

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

**Original Application No. 56/2016
and
Original Application No. 531 of 2016
(M.A. No. 1017 of 2016)**

**Samajik Parivartan Sewa Samiti (Regd.) Vs. State of U. P. & Anr.
and
U.P. Avas Evam Vikas Parishad Vs. State of U.P. & Ors.**

CORAM:

**HON'BLE DR. JAWAD RAHIM, JUDICIAL MEMBER
HON'BLE MR. NAGIN NANDA EXPERT MEMBER**

Present: Applicant/Appellant(s) : Mr. Rohit Kaul & Mr. Deepak Singh, Ms. Vinita Sashi and Ms. Manali Singhal, Adv
Respondent No. 1 : Mr. Abhishek Yadav, Adv.
Respondent No.3 : Mr. Pradeep Misra and Mr. Daleep Khyani, Adv.
**Respondent No. 2 : Mr. Sudhir Kulshreshtha, Adv.
Mr. Priyanka Swami, Adv. For Nagar Nigam Ghaziabad**

Present: Applicant /Appellant : Ms. Veera Kaul Singh, Mr. Gaurav Singh, Mr. Piyush Vatsa Adv.
Respondent No. 1&3 : Ms. Nida Khan, adv.
Respondent :Mr. Pradeep Misra and Mr. Daleep Kr. Dhayani, Adv.
**GDA : Mr. Raman Yadav, GDA
Mr. Priyanka Swami, Adv. For Nagar Nigam Ghaziabad
Mr. Abdul Samad, Municipal Commissioner, Ghaziabad present in person**

Date and Remarks	Orders of the Tribunal
Item No. 09 & 10 April 20, 2017	<p>In terms of our order dated 11.04.2017 Ms. Nidhi Kesarwani, District Magistrate, Ghaziabad and Mr. Abdul Samad, Municipal Commissioner, Ghaziabad Nagar Nigam are present before the Tribunal.</p> <p>We have heard them with regard to implementation of MSW Rules, 2016 in the Ghaziabad Area. The Commissioner of Ghaziabad Nagar Nigam submits subsequent to the meeting held in terms of the order passed in Original Application No. 531/2016 it was resolved that the Ghaziabad Development Authority will identify suitable land in one patch sufficient for</p>

establishment of MSW management plant for the reason land the proposed as of now is not in one consolidated area but in small patches. It is submitted that for development of the project for composting of MSW etc they have applied to the Government for funding under the Swachh Bharat Scheme. However, he is not in possession of any direct reference about this action.

The District Magistrate is present and she has very clearly stated that in the meeting they have taken into consideration request made by the Ghaziabad Nagar Nigam and in fact proposed a land which is approximately 10.11 Hectare available in one part. It could be taken for at least commencement of project subject pending in respect for remaining area. She has also clearly stated if the Ghaziabad Nagar Nigam takes required steps immediately the issue can be resolved and problem addressed correctly.

However, It is stated proceeding of meeting by the District Magistrate as directed by the Tribunal in O.A. no. 531/2016 is filed. Be that as it may. We have direct the Commissioner of Ghaziabad Nagar Nigam to submit a statement as what steps Ghaziabad Nagar Nigam has taken for implementation of MSW Management rules in its territory and also as to what are the stages of its various projects and submit before the Tribunal and examine the proposal of District Commissioner about 10 acres of land. We grant two weeks time to do the needful. However, for present we dispense with the presence of the District Magistrate as it appears the administration is willing to cooperate with the Ghaziabad Nagar Nigam. The

		<p>Commissioner for Ghaziabad Nagar Nigam shall appear on the next date of hearing and address the Tribunal on the issue pointed out today and file statement in support his submission with necessary annexure.</p> <p>List it for further proceeding on 16th May, 2017.</p> <p>.....JM (Dr. Jawad Rahim)</p> <p>.....EM (Dr. Nagin Nanda)</p>
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