

**BEFORE THE NATIONAL GREEN TRIBUNAL,
PRINCIPAL BENCH, NEW DELHI**

Original Application No. 524 of 2015

IN THE MATTER OF :

**Kisan Sahakari Chini Mills Limited
(In Krishan Kant Singh Case)**

Vs.

U.P. Pollution Control Board & Ors.

CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE RAGHUVENDRA S. RATHORE, JUDICIAL MEMBER
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER
HON'BLE MR. RANJAN CHATTERJEE, EXPERT MEMBER

Applicant : Ms. Meera Gopal, Adv.
Respondent No. 1 : Mr. Pradeep Misra and Mr. Daleep Kumar Dhyani, Advs.
Respondent No. 2 : Mr. Raj Kumar, Adv. with Mr. Bhupendra Kumar, LA, CPCB
: Mr. B.V. Niren, Adv. for CGWA

Date and Remarks	Orders of the Tribunal
<p style="text-align: center;">Item No. 02</p> <p style="text-align: center;">September 07, 2016 A & SS</p>	<p>Learned counsel appearing for the Uttar Pradesh Pollution Control Board the has filed the Joint inspection report in relation to the Applicant- industry. In the inspection report it has been stated that the Unit is non-compliant and polluting. The following comments have been made by the joint inspection team:-</p> <ol style="list-style-type: none">1. <i>"The unit is engaged in production of sugar with sugar cane crushing capacity of 2500 TCD. During inspection, unit was in operation. As informed by the unit representative, unit has started cane crushing for the current cane crushing season (2015-16) from 15.12.2015.</i>2. <i>The unit is meeting its fresh water requirement through two tube wells. Water meter is not installed at tube wells. The unit has not obtained permission from Central Ground Water Authority for the ground water abstraction.</i>3. <i>The unit has Water consent, which was valid upto 31.12.2014. As reported, no air consent is granted since commissioning of the unit.</i>4. <i>The unit has Effluent Treatment Plant (ETP), which comprises of following units:</i><ul style="list-style-type: none">• <i>Effluent Collection Sump,</i>• <i>Primary Clarifier,</i>• <i>Aeration Tank,</i>• <i>Secondary Clarifier,</i>• <i>Sludge Drying Beds</i>5. <i>During inspection, ETP was in operation. Sample was collected from bypass drain. Analysis results are</i>

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presented below:

S. No.	Location of Sampling	Parameters						
		pH	SS (mg/l)	BOD (mg/l)	COD (mg/l)	Oil & Grease (mg/l)	MLSS (mg/l)	MLVSS (mg/l)
01.	Inlet of ETP	4.96	203	2106	3661	-	-	-
02.	Aeration Tank	-	-	-	-	-	1717	1533
03.	Outlet of ETP	7.48	52.8	53.7	132	Bdl	-	-
Standards as per GSR 35(E) dated 14.01.2016 for disposal in surface water		5.5-8.5	30	30	-	10	-	-

6. It is evident from the results that unit is not complying with the stipulated norms of effluent discharged in surface water in terms of BOD and SS parameters. MLSS and MLVSS is also not satisfactory, it indicate poor operation of ETP.
7. Treated effluent from ETP is discharged into Nakati Nala after traversing approx. 04 km. The Nakati nala meets River Tamsa after traversing approx. 18 km. Tamsa River ultimately meets River Ganga.
8. The launder of the Primary and Secondary Clarifier was not leveled. The effluent collection sump was also filled with the sludge.
9. The unit has three fixed aerators in the aeration tank. During inspection, one of the aerator was not in operation.
10. During inspection, it was observed that unit has a bypass drain before ETP and it was temporary closed.
11. The unit has installed V-notch at the inlet of ETP, which was not proper. No flow measuring device was installed at the outlet of ETP.
12. The unit should install flow measuring device at the inlet and outlet of ETP and maintain proper log book.
13. The unit should established environmental lab for the analysis of required environmental parameters.
14. The unit should strictly comply with the new standards notified for sugar industry such as notified standards for effluent disposal, waste water conservation and pollution control management.”

The only prayer in the Application was to pass an order permitting the industry to operate. In the view of the inspection afore – referred an order permitting the industry to operate cannot be passed. Consequently, we dispose of this Application with the direction to the Applicant – industry not to operate till the time it has complied with all the deficiencies pointed out in the inspection report and obtains consent to operate from the Board, which will be subject to orders of the Tribunal.

	<p>Item No. 02</p> <p>September 07, 2016</p>	<p>Accordingly, Original Application No. 524 of 2016 stands disposed of, without any order as to costs.</p> <p>.....,CP (Swatanter Kumar)</p> <p>.....,JM (Raghuvendra S. Rathore)</p> <p>.....,EM (B.S. Sajwan)</p> <p>.....,EM (Ranjan Chatterjee)</p>
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