL has made efforts both at individual

industry level as well as combined level at CETP and that the TDS load has now been

reduced to less than 35 tonnes per day from earlier 86 tonnes per day and, as per the last

inspection, the TDS value found in treated effluent is 13.65 tonnes per day. The CPCB has

further stated that considering that treated effluent by JETL is discharged into public

sewer leading to Sewage Treatment Plant at Amberpet from which the water is used for

irrigation purpose, it does not demand any further reduction in TDS so as to maintain

desired level of TDS in receiving water body (canal/river).

..3/-

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It is, however, pointed out by learned counsel representing the APSPCB that the

sewage treatment plant has not been upgraded by the State Government though the

process of upgradation is on.

Be that as it may, the matters require consideration. We issue rule. The present

status quo shall continue. In the meantime, the State Pollution Control Board may conduct

a detailed study, as suggested in the affidavit of the CPCB, and a comprehensive survey

and file its report within a period of four months on consideration whereof, if necessary,

further directions can be issued.

In W.P.(C) No.441 of 2005:

List after four weeks.

In the meantime, the State shall try to resolve the remaining issue of providing land of about 200 metres.

(N. Annapurna)

Court Master

(V.P. Tyagi)

Asstt. Registrar