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

Original Application No. 415 of 2015 (M.A. No. 967 of 2015, M.A. No. 68 of 2016, M.A. No. 341 of 2016 & M. A. No. 1310/2017)

Vivek Kamboj & Anr. Vs. Union of India & Ors.

CORAM: HON'BLE MR. JUSTICE U.D.SALVI, ACTING CHAIRPERSON

HON'BLE DR. NAGIN NANDA, EXPERT MEMBER

**Present:** Applicant: Mr. Rahul Choudhary, Adv.

Respondent Dr. Abhishek Atrey, Adv. For MoEF

Respondent No. 2 & 4-8 Mr. Anil Grover, AAG, Haryana with Mr. Rahul

Khurana and Mr. Sandeep Yadav, Advs.

Mr. Raj Kumar, Adv. with Mr. Bhupender

Kumar, LA, CPCB Mr. B.V. Niren and Mr. Vinayak Gupta, Advs. Mr. Baldev Singh, Adv.

	Mi. Baldev Singii, Adv.	
Date and Remarks	Orders of the Tribunal	
Item No. 12	The present application has been moved for	
January 18, 2018	directions to the respondents to relocate the Bandhwari	
Jg	Solid Waste Plant and landfill site away from the forest	
VALE	and Aravali Hill area in time bound manner.	
0	Learned Counsel appearing for the State of Haryana	
11/3	and Municipal Corporation Gurugram submits that M/s.	
	Eco Green Energy Pvt. Ltd. has been engaged/appointed	
	to operate waste to energy plant and manage the landfill	
	site at the location in question. He elaborates that M/s.	
	Eco Green Energy Pvt. Ltd. has moved an application	
	before HSPCB for grant of authorization under Solid Waste	
	Management Rules, 2016 and the same is pending.	
	We direct the HSPCB to dispose of the application	
	moved by M/s. Eco Green Energy Pvt. Ltd. within two	
	weeks.	
	Learned Counsel appearing on behalf of the	
	applicant invites our attention to the deteriorating	
	situation at the landfill site as per the report of the	

Item No. 12

January 18, 2018 inspection dated 27-07-2017 at annexure B(page 77) to M. A. NO. 1310/2017 carried out by the Central Pollution Control Board of the dump site. He submits that interim directions are necessary to check the ongoing pollution caused by dump site. Report of the Central Pollution Control Board gives the following recommendations:-

- a) Assess the total quantity of waste accumulated at the dumpsite.
- b) Prepare a plan for complete reclamation of waste in time bound manner.
- c) Compound wall should be constructed immediately where compound wall is collapsed.
- d) The storm water drain should be designed and constructed in such a way that the surface runoff water is diverted from the landfilling site and leachates from solid waste locations do not get mixed with the surface runoff water. Provisions for diversion of storm water discharge drains shall be made to minimize leachate generation and prevent pollution of surface water and also for avoiding flooding and creation of marshy conditions.
- e) Provisions for management of leachates including its collection and treatment should be made. Proper collection must be ensured for the leachate which is oozing out of the landfill site. All the leachate must be diverted to the leachate collection tanks.
- f) Storage capacity of the Leachate collection tank should be increased to handle the leachate generation during monsoon season. Leachate collection tank should be lined.

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- g) In case of mixing of runoff water with leachate or solid waste, the entire mixed water shall be treated by the concerned authority.
- h) The end product compost should meet the standards prescribed under Fertilizer Control Order notified from time to time.
- i) Record should be maintained regarding the spray of Anti-odourant. And action plan should be prepared to mitigate the odour nuisance from the site.
- l) Proper records should be maintained for disposal of inert waste, recyclable materials and compost.
- m) Green belts should be developed all around the boundary of the landfill within the site plan.
- n) All the provisions of the Solid Waste Management Rules, 2016 should be complied.

The records reveals that applicant admits the suggestion for building of sloped garland drain around the periphery of the dump site drilling of borewell for actively pumping out the leachate and provision for common effluent treatment plant needed to treat leachted vide annexure-C to the application. Action plan has been filed by respondent no.5- Municipal Corporation Gurugram dated 6-10-2015(page Vol. A).

It is reveals that leachate treatment unit will be operationlised by 31-03-2018. Central Pollution Control Board has suggested immediate action plan vide its response on the action plan dated 11-12-2017 as per page 297-298.

Response of the Municipal Corporation Gurugram to the joint note of the action plan of the applicant and Central

Item No. 12 January 18, 2018 Pollution Control Board dated 04-01-2018 reveals that the compound wall has been constructed and the work is completed and total accumulated waste at dump site is around 2.0 million tons.

It is revealed that the storm water drain has been designed to meet the demand of the recommendations made. As regards the legacy waste is concerned the Central Pollution Control Board in its inspection report dated 27-07-2017 has observed that it was informed to them regarding the initiation of steps like bio mining of waste from Oct, 2016 onwards.

Learned Counsel appearing on behalf of Municipal Corporation submits that he is not in a position to inform the Tribunal as to what steps have been taken regarding bio-mining. He submits that Project Proponent-M/s. Eco Green Energy Pvt. Ltd. has to use RDF produced from the accumulated waste for energy generation.

Let M/s. Eco Green Energy Pvt. Ltd. be made party to the present application. necessary amendment shall be carriedout forthwith.

Issue notice to M/s. Eco Green Energy Pvt. Ltd. by registered post/acknowledgment due and dasti as well.

Notice made returnable on 16th March, 2018.

List the matter on 16th March, 2018.

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(U.D. Salvi)	
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(Dr. Nagin Nanda)	,