

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

**Original Application No. 277 of 2013
(M.A. No. 214 of 2016)**

Dr. Irfan Ahmad & Ors. Vs. Mr. Nawang Rigzin Jora & Ors.

CORAM : HON'BLE MR. JUSTICE U.D.SALVI, JUDICIAL MEMBER
HON'BLE MR. JUSTICE RAGHUVENDRA S. RATHORE, JUDICIAL MEMBER
HON'BLE PROF. DR. R. NAGENDRAN, EXPERT MEMBER
HON'BLE PROF. A.R. YOUSUF, EXPERT MEMBER
HON'BLE Mr. RANJAN CHATTERJEE, EXPERT MEMBER

Present: **Amicus:** Mr. Narender Pal Singh, Adv.
Respondent Nos.2&3: Mr. D.C. Raina, Ld. AG with Mr. G.M. Kawoosa
and Mr.Sunil Fernandes, Adv. For State of
J&K.
Respondent No. 4: Mr. Vikas Malhotra, Adv. for MoEF
Mr. B. V. Niren, Adv. for MoUD
Local Commissioner Mr. Rahul Choudhary
Ms. Shivangi Vaid, Adv. for Shri Mata Vaishno
Devi Shrine Board.

Date and Remarks	Orders of the Tribunal
<p>Item No. 01</p> <p>April 27, 2016</p> <p>ss</p>	<p>Heard. Perused.</p> <p>Grave situation created by dumping of Municipal Solid Waste in the vicinity of Anchar Lake wetland prompted us to pass the directions particularly for commissioning of Municipal Solid Waste Treatment Plant which would also generate energy vide Judgment dated 13th January, 2015. A year or so has passed away without any good to the environment or to the populace around the area. Now the Learned Advocate General submits before us that the tenders have been floated for installation of Waste to Energy Plant as a part of the efforts to remedy the situation which is worsening day-by-day. He submits that the schedule of the processing the tenders has already been declared and accordingly decision on acceptance of the technical bid will be taken by 30th May, 2016. He further submits that there are difficulties presented at the site in terms of the nefarious activities of the land-mafia about which the facts have</p>

been presented before this Tribunal in the form of the report in sealed cover. Be that as it may, we have to consider the expeditious installation and commissioning of Waste to Energy Plant and we hope that the decision will be taken fast and be implemented with the equal pace to give much needed relief to the public and the environment expeditiously.

Local Commissioner's report placed before us reveals certain facts particularly with regard to the detection of Bio-Medical Waste in Municipal Solid Waste. It is not only surprising but poses questions as to what is the position presently as regards disposal of Bio-Medical waste in the State of Jammu & Kashmir. We, therefore, direct the State of J&K and the State Pollution Control Board to place before us the facts concerning Bio-Medical Waste disposal and Common Bio-Medical Waste Treatment plants in the major cities in the State on the next date.

List this case on 31st May, 2016.

.....,JM
(U.D. Salvi)

.....,JM
(Raghuvendra S. Rathore)

.....,EM
(Prof. Dr. R. Nagendran)

.....,EM
(Prof. A.R. Yousuf)

.....,EM
(Ranjan Chatterjee)