

D#  
ITEM NO.1

COURT NO.2

SECTION XII

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

Petition(s) for Special Leave to Appeal (Civil) No(s).23633-23634/2010

(From the judgement and order dated 28/01/2010 in WP No.8335/2008,WP No.19017/2009 of The HIGH COURT OF MADRAS)

VELLORE DIST.ENVIRONMENT MONTNG.COMMITEE

Petitioner(s)

VERSUS

DISTRICT COLLECTOR & ORS.

Respondent(s)

(With appln(s) for exemption from filing O.T.,permission to place addl. documents on record and office report )

WITH SLP(C) NO. 26608 of 2011

(With appln(s) for c/delay in filing SLP and c/delay in refiling SLP and permission to place additional documents on record and office report)

Date: 26/11/2013 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI

HON'BLE MR. JUSTICE C. NAGAPPAN

For Petitioner(s) Mr. T.Mohan, Adv.  
in SLP 23633-34/2010 Mr. Amit Gupta, Adv.

For Petitioner(s) Mr. G. Rajagopalan, Sr. Adv.  
in SLP 26608/2011 Mr. Shakil Ahmed Syed, Adv.

For Respondent(s) Mr. Subramonium Prasad, AAG  
Mr. B.Balaji,Adv.  
Mr. Rajeev Dalal, Adv.  
Mr. R.Rakesh Sharma, Adv.

Mr. G. Rajagopalan, Sr. Adv.  
Mr. Shakil Ahmed Syed, Adv.

Mr. Ashok Panigrahi ,Adv  
Mr. Santosh Kumar, Adv.  
Mr. Surajit Bhaduri, Adv.

Mr. Gautam Narayan, Adv.  
Mr. Mubashir Mushtaq, Adv.

Mr. M.C.Mehta, Adv.  
Mr. Rahul Shukla, Adv.

UPON hearing counsel the Court made the following  
O R D E R

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The request of the counsel is accepted and the affidavit is allowed to be withdrawn.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

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 individually or through CETPs established after the judgment of this Court in Vellore Citizens Welfare Forum v. Union of India and others (1996) 5 SCC 647.

The Government of Tamil Nadu should also file an affidavit within three days incorporating the latest status of the disbursement of compensation determined by the authority constituted pursuant to the directions given by this Court.

List the cases on 02.12.2013.

| (Parveen Kr.Chawla)

| Court Master

| | (Phoolan Wati Arora)

| | Court Master