

ORDER SHEET**IN THE LAHORE HIGH COURT LAHORE
JUDICIAL DEPARTMENT****Case No. W.P. No.227807 of 2018****Haroon Farooq****Versus****Government of 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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02.12.2022M/s. Syed Kamal Ali Haider and Hina Hafeezullah Ishaq,
Advocates/Members of the Judicial Water Commission.

Mr. Zain Sheikh, Advocate for the petitioner.

M/s. Muhammad Azhar Siddique, Talaat Farooq Sh. and
M. Yasin Hatif, Advocates for the petitioners in connected
petitions.Mr. Tipu Salman Makhdoom, Addl. Advocate General,
Punjab along with Dr. Assad Malhi, CTO Lahore, Nawaz
Manik, Director (Law) EPA, Ali Ejaz, DD EPA, Shahzad
Khan, SPP City Traffic, Shahid Anjum Minhas, Chief
Town Planner, LDA and Umer Hayat, Law Officer,
Fayyaz Ahmad Mohal DC Kasur, Maham Asif Malik
ADCR Kasur and Tahreen Rana AC Kasur.

Mr. Asad Ali Bajwa, Dy. Attorney General.

Sahibzada Muzaffar Ali, Advocate for respondents-LDA.

Mr. Shazib Masud, Advocate for respondent-LCBD.

Mr. Waqar A. Sheikh, Advocate for respondent-PHA.

M/s. Mian Irfan Akram and Mohsin Mumtaz, Advocates
for respondent-WASA.M.A. Ghaffar ul Haq, Advocate for applicant in C.Ms.
No.10 and 11 of 2022.**ATTESTED**
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Report has been filed by the Members of the

Commission. It has been pointed out that a meeting

took place between the Managing Directors of Lahore

Waste Management Company and the Members of the

Commission in which certain matters relating to the

Company were brought under discussion. It is directed

that the Members of the Environmental Protection

Department shall visit sites of the construction of the

projects by the Central Business District and ensure

compliance of the conditions laid down in the EIA.

Learned Members of the Commission have informed

that they had a meeting with the Managing Directors of Expo Centre who has undertaken to reach out to various corporate entities in Lahore for cooperate social responsibility services with regard to the various projects being undertaken by the Commission.

2. The representative of the Environmental Protection Department has undertaken to place before this Court the final draft of the Rules/Regulations providing the following;-

“Actions to be taken against the persons and owners of brick kiln who continue to operate old technology as well as the owners of pyrolysis plants. These rules and regulations shall provide not only imposition of penalties but also demolition of structures of these plants in case of violation as well as registration of criminal cases. The same provision shall be made in the rules regarding industrial units who continue to use substandard fuel which contributes to the environmental pollution.”

3. The Deputy Commissioner Kasur has appeared and has filed a report. He submits that steps are being taken in nine villages in Kasur which suffer from arsenic contamination in schemes which have been started and developed by the PH&E Department Punjab. The case is now pending with the Secretary Housing for provision of funds to get the scheme functional. For the purpose of clean drinking water steps are being taken to ensure that people of the

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villages are supplied with clean drinking water. The Deputy Commissioner Kasur shall write a letter to the Finance Department for provision of funds for upgradation of treatment plants already installed for treatment of effluent of tanneries. At the same time the Environmental Protection Department is directed to take strict actions against the tanneries who are operating without individual plants as this was one of the condition imposed on the tanneries at the time of granting NOC by the Environmental Protection Department. The Environmental Protection Department is directed to initiate strict actions in this regard against the tanneries which are in violation of the terms of NOC. Further progress shall be placed on record by the Deputy Commissioner Kasur.

4. A report has been filed by the Committee constituted to visit the areas surrounding the Ring Road. In the said report nature of industrial units have been mentioned which includes Tyre Pyrolysis as well as other industrial units. It is directed that pursuant to these reports filed by the Committee, necessary actions shall be taken against the owners who are operating in violation of the rules.

5. A report has also been filed on behalf of CTO Lahore which specifically mentions the use of clumps for traffic violators. It also mentions the deployment of patrolling officers during peak hours as

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well as setting up of boards mentioning the amount of fine to be imposed on violators who park their vehicles on main roads.

6. Since the problem of smog does not seem to come under control it is imperative to take strict steps. In this regard, learned Assistant Advocate General is directed to ensure promulgation of notification whereby all private offices and banks shall be directed to ensure two days a week 'work from home' schedules for their personnel and employees. Similarly Education department shall issue a notification to the effect that there will be three days holidays during a week for all public and private schools i.e. Friday, Saturday and Sunday. This shall alleviate to some extent the vehicular pollution which is a major cause of environmental pollution. Similarly, learned Deputy Attorney General on Court's call shall touch base with the Minister of Climate Change of the Federal Government to solicit assistance for dealing with ever increasing smog problem in Lahore and in Punjab generally. It has been informed that this problem has been curtailed to a large extent by the cities of Shanghai and Beijing in China and the Minister shall also make efforts in approaching the authorities of these two cities to seek assistance for controlling smog in Lahore and in Punjab generally. For this purpose, learned Deputy Attorney General shall inform on the

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next date of hearing. Adjourned to 06.12.2022 and the
case shall be taken at 01.30 PM.

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(SHAHID KARIM)
JUDGE

"A.KHOKHAR"

06-12-2022. Presence as above.

Relist on 07-12-2022.

Judge

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