

Before the Kerala State Human Rights Commission
Sitting at Kozhikode

Present : **Shri. K.E. Gangadharan**
Hon'ble Member

HRMP No: 317/09

Petitioner : **Sri. Smt. Sathi.V.V.**
Valiya Vailappil,
Nut Street,
Vadakara.

Respondents :

Order dated 21st June, 2010

The grievance of the petitioner is that her well water is polluted due to the waste water flowing from the nearby hospital. According to the petitioner she had preferred a complaint in this regard before the Vadakara Municipality and they collected water for sampling on 19.11.2008 and sent it to the Regional Laboratory, Kozhikode and according to the report the water is not fit for consumption. It is further stated that the Quality Control Laboratory, Kerala Water Authority, has also given a similar opinion after testing the water.

In the report submitted by the Secretary, Vadakara Municipality, it is stated that an inspection was conducted by the employees of the Health Department and water was collected for sampling. According to the report the Kerala Water Authority certified that 'High iron content and high COD detected. Suspecting intrusive of organic waste. Not fit for drinking'.

On the basis of the report and after hearing the petitioner this Commission vide its order dated 22.04.2009 issued direction to the Secretary Vadakara Municipality to conduct a detailed enquiry by examining the petitioner

and any other witness produced by the petitioner and others who are necessary and during such enquiry the Hospital Authorities will also be given opportunity to put forth their version and thereafter pass appropriate order to see that the water in the well of the petitioner is not polluted by Hospital..

Now the petitioner again approached this Commission stating the same situation is continuing in the place and the municipality has not taken any steps to avoid water pollution. The Commission also visited place and ascertained the present position.

In the above circumstances the earlier petition filed by the petitioner is reopened and issuing the following direction to the Secretary, Vadakara Municipality for urgent compliance.

1) Issue necessary directions to the Hospital Authorities to make alternative arrangement to provide pure and hygienic drinking water to the petitioner and her family within 60 days from the date of this order.

2) If the Hospital authorities is failed in providing alternative arrangement the Municipality is at liberty to cancel the license issued to them.

Copy of the above order may be communicated to the Secretary, Vadakara Municipality the petitioner and Hospital Authorities.

**Sd/-
K.E.Gangadharan
Member.**

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