

ORDER SHEET

IN THE LAHORE HIGH COURT, LAHORE
JUDICIAL DEPARTMENT

Case No. W.P No.227807/2018

Haroon Farooq Vs Govt. of the Punjab etc.

S.No.of order/ Proceeding	Date of order/ Proceeding	Order with signature of judge, and that of parties or counsel. where necessary.
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03.12.2020	Mr. Abuzar Salman Khan Niazi, Advocate for the petitioner. Syed Kamal Ali Haider, Advocate for the Commission. Mr. Anis Ali Hashmi, Addl.A.G. Mian Irfan Akram, Advocate for WASA with M.D WASA. Mr. Zahid Sikandar, Asst. Attorney General. Sahibzada Muzaffar Ali and Mr. Amir Saeed Rawn, Advocates for LDA with D.G. LDA. Mr. M. Azhar Siddique, Advocate for applicant.
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The learned A.A.G states that the funds for construction of Data Darbar ablution tank have been released and it is likely to be completed soon. The Director PDMA appeared and states that teams were constituted for making a survey as directed by this Court on the last date of hearing. It was indeed found that violations were being made by the farmers in respect of stubble burning. The team touched base with the Deputy Commissioner as well as D.P.O of districts Khanewal and Nankana Sahib etc. and were apprised that FIRs have been registered against the persons involved in stubble burning and some of them had also been arrested. However, since the offence was bailable, it was difficult to create a permanent deterrence to the people of these areas to restrain them from stubble burning. It seems that the

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registration of FIRs is not enough and it would be appropriate that further deterrence be created to dispel the people to indulging stubble burning which is rampant during this month and which seriously contributes to smog. For the purpose, it is directed that a fine of Rs.50,000/- shall be imposed on any person caught in the act of stubble burning. This shall be imposed by the Deputy Commissioner of the concerned district and shall be deposited in the account maintained with the PDMA and shall be utilized for the purposes of the activities and official business being carried out by PDMA. This shall be conveyed by the Director PDMA as well as A.A.G to the D.Cs of the districts of Punjab for compliance.

2. Learned counsel for the Commission has filed report No.76 in respect of the directions issued by this Court. It has been stated in the report that at least 1200 more brick kilns have been converted to zigzag technology. A large number of brick kilns have been sealed which were operating on old technology. The number of smoke emitting vehicles which were challaned have also been given in the report and a substantial amount of fine has been recovered and 1108 vehicles were impounded during the operation.

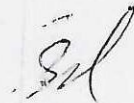
3. Also the learned counsel for the Commission submits that further funds are required for

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completion of Lawrence Road water reservoir project. Learned A.A.G shall seek instructions from the Secretary Finance regarding this project on the next date of hearing.

4. Mr. Sheraz Zaka, Advocate has appeared in one of the connected petitions and states that there were a number of sugar industries set up in the area of Sargodha/ Bhalwal which were contributing to pollution of the groundwater aquifer by injecting the affluent directly into the ground. The D.G E.P.A shall depute a team of officers to visit these industries and to file a report within fifteen days.

5. To come up for further proceedings on 10.12.2020.


(S.I.D. KARIM)
JUDGE

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Rafiqat Ali

ATTENDED

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