

Goodyear India Limited

Corporate Office :

1st Floor, ABW Elegance Tower
Plot No. 8, Commercial Centre
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gyi_info@goodyear.com

website

www.goodyear.co.in

GOODYEAR

SO - 1735
November 15, 2017

The Department of Corporate Services
BSE Limited
Phiroze Jeejeebhoy Towers,
Dalal Street,
Mumbai-400001

Dear Sir,

Ref: Scrip Code: 500168

Sub: Disclosure under Regulation 30 of SEBI (Listing Obligations and Disclosure Requirements) Regulations, 2015

Further to our letter dated November 10, 2017 (*Copy annexed as Annexure-1*), and pursuant to Regulation 30 of the SEBI (Listing Obligations and Disclosure Requirements) Regulations, 2015. We hereby intimate that National Green Tribunal (NGT), Principal Bench, New Delhi passed an order dated November 14, 2017 (*Copy annexed as Annexure-2*) and directed that the industries whose emissions are within the prescribed parameters and which are non-operating and compliant to the orders of consent issued to them can be permitted to operate.

The emissions from the Company's plant are within the prescribed parameters and the company is compliant with consent to operate issued to it. Accordingly, pursuant to the order of the NGT dated November 14, 2017, Company has re-started its plant situated in Ballabgarh (Haryana) w.e.f November 14, 2017 late evening.

Please acknowledge the receipt of this letter and update your records accordingly.

Thanking you,

Yours very truly,

For Goodyear India Limited


Pankaj Gupta
Company Secretary

CC:

Central Depository Services (India) Limited
17th Floor, P J Towers, Dalal Street, Fort,
Mumbai-400 001

National Securities Depository Limited,
4th Floor, 'A' Wing,
Trade World, Kamala Mills Compound,
Senapati Bapat Marg, Lower Parel,
Mumbai -400013

ONE TEAM

No contract is valid unless signed by a duly authorised officer of the company
Regd. Office : Mathura Road, Ballabgarh, (Dist. Faridabad) - 121004, Haryana
CIN : L25111HR1961PLC008578



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GOODYEAR

Annexure-1

SO - 1731

November 10, 2017

The Department of Corporate Services
BSE Limited

Phiroze Jeejeebhoy Towers,
Dalal Street,
Mumbai - 400 001

Dear Sir,

Ref: Scrip Code: 500168

Sub: Disclosure under Regulation 30 of SEBI (Listing Obligations and Disclosure Requirements) Regulations, 2015

Pursuant to Regulation 30 of the SEBI (Listing Obligations and Disclosure Requirements) Regulations, 2015, we hereby intimate that National Green Tribunal (NGT) Principal Bench, New Delhi passed an Order dated November 9, 2017 (Copy annexed as Annexure-1) pertaining to the rising pollution levels in NCR region and thereafter a "Public Notice" was issued by the Regional Office, Ballabgarh Region, Haryana State Pollution Control Board dated November 10, 2017 (Copy annexed as Annexure-2).

As per the aforesaid NGT Order and Public Notice "All the industrial activity in NCR of Delhi which releases emission would also not be carried till the next date of hearing" i.e. November 14, 2017. Since our manufacturing plant is situated in NCR of Delhi i.e. Ballabgarh (Haryana) and we need boiler operations to manufacture our products, therefore, we are shutting down our plant in compliance of the directive issued by NGT effective today i.e. November 10, 2017 till further instructions and directions, as applicable.

Submitted for your kind information.

Thanking you,

Yours very truly,

For Goodyear India Limited


Pankaj Gupta
Company Secretary

CC:

Central Depository Services (India) Limited
17th Floor, P J Towers, Dalal Street, Fort,
Mumbai - 400 001

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4th Floor, 'A' Wing,
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Senapati Bapat Marg, Lower Parel,
Mumbai - 400 013



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Regd. Office : Mathura Road, Ballabgarh, (Dist. Faridabad) - 121004, Haryana
CIN : L25111HR1961PLC008578

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

Original Application No. 21/2014

(M.A. No. 828/2017, M.A. No. 829/2017, M.A. No. 889/2017, M.A. No. 1177/2017, M.A. No. 1314/2017, 1341/2017, 1342/2017, 1343/2017, 1344/2017, 1345/2017, 1346/2017, 1347/2017, 1348/2017, 1349/2017, 1350/2017, 1351/2017, 1356/2017, 1357/2017 & M.A. No. 1358/2017 and M.A. No. 1324 of 2017, M.A. No. 1325 of 2017 and M.A. No. 1332 of 2017)

And

**Original Application No. 95/2014
(M.A. No. 1156 of 2016)**

And

Original Application No. 303/2015

And

Original Application No. 609 /2016

And

Original Application No. 179 of 2016

IN THE MATTER OF:

Vardhaman Kaushik Vs. Union of India & Ors.

And

Sanjay Kulshrestha Vs. Union of India & Ors.

And

Supreme Court Women Lawyers Association Vs. Union of India & Ors.

And

Diya Kapur & Ors. Vs. Union of India & Ors.

And

Mahendra Pandey Vs. Govt. of NCT of Delhi & Ors.

**CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE DR. JUSTICE JAWAD RAHIM, JUDICIAL MEMBER
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER**

Present: Applicant :

Ms. Upama Bhattacharjee and MR. Saumitra Jaiswal, Advs. for Mr. Sanjay Upadhyay, Adv.
Ms. Divya Kapur and Ms. Shqel Trehan and Mr. Ruhabh Sharma Adv.
Mr. Vijay Sondhi, Ms. Cauvery Birbal and Mr. Sarvajeet Kumar Thakur, Adv. for Toyota
Mr. Narender Pal Singh, Adv. with Mr. Dinesh Jindal, LO for Delhi Pollution Control Committee
Ms. Priyam Mehta, Adv. in M.A. 1291 of 2017
Mr. Sumeer Sodhi, Mr. Arjun Nanda Adv. in M.A. 1301 OF 2017
Mr. Dinesh Kumar Garg, Adv. and Mr. Deepak Mishra, Adv. for State of Uttarakhand
Mr. Raman Yadav, Adv. for GDA
Mr. Amit Agarwal, Ms Asha Basu, Adv. for WBPCB
Mr. Shuvodeep Roy and Mr. Sayooj Mohandas, Adv. for State of Assam
Mr. V. K. Shukla, Adv and Mr. Vijay Laxmi, Adv for State of M.P.
Mr. Ajay Marwah for HPPCB
Mr. D. K. Thakur, Adv
Mr. Pradeep Mishra and Mr. Daleep Dhyani, Adv for UPPCB
Mr. Gaurav Dubey, Adv. in M.A. No. 1324, 1325 & 1332
Mr. Rajesh Bhardwaj, Adv. in M.A. No. 1332/2017
Mr. Sapam B. Meitei and Mr. Naresh Kumar Gaur, Adv.
Mr. Vibhav Misra, Ms. Saumya Misra and Mr. Yashveer Singh, Adv. for DTC
Mr. Shashank Bajpai and Mr. Shakun S. Shakla, Adv.
Mr. Kamaljeet Singh, Adv.
Mr. Devraj Ashok, Adv.

Mr. Guntur Prabhakar and Mr. Guntur Pramod Kumar and Mr. Prashant Mathur, Advs.
 Mr. Raja Chatterjee, Mr. Chanchal Kr. Ganguli, Advs. for State of West Bengal
 Mr. Atul Jha, Adv. for State of Chhattisgarh
 Mr. Rajkumar, Adv with Mr. Bhupender L.A for CPCB
 Mr. Shubham Bhalla and Ms. Roopam Rai, Advs.
 Mr. Soumyajit Pani and Mr. Chittaranjan Singh, Advs.
 Mr. Jayesh Gaurav, Adv. for JSPCB
 Mr. Gaurav Dubey, Adv. in M.A.
 Mr. Anil Grover, AAG & Mr. Rahul Khurana , Adv. for HSPCB, MCG, MCF & HUDA
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 Mr. Ravindra Kumar Adv. for NOIDA & Greater NOIDA
 Ms. Sakshi Popli, Adv. for NDMC
 Mr. Rakesh Sharma and Mr. V. Mowli, Advs. for State of TN and TNPCB
 Mr. Gopal Singh, Mr. Rituraj Biswas & Mr. Kumar Milind, Advs. for State of Tripura
 Mr. Anil Shrivastav, and Ms. Sujaya Bardhan and Mr. Rituraj Biswas, Advs.
 Mr. Raj Kumar, Adv. with Mr. Bhupender Kumar, LA for Central Pollution Control Board
 Mr. Mukesh Verma and Mr. Pawan Kr. Shukla, Advs.
 Mr. Mukul Singh, Adv. for Ministry of Environment, Forest and Climate Change
 Mr. Parminder Chauhan Adv.
 Mr. Tarunvir Singh Khehar and Ms. Guneet Khehar, Mr. Sandeepn Mishra, Advs. for GNCTD
 Mr. Rajiv Bansal, Sr. Adv., Ms. Kanika Singhal and Ms. Vasudha Trivedi Mr. Kush Sharma and Mr. Lalit Mohan, Advs for Delhi Development Authority
 Mr. Archit Sharma, Ms. Satamita Ghosh and Mr. Rahul Singhal, Advs.
 Ms. Aruna Mathur, Mr. Avneesh Arputham and Ms. Anuradha Arputham, , and Ms. Simran Jeet, Advs. For State of Sikkim & Pollution Control Board
 Dr. Abhishek Atrey, Adv. for Ministry of Environment, Forest and Climate Change
 Ms. Yogmaya Agnihotri, Adv. and Ms. Prity, Adv. for CECB
 Mr. Arun Monga, Adv.
 Mr. Aman Shukla and Mr. S. S. Rebello, Advs.
 Mr. Abhimanyu Garg and Ms. Preety Makkar, Advs.
 Mr. Anchit Sharma, Mr. Satumita Ghosh and Mr. Dipankar Wadhwa, Advs.
 Mr. Om Prakash, Adv.
 Mr. Nishe Rajen Shonker, Adv. for State of Kerala.
 Mr. Jogy Scaria, Adv., Ms. Beena Victor, Mr. Reeghan S. Bal, Ms. Mrianda Solaman Advs. for Kerala State Pollution Control Board
 Mr. Edward Belho, AAG, K. Luikang Michael and Ms. Ms. Hoineithiam Advs. For Nagaland.
 Ms. Priyanka Swami, Adv. for Ghaziabad Nagar Nigam.
 Mr. Gautam Singh, Mr. Rudreshwar Singh Advs. for BSPCB
 Mr. Gautam Singh and Mr. Sohoab Alam, Advs. for State of Bihar
 Mr. Balendu Shekhar, Adv., Mr. Sriansh Prakash, Mr. R.K. Maurya and Mr. Ravi Gopal, Advs. for EDMC
 Mr. S.A. Zaidi and Ms. Mansi Chahal, Advs. in M.A.
 Mr. Debarshi Bhuyan Adv.
 Ms. Rani Chhabra, Ms. Priyanka Soni, Advs. in MAS
 Mr. Shiv Mangal Sharma (AAG), Ms. Shikha Sandhu & Mr. Saurabh Rajpal, Advs. for State of Rajasthan and RSPCB
 Mr. K.V. Jagdishvaran, Mr. Bhupesh Narula & G Indira, Advs. for UT of Admanan and Nicobar Administration
 Ms. Priyanka Sinha, Adv. for State of Jharkhand
 Dr. Sandeep Singh, Adv., Mr. Utkarsh Sharma and Mr. Vinay Pal, Adv. for State of Uttar Pradesh
 Mr. Nikhil Singhvi, Mr. Arjun Syal and Mr. Mohit Seth, Advs.
 Mr. D. Rajeshwar Rao, Adv.
 Mr. Gaurav Dubey, Adv. in MA 1289, 1324 and 1325
 Mr. Rajul Shrivastav, Adv.

Ms. Alpana Poddar and Mrs. Preeti Goyal, Advs.
 Ms. Puja Kalra, Adv.
 MS. Shruti Munjal and Mr. Ankur Chhibber, Advs.
 MR. Rishabh Sharma, Mr. Nitish NEgi, Adv. and Mr.
 Nawani, Assisand Engineer
 Mr. Rajneesh Bhuj, Mr. Raj Kishan Gaur, Mr. Rahul
 Sharma and Mr. Tarun Aggarwal, Advs.
 Mr. Preet Pal Singh and Ms. Priyam Mehta, Advs.

	Date and Remarks	Orders of the Tribunal
	<p>Item No. 53-57</p> <p>November 09, 2017</p>	<p>The Supreme Court of India has declared right to decent and clean environment as a fundamental right within the ambit and scope of Article 21 of the Constitution of India. The Legislature enacted the laws for protection of environment and natural resources. The Constitution of India in terms of Article 47 (A) and 15 (A) (g) read with Article 21 mandated the State to protect the environment imposed and fundament duty upon the citizens to protect the environment and the natural resources and the judiciary to ensure the protection of the fundamental rights granted to the citizens of India. That is the stature provided to protection of environment and ecology of natural resources in our country.</p> <p>The right to life has been infringed with impunity by the persons, Authorities and States upon whom lay Constitutional and statutory obligations to provide decent and clean environment to the public at large particularly in relation to breathing of clean air and drinking of clean water.</p> <p>The Central Pollution Control Board has provided monitoring stations in various parts of NCT of Delhi, the analysis reports clearly show persistent hazardous ambient air quality not only in NCT of Delhi but even in NCR of Delhi and other parts of the country. The PM₁₀ value is analyzed which shows 986 micro grams per cubic meter against the prescribed value of 100 micro grams per</p>

	<p>cubic meter on 08.11.2017. The PM_{2.5} for the same date is analyzed 425 micro grams per cubic meter against the prescribed value of 60 micro grams per cubic meter. For today PM₁₀ value is declared to be 1136 micro grams per cubic meter against the prescribed value 100 micro grams per cubic meter and PM_{2.5} is 760 micro grams per cubic meter against the prescribed value of 60 micro grams per cubic meter as per Delhi Pollution Control Committee. It is undisputable and infact has been exhibited on various platforms including display sites of Central Pollution Control Board and Delhi Pollution Control Committee where the value of PM₁₀ and PM_{2.5} is in flagrant violation to the prescribed value. The Central Pollution Control Board has reported the pollution levels in Delhi around hazards or severe air pollution category. This has been a continuous state of affairs for the last more than 7 to 10 days. It is surprising that samples collected by the Central Pollution Control Board and Delhi Pollution Control Committee and other State Boards have not even bothered to test all the 8 parameters. Some of them claim that they have tested parameters but, however, none of the display board displays these parameters. The components are of very serious nature like SO₂, NO₂, CO and Ozone included in the ambient parameters. These can have very serious impacts on the human health if they are found to be in excess in the ambient air quality. The Boards shall provide the analysis report to the Tribunal consisting of all the 12 parameters on the next date of hearing.</p> <p>We have no hesitation in observing that all the</p>
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		<p>concerned Government and stake holders and its departments have failed to perform their statutory function to provide decent and clean environment to the people living in NCR. Holding meeting and writing letters and shifting the blame to each other for non-performance and non- cooperation can hardly be an excuse for meeting such environmental emergency. No party, statutory bodies or even the citizens can be a mere spectators to such environmental crisis and there has to be concerted effort in discharging of constitutional and statutory duty by all concerned to ensure that the people do not suffer from health hazards because of non-performance from the concerned quarters.</p> <p>The doctrine of preventive and precautionary principle with greater emphasis on inter generational equity has been violated, ignored at every relevant stages. The Tribunal had passed a detailed judgment in the case of Vardhman Kaushik on 10th November, 2016 and had clearly postulated the steps that were required to be taken on long term and short term basis keeping in view the precautionary principle to ensure that the ill-effects and adverse impact of polluted ambient air quality in the previous year is not repeated in the year 2017. However, this remains un-executed and non-complied. The judgment has been complied with only in default. The Central Pollution Control Board is stated to had issued some directions on 01st November, 2017 where in terms of Section 5 of Environment (Protection) Act, 1986 and in the face of these directions it is specifically noted that the field visits in September and October, 2017 and large incidents</p>
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	<p>of open dumping of waste, traffic congestion, open burning, construction activity with adequate dust control measures, open dumping of C&D waste, storage of construction material was observed, various deficiencies or inadequacies were noticed by the Board. The Board itself has failed to perform its function and issue timely and appropriate directions in exercise of its statutory power.</p> <p>We find not even an single plausible explanation as to why the directions contained in the judgment had not been obeyed and carried out by concerned authorities/stake holders. The fundamental rights particularly which relates to right to life cannot be subjected to economic limitation. More often than not, the Supreme Court has held that the normally economic limitations cannot be raised as a defence to fundamental right particularly right to life. We are informed that certain directions have been issued by the administration which certainly are not adequate and they do not comply with the judgment of the Tribunal despite the fact that the matter was kept pending and various applications have been filed for different purposes. There is no Authority who is able to show the effective compliance of the directions contained in the judgment, coupled with the above situation and apparent non-cooperation and non-coordination amongst the various wings of the States and its instrumentalities. We hereby pass the following directions:-1</p> <ol style="list-style-type: none"> 1. All the construction (structural) activity of any kind in the entire NCR is hereby prohibited and will not
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		<p>be carried on by any person, private or Government Authority in the entire NCR till the next date of hearing. However, the internal finishing and interior work (causing no dust whatsoever) where no construction material is used can be carried on.</p> <p>2. For the days when the construction activity remains prohibited the labourer shall not be denied of their daily wages and labourer would be paid their daily wages and would not be adversely affected by the order of the Tribunal.</p> <p>3. All the industrial activity in NCR of Delhi which releases emission would also not be carried till the next date of hearing.</p> <p>4. All the Corporations, Delhi Development Authority, Public Health and Environment Department of NCT of Delhi shall constitute teams of its Officers/officials who will visit different areas under their respective jurisdiction and ensure that there is not burning of waste or any material in any part of NCR and to ensure compliance of these directions. This will equally apply to the areas and the Authorities having jurisdiction over the NOIDA, Greater NOIDA, Ghaziabad, Sonipat, Gurgaon, Faridabad, Palwal, Bahadur Garh and Manesar.</p> <p>5. These teams shall also inspect if there are any construction material particularly cement, sand and bajjari lying in the open un-covered and un-protected and the same shall be seized by the Corporation besides requiring the owner builder to pay environmental compensation in terms of the</p>
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		<p>judgment dated 10.11.2016.</p> <p>6. If there are any brick klin or hot mix plants operating in any part of the NCR the same shall be shut down and will not be permitted to operate till the next date of hearing.</p> <p>7. The Central Pollution Control Board, Uttar Pradesh Pollution Control Board, Haryana Pollution Control Board, Punjab Pollution Control Board, Rajasthan Pollution Control Board and Delhi Pollution Control Committee shall maintain due records of ambient air quality in the areas falling under their jurisdiction being part of NCR.</p> <p>8. We direct that there should be sprinkling of water where the PM₁₀ (ambient air quality) is found to be in excess 700 micro grams per cubic meter. The sprinkling of water would be done through helicopters or by the fire brigade in each District of NCT of Delhi.</p> <p>9. There should be regular cleaning of road (by manually preferably vacuum cleaners) particularly and sprinkling of water so that the particulate matters do not again rise to the air.</p> <p>10. We direct the NCT of Delhi and all the Authorities to ensure that the petrol vehicles which are more than 15 years of age and diesel vehicles which are 10 year old are not permitted to ply on the roads. The Authorities must seize such vehicles and they should be parked on the identified sites which sites should be identified by the Authorities as a temporary site for the purposes of parking by</p>
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		<p>tomorrow that is 10th November, 2017. No trucks, tractor and tractor trollys from outside station or within the NCR would be permitted to transport any construction material particularly sand, cement and bajjari till the next date of hearing. This will in addition to the directions already passed by the NCT of Delhi for Delhi.</p> <p>11. No construction activity would be carried out and no digging would be done even on the roads/highways or constructions sites.</p> <p>12. No fuel of waste, wood petcoke or any other would be used for purposes of heating bitumen for metalling roads or otherwise.</p> <p>13. The States of Uttar Pradesh, Punjab, Haryana, Rajasthan would ensure that there is no crop residue burning in any part of their States and Government should provide due incentives to the farmers for removal, carrying and utilization of the crop residue providing some benefits to the farmers. The directions contained in the judgment in that behalf in the case of Vikarnt Tongad Vs. Union India shall be complied by all these States. We are informed that the Badarpur Thermal Power Plant has been lying closed for carrying out certain improvement in the plant till March, 18, 2018 under the Orders of the Government.</p> <p>14. GRAP shall be implemented by the all the States that is State of Rajasthan, Punjab, Haryana, Uttar Pradesh and in NCR Region particularly to protect and improved the ambient air quality.</p>
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		<p>15. The NCT of Delhi and all the States Governments in NCR, Local Bodies would submit their action plan in furtherance to the judgment of this Tribunal in the cases Vikrant Tongad Vs. Union of India and Vardhman Kaushik Vs. Union of India within two weeks from today.</p> <p>16. We direct that all the Authorities must comply with the directions of the Tribunal to enhance and encourage the public transportation to reduce car traffic pressure on the roads particularly by implementing the directions in relation to plying of deluxe/ air conditioned destination buses.</p> <p>17. All the Corporation/ Local Authorities would ensure that there is no dust and waste accumulation on the roads or on the walking paths/lanes/service roads.</p> <p>18. By Monday i.e. 13th November, 2017, the Boards must submit the analysis reports and we also direct the concerned Police Authorities to fully cooperate with the Local Authorities of the concerned States to ensure the compliance of this order,</p> <p>We must also notice that judgment dated 10.11.2016 of the Tribunal which deals comprehensively with all the matters relating to the air pollution has attained finality as no one has challenged the same.</p> <p>We direct that all directions contained in the judgment must be implemented strictly and expeditiously by all concerned.</p> <p>List these matters on Tuesday that is 14th</p>
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	<p>November, 2017 when we will consider whether these directions should be vacated or continued for any longer time.</p> <p><u>M.A. No. 1324 of 2017, M.A. No. 1325 of 2017 and M.A. No. 1332 of 2017.</u></p> <p>All these applications are allowed subject to the conditions contained in our detailed order dated 13th October, 2017.</p> <p>Thus the M.A. No. 1324 of 2017, M.A. No. 1325 of 2017 and M.A. No. 1332 of 2017 stand disposed of with no order as to cost.</p> <p>.....,CP (Swatanter Kumar)</p> <p>.....,JM (Dr. Jawad Rahim)</p> <p>.....,EM (Bikram Singh Sajwan)</p>
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Regional Office, Ballabgarh Region
Haryana State Pollution Control Board
Near Hewo Apartment, Sector -16A, Faridabad
Website - www.hspcb.gov.in E-Mail -
hspcbrobr@gmail.com
Contact No. 0129-2225314



No. HSPCB/BR/2017/ 525

Dated: 10/11/17

PUBLIC NOTICE

The Hon'ble National Green Tribunal, New Delhi in original application No. 21/2014 titled as Vardhaman Kaushik Vs Union of India & Ors. Vide order dated 9.11.2017 imposed a ban on all the industrial activity in NCR of Delhi which releases emission till the next date of hearing i.e. 14th November, 2017.

In compliance of the above orders, all the industrial units in Faridabad & Palwal District of Haryana are directed not to carry out the industrial activity which releases emissions. Non-compliance of these orders will attract prosecution proceedings under the Environmental Laws besides issuance of closure order under section 31-A of the Air (Prevention & Control of Pollution) Act, 1981 against the violators.

Vijay
10/11/2017

Vijay Chaudhary
Regional Officer
Haryana State Pollution Control Board
Ballabgarh Region.

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

Original Application No. 21/2014

(M.A. No. 828/2017, M.A. No. 829/2017, M.A. No. 889/2017, M.A. No. 1177/2017, M.A. No. 1314/2017, 1341/2017, 1342/2017, 1343/2017, 1344/2017, 1345/2017, 1346/2017, 1347/2017, 1348/2017, 1349/2017, 1350/2017, 1351/2017, 1356/2017, 1357/2017, M.A. No. 1358/2017, M.A. No. 1361 of 2017, M.A. No. 1366 of 2017, M.A. No. 1367 of 2017, M.A. No. 1369 of 2017, M.A. No. 1370 of 2017, M.A. No. 1371 of 2017 and M.A. No. 1372 of 2017)

And

Original Application No. 95/2014

(M.A. No. 1156 of 2016)

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Original Application No. 303/2015

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Original Application No. 609 /2016

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Original Application No. 179 of 2016

IN THE MATTER OF:

Vardhaman Kaushik Vs. Union of India & Ors.

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Mahendra Pandey Vs. Govt. of NCT of Delhi & Ors.

**CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE DR. JUSTICE JAWAD RAHIM, JUDICIAL MEMBER
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER**

Present: Applicant :

Mr. Sanjay Upadhyay Ms. Upama Bhattacharjee and Mr. Saumitra Jaiswal, Advs.
Ms. Divya Kapur and Ms. Shqel Trehan and Mr. Ruhabh Sharma Advs.
Mr. Vijay Sondhi, Ms. Cauvery Birbal and Mr. Sarvajeet Kumar Thakur, Advs. for Toyota
Mr. Narender Pal Singh, Adv. with Mr. Dinesh Jindal, LO for Delhi Pollution Control Committee
Mr. Arjun Syal and Mr. Ishan Bisht, Advs.
Mr. Sumeer Sodhi, Mr. Arjun Nanda Advs. in M.A. 1301 OF 2017
Mr. Dinesh Kumar Garg, Adv. and Mr. Deepak Mishra, Advs. for State of Uttarakhand
Mr. Raman Yadav, Adv. for GDA
Mr. Amit Agarwal, Ms. Asha Basu, Advs. for WBPCB
Mr. Shuvodeep Roy Advs. for State of Assam
Mr. V. K. Shukla, Adv and Mr. Vijay Laxmi, Adv for State of M.P.
Mr. Sumit Kishore, Adv.
Ms. Priyanka Sinha, Adv.
Mr. Gaurav Dubey, Adv.
Mr. Ajay Marwah for HPPCB
Mr. D. K. Thakur, AAG for State of Himachal Pradesh
Mr. Pradeep Mishra and Mr. Daleep Dhyani, Adv for UPPCB
Mr. Vibhav Misra, Ms. Saumya Misra and Mr. Yashveer Singh, Advs. for DTC
Mr. Devraj Ashok, Adv.
Mr. Guntur Prabhakar and Mr. Guntur Pramod Kumar and Mr. Prashant Mathur, Advs.
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 Adv. for State of TN and TNPCB
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 Milind, Adv. for State of Tripura
 Mr. Anil Shrivastav, and Ms. Sujaya Bardhan and Mr.
 Rituraj Biswas, Adv.
 Mr. Raj Kumar, Adv. with Mr. Bhupender Kumar, LA
 for Central Pollution Control Board
 Mr. Mukesh Verma and Mr. Pawan Kr. Shukla, Adv.
 Mr. Mukul Singh, Adv. for Ministry of Environment,
 Forest and Climate Change
 Mr. R.S. Suri, Sr. Adv. and Mr. Varun Khanna, Adv.
 Mr. Tarunvir Singh Khehar and Ms. Guneet Khehar,
 Mr. Sandeepn Mishra, Adv. for GNCTD
 Mr. Rajiv Bansal, Sr. Adv., Ms. Kanika Singhal and
 Ms. Vasudha Trivedi Mr. Kush Sharma and Mr. Lalit
 Mohan, Adv. for Delhi Development Authority
 Mr. Archit Sharma, Ms. Satamita Ghosh and Mr.
 Rahul Singhal, Adv.
 Ms. Aruna Mathur, Mr. Avneesh Arputham and Ms.
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 Ms. Priyanka Swami, Adv. for Ghaziabad Nagar
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 Mr. Gautam Singh and Mr. Sohoeb Alam, Adv. for
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 Mr. Balendu Shekhar, Adv., Mr. Sriansh Prakash, Mr.
 R.K. Maurya and Mr. Ravi Gopal, Adv. for EDMC
 Mr. S.A. Zaidi and Ms. Mansi Chahal, Adv. in M.A.
 Mr. Debarshi Bhuyan Adv.
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 Mr. Saurabh Rajpal, Adv. for State of Rajasthan and
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 Takkar, Adv. for Ambica Steel Ltd.
 Mr. K.V. Jagdishvaran, Mr. Bhupesh Narula & G
 Indira, Adv. for UT of Admanan and Nicobar
 Administration
 Ms. Priyanka Sinha, Adv. for State of Jharkhand
 Dr. Sandeep Singh, Adv., Mr. Utkarsh Sharma and
 Mr. Vinay Pal, Adv. for State of Uttar Pradesh
 Mr. D. Rajeshwar Rao and Mr. Vijay Singh, DCP, Adv.
 Ms. Alpana Poddar and Mrs. Preeti Goyal, Adv.
 Ms. Puja Kalra, Adv.
 MS. Shruti Munjal and Mr. Ankur Chhibber, Adv.
 MR. Rishabh Sharma, Mr. Nitish NEgi, Adv. and Mr.
 Nawani, Assistand Engineer
 Mr. Rajneesh Bhuj, Mr. Raj Kishan Gaur, Mr. Rahul
 Sharma and Mr. Tarun Aggarwal, Adv.

Mr. Tarunvir Singh Khehar, Ms. Guneet Khehar, Mr. Sandeep Mishra Advs.
 Mr. Ajay Kumar Misra, Sr. Adv., Mr. Vandil Misha and Ms. Anuradha D. Mishra, Advs.
 Mr. Y.D. Sharma, Adv.
 MR. Krishna Menon, Mr. Gautam Bhanja and Mr. Daniya Nayyar, Advs.
 Mr. Pinaki Misra, Sr. Adv. and Mr. M.K. Dal, Adv.
 Ms. Pinky Anand, ASG, Mr. Mukesh and MS. Somya Rathore, Advs.

	Date and Remarks	Orders of the Tribunal
	<p>Item No. 52-56</p> <p>November 14, 2017</p> <p>SS & SN</p>	<p><u>M.A. No. 1369 of 2017</u></p> <p>The Learned Counsel appearing for the NCT Delhi prays that he wishes to withdraw this Application, filed for modification of the order of the Tribunal dated 11th November, 2017 with liberty to file a fresh Application.</p> <p>Thus, M.A. No. 1369 of 2017 is disposed of as not pressed with liberty as prayed.</p> <p><u>Main matter</u></p> <p>The Delhi Pollution Control Committee and the Central Pollution Control Board have submitted the values of the parameters of PM₁₀ and PM_{2.5}. All these values are unacceptably high and violate the prescribed values to the hill against the prescribed value of 100 µg/m³. The PM₁₀ is found to be above 1000 in most places. The highest is 1079 µg/m³. The value of PM_{2.5} is found to be in the range of 594 to 802 µg/m³ against the prescribed value of 60 µg/m³. Other parameters are also violative of the prescribed values like SO₂, NO₂ and CO.</p> <p>In light of these hazardous values which are bound to create environmental and health hazards, it is not possible for this Tribunal to vary the order of the Tribunal dated 11th November, 2017 and its Judgment dated 10th November, 2016 at this stage. The Learned Counsel</p>

	<p>Item No. 52-56</p> <p>November 14, 2017</p> <p>SS & SN</p>	<p>appearing for the respective Boards, NCT Delhi and the Ministries are directed to submit analysis reports on the next date of hearing to enable the Tribunal to consider the modification of its earlier orders in accordance with law.</p> <p>We also further direct that the express highway project of Eastern Peripheral Expressway which is being carried on under the order of the Tribunal and the Hon'ble Supreme Court of India and were directed to be expedited would continue subject to Senior most officer of the said NHAI filing an undertaking by tomorrow that they shall fully ensure that there are no dust emission and no pollution is caused by their activity.</p> <p>In the meanwhile, we direct Ministry of Environment, Forest & Climate Change, Ministry of Transport, NCT Delhi, PCBs and all the concerned State Governments in NCR Delhi to fully coordinate and cooperate to control the pollutant in the ambient air quality of NCR Delhi and take all effective steps in accordance with the orders of the Tribunal and in general.</p> <p>We direct that NCT Delhi, all the Corporations and the PCBs shall identify by 4:00 P.M. today the area which is highly polluted in NCT Delhi and other site and would ensure sprinkling of water by using appropriate equipments and if possible even through the helicopter to bring down the particulate matters in the ambient air quality. The values of that area should be recorded by the Boards and the IIT Delhi prior and 4-6 hours thereafter and at such intervals as the Expert may consider appropriate. This direction is necessitated for the facts that it is commonly conceded before us that it is a case of</p>
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	<p>Item No. 52-56</p> <p>November 14, 2017</p> <p>SS & SN</p>	<p>environment and public health emergency.</p> <p>List this matter on 16th November, 2017. Let the copy of this order be sent to all including the Director, IIT Delhi.</p> <p>It is pointed out that large number of Diesel taxis are being permitted to ply in NCT Delhi contrary to the Judgment and directions of the Hon'ble Supreme Court of India. We direct the State Government to look into this aspect and particularly the diesel vehicles which are more than 10 years old must be taken off the road and seized without any further wasting of time. It is pointed out that in our order dated 10th November, 2017, in the last para, there is a typographical error and the word "not" should be added. Ordered accordingly.</p> <p><u>M.A. No. 1370 of 2017</u></p> <p>We further clarify that the industries involved in the manufacturing of essential services, essential commodities and eatables have been exempted from the prohibitory order issued by the Tribunal in regard to carrying on their manufacturing activities.</p> <p>We also direct that the industries whose emissions are within the prescribed parameters and which are non-operating and compliant to the orders of consent issued to them can be permitted to operate by the concerned Boards subject to verification.</p> <p>With the above direction, M.A. No. 1370 of 2017 stand disposed of.</p> <p><u>M.A. No. 1372 of 2017</u></p> <p>This is an Application for impleadment. The</p>
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	<p>Item No. 52-56</p> <p>November 14, 2017</p> <p>SS & SN</p>	<p>Application is allowed subject to just exception.</p> <p>.....,CP (Swatanter Kumar)</p> <p>.....,JM (Dr. Jawad Rahim)</p> <p>.....,EM (Bikram Singh Sajwan)</p>
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