

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

Execution Application No. 47 of 2017

In

Original Application No. 710/2017

And

Original Application No. 710/2017

And

Original Application No. 711/2017

(M.A. No. 1497 of 2017)

And

Original Application No. 712/2017

And

Original Application No. 713/2017

In the matter of :-

Shailesh Singh V/s. Sheela Hospital & Trauma Centre & Ors.

And

Shailesh Singh V/s. Sheela Hospital & Trauma Centre, Shahjahanpur &

Ors.

And

Shailesh Singh V/s. Kailash Hospital and Heart Institute & Ors.

And

Shailesh Singh V/s. Shri Ganga Charan Hospital (P) Ltd., Bareilly & Ors.

And

Shailesh Singh V/s. Katiyar Nursing Home, Hardoi & Ors.

**CORAM : HON'BLE MR. JUSTICE U.D.SALVI, ACTING CHAIRPERSON
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

Present:

Applicant / Appellant	: Ms. Preeti singh and Mr. sunklan Porwal, Adv.
MoEF	: Mr. Attin Shankar Rastogi and Ms. Ashita Chhibber, Adv
	: Mr. Balendu Shekhar, Mr. Sriansh Prakash and Mr. Rajkumar Maurya, Adv
	: Ms. Divya Prakash Pandey, Adv
State of Haryana & HSPCB	: Mr. Anil Grover, AAG HR and Mr. Rahul Khurana, Adv
PPCB	Mr. Naginder Benipal, Adv
State of Punjab	: Mr. Kamaljeet Singh, AAG
CPCB	: Mr. Rajkumar, adv with Mr. Bhupender Kr. L.A
	Mr. Prakash Krishnan, Adv. for CPCB
DPCC	: Ms. Sakshi Popli, Adv. and Mr. Dinesh Jindal, LO
UPPCB	: Mr. Pradeep Mishra and Mr. Daleep Dhyani, advs
UEPPCB	Mr. Mukesh Verma and Mr. Pawan Kumar Shukla, advs
State of UP	Mr. Sharad Chauhan, Adv.
	Mr. Tarunvir Singh Khehar, Ms. Guneet Khehar and Mr. Sandeep Mishra, Adv.
	Mr. B. Mahapatra, Adv. for Delhi Pollution Control Committee
	Mr. Rahul Verma, AAG and Mr. Jaswant Singh, Adv.
	Mr. Anant Agarwal, Adv.
	Mr. Prakash Singh and Mrs. Preeti Goyal, LA
	Mr. Vishal Rana, Adv.
	Ms. Shashi Juneja, Adv.

Mr. A.A. Aron, Adv.
 Mr. Alok Krishan Agarwal, Mr. Ramnesh Jerath
 and Ms. Taru Gupta, Advs.
 Mr. Suyash Singh, Adv.

Date and Remarks	Orders of the Tribunal
<p>Item No. 22 to 26</p> <p>January 25, 2018</p> <p>ss</p>	<p><u>Execution Application No. 47 of 2017</u></p> <p>The Learned Counsel appearing on behalf of the applicant submits that execution of the following directions:-</p> <p><i>“In the meanwhile, we issue prohibitory injunction in –realm that no hospital, authorized person for carrying municipal solid waste and any other person, company or entity connected and dealing with bio-medical waste generated by hospital, nursing homes or laboratory etc. shall be handed over or permitted to be handed over to any wreck pickers in any part of the States of Uttar Pradesh, Uttarakhand, Punjab and Haryana. We further direct that all the official- Respondents including the Pollution Control Boards of the respective States shall file complete data as to how many hospital nursing homes or such allied entity are operating in their respective States, how many Applications for issuance of authorization deal with the bio-medical waste have been received and how many of them have been disposed of while granting and refusing such authorization. Each Pollution Control Board shall also state how many Hospitals and nursing homes have been inspected physical inspection and inspection report thereof prepared particularly in relation to generation, collection, transportation and disposal of bio-medical waste.</i></p> <p><i>The expression hospital and nursing homes shall include private, public private and Government Hospitals as well.</i></p> <p><i>This will also state as to how many facilities for treating bio-medical waste are in existence in their States.</i></p> <p><i>All the Boards and all concerned Authorities and Central Pollution Control Board shall be the Respondents in these Applications whether they have been impleaded specifically or not.</i></p> <p><i>They will also state if there are any directives have been issued by Central Pollution Control Board after passing of the judgment of the Tribunal in the case of Haat Supreme Wastech Ltd. and Ors. Vs. State of Haryana and Ors. – Appeal No. 63 of 2012”</i></p> <p>in relation to Sheela Hospital & Trauma Centre, Kailash Hospital and Heart Institute, Shri Ganga Charan Hospital (P) Ltd., Katiyar Nursing Home, Hardoi and Uttar Pradesh Pollution Control Board is sought. She submits</p>

**Item No.
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**January
25, 2018**

ss

that the photographs annexed to the application amply demonstrate the violation of the said directions.

Let copies of the application along with annexures annexed thereto, if not furnished earlier, shall be furnished to the contending parties forthwith.

The hospitals and Uttar Pradesh Pollution Control Board against which the execution of the said directions are specifically sought, shall respond to the said application within two weeks. Advance copy of the replies shall be furnished to the applicant. Rejoinder thereto shall be furnished within a week thereafter.

Liberty is granted to the applicant to move an application for placing additional material on record.

The Learned Counsel Mr. Anant Aggarwal appearing on behalf of Respondent No. 5 in Original Application No. 712 of 2017 submits that amended memo showing the added respondent Bareilly Municipal Corporation has not been placed on record. Amendments, if not already carried out, shall be carried out within a week and amended memo showing all the respondents shall be placed on record.

Color copies of the photographs annexed to the execution application shall be furnished to all the contending parties by the applicant within one week.

List these cases on 09th March, 2018.

.....,ACP
(U.D. Salvi)

.....,EM
(Dr. Nagin Nanda)