

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

Original Application No. 199 of 2014

Almitra H. Patel & Anr. Vs. Union of India & Ors.

CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE M.S. NAMBIAR, JUDICIAL MEMBER
HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER
HON'BLE PROF. A.R. YOUSUF, EXPERT MEMBER

Present:

Applicant:	Mr. Debmalya Banerjee and Mr. Abhishek Roy, Advocates
Respondent No. 3:	Mr. Kankan Arandhara, Advocate
Respondent No. 6:	Mr. Mukesh Verma, Advocate
Respondent No. 32 :	Mr. K.V. Jagdishvaran and Mr. G. Indira for Andaman & Nicobar Island
Respondent No. 39 :	Mr. Aruna Mathur, Mr. Yusuf Khan and Ms. Kiruba Munuamy, Advocate for State of Sikkim.

Mr. Raman Yadav, Advocate
Ms. Enatoli Sema for Nagaland
Mr. Dhanjay Baijal and Mr. Nikhil Nayyar, Advocates for APPCB & Telangana PCB
Mr. Braja Mahapatra and Mr. Dinesh Jindal, Advocates for DPCC
Mr. Pradeep Mishra and Mr. Daleep Dhyani, Advocates
Mr. Guntur Pramod Kumar and Mr. Guntur Prabhakar, Advocates
Mr. Sunil Satyarthi and Mr. Sunil Satyashi, Advocates
Mr. Shivendra Dwivedi for State of Haryana
Mr. Vijay Panjawani for CPCB
Mr. Amit Agarwal, Advocate for WBPCB
Mr. Bikas Kargufta, Advocate
Mr. Rahul Verma, for State of Uttarakhand.
Mr. Surayanarayan Singh, AAG of H.P.
Mr. Sapan Biswojit Meifai and Mr. Kalyani for State of Manipur
Mr. Sunny Choudhary for M.P. PCB
Mr. Pragyam Sharma and Mr. Heshu Kayina for State of Mizoram
Mr. V. Prakash, Mr. S.S. Shamsbery and Mr. Varun Punia, Advocate for State of Rajasthan
Mr. Shibashish Mishra, Adv. for State of Odisha
Ms. Puja Kalra, Adv. for North & South MCD
Ms. Shreya Bhatnagar and Ms. Bansuri Swaraj, Advocates for State of Goa & Goa PCB
Ms. Aprajita Mukherjee for State of Meghalaya.

	Date and Remarks	Orders of the Tribunal
	Item No. 10, December 02, 2014 A	We have heard the Learned counsel appearing for the parties at some length. In furtherance to our Order dated 03 rd November, 2014 some of the States/ States Boards have filed their status reports while some of the States have failed to comply with our directions. It is stated that State Pollution Control Boards and State of

Jammu & Kashmir, UT Daman Diu, Assam, Jharkhand, Karnataka and UT Lakshyadeep, Tamil Nadu and Uttar Pradesh failed to comply. Learned counsel appearing for these States/ State Pollution Control Boards are granted two weeks time by way of last opportunity to file the status reports in regard to collection and disposal of municipal solid waste in their respective States. The Report shall be filed before the CPCB which then shall file the final status reports in regard to all the States and UTs in the Country.

Learned counsel appearing for CPCB submits that an interim status report has been prepared. Let the same be filed within two days from today. Copy of the same shall be put on the website of the CPCB and the Board shall ensure that the website is downloadable forthwith at the point of time at which it is uploaded. The status reports shall also be put on the website of the respective States/ State Boards.

We also direct all the State Governments to study the Judgment of the Tribunal in the case of Capt. Mall Singh & Ors. Vs. Punjab PCB & Ors. - Appeal No. 70 of 2012 on 25th November, 2014 which deals with the methodology and steps that are to be taken by the States/ State Boards for collection and disposal of municipal solid waste. If any suggestion are to be moved by the parties in relation to the said judgment it should be moved within two weeks from today to the Registry of the Tribunal.

List this case for further directions and arguments on 15th January, 2015.

The copy of this Order will be sent to the Chief Secretary of all the States and Member Secretaries of the respective Boards. We make it clear that the said Authority shall be personally liable for compliance of this Order.

Needless to note that the Hon'ble Supreme Court of India has noticed that this matter was pending for 12 years before the Apex Court and requires immediate attention and disposal by the Tribunal for compliance of the directions of the Hon'ble Supreme Court.

We make it clear that we will not be granting any further time to any of the State Government or State Board for compliance of this Order.

Remaining records may also be called from the Registry of the Hon'ble Supreme Court India by the Registry of the Tribunal.

.....,CP
(Swatanter Kumar)

.....,JM
(M.S. Nambiar)

.....,EM
(Dr. D.K. Agrawal)

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