

Court No. 12

Item No. 51

SECTION XII

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITIONS FOR SPECIAL LEAVE TO APPEAL(CIVIL) Nos. 23633-23634 OF 2010

AND

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL) No. 26608 OF 2011

WITH

INTERLOCUTORY APPLICATION NOS. 1 AND 2

(Applications for condonation of delay in filing and re-filing the Special Leave Petition)

Vellore District Environment

Monitoring Committee etc.

...Petitioners

versus

The District Colector,

Velore District & Ors. Etc.

...Respondents

OFFICE REPORT

The matter above mentioned was listed before the Hon'ble Court on 26th November, 2013, when the Court was pleased to pass the following order:-

“At the commencement of hearing, Shri T. Mohan, learned counsel for the petitioner in S.L.P.(C) Nos.23633-23634 of 2010 requests that his client may be permitted to withdraw affidavit dated 22.11.2013 by Shri N. Gajapathy claimed to be representative of the petitioner.

The request of the counsel is accepted and the affidavit is allowed to be withdrawn.

Arguments heard.

...2/-

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In the affidavit filed on behalf of the Tamil Nadu Pollution Control Board on 14.09.2013, a statement has been made in paragraph 7 that SIPCOT CIDCO Phase-II common effluent treatment plant was closed on 12.8.2013 because it was discharging effluents and as a result of that 18 industries are not operating. It has also been stated that out of remaining 6 CETPs, there were complaints regarding intermittent discharge of effluent leading to the issue of directions dated 13.9.2013 and 14.9.2013 by the Board to the industries to reduce the effluent generation and corresponding production so that zero discharge is achieved.

Unfortunately, neither party has placed before the Court any material to show whether the two orders passed by the Tamil Nadu Pollution Control Board have been complied with. They have also not disclosed as to what is the present status of discharge of effluent in river Palar.

We, therefore, direct Tamil Nadu Pollution Control Board to file an additional affidavit within three days disclosing the present state of discharge of effluent by the tanneries either

It is submitted that pursuant to above quoted order, Mr. B. Balaji, Advocate has on 2nd December, 2013 filed supplementary affidavit on behalf of Respondent No. 5 i.e. The Chief Secretary, Government of Tamil Nadu in SLP(C) Nos. 23633-23634 of 2010 and copy of the same is circulated herewith.

It is further submitted that Mr. B. Balaji, Advocate has on 29th November, 2013 filed affidavit with regard to the current status filed by the Respondent No. 2 – Tamil Nadu Pollution Control Board in SLP(C) Nos. 23633-23634 of 2010 and copy of the same is circulated herewith.

It is further submitted that M/s. Mitter & Mitter Co., Advocates for the petitioner has on 9th December, 2013 filed affidavit in response to the affidavit filed by Respondent No. 2 and supplementary affidavit filed by Respondent No. 5 and copy of the same is circulated herewith.

Service of notice is complete in both the above mentioned matters.

The matters alongwith applications above mentioned are listed before the Hon'ble Court with this office report.

Dated this, the 3rd day of January, 2014.

ASSISTANT REGISTRAR

COPY TO: M/s. Mitter & Mitter Co., Advocates
Mr. B. Balaji, Advocate

Mr. Shakil Ahmed Syed, Advocate

Mr. Gautam Narayan, Advocate

Mr. Ashok Panigrahi, Advocate

Mr. Pradeep Mishra, Advocate

ASSISTANT REGISTRAR

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