

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

Original Application No. 181/2013

Omesh Saigal Vs. Govt. of NCT of Delhi & Ors.

**CORAM: HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER
HON'BLE DR. G.K. PANDEY, EXPERT MEMBER
HON'BLE MR. RANJAN CHATTERJEE, EXPERT MEMBER**

Present:

Applicant / Appellant	: Mr. Y.N. Vidyarthi, Adv.& Omesh Saigal
Respondent No.1 &4	: Mr. D. Rajeshwar Rao, Adv., and Mr. Vikrant Kaushik Adv.
Respondent No. 2	: Mr. Narender Pal singh Adv. with Dr. Chandra Prakash, SEE, DPCC
Respondent No. 3	: Mr. Dilip Kumar Mishra, Adv. Along Mr. Jai Singh, EE/PWD
Respondent No. 5	: Mr. Balendu Shekhar, Adv.
Respondent No. 6	: Mr. Rajiv Bansal, Mr. Kush Sharma Advs.

	Date and Remarks	Orders of the Tribunal
	Item No. 6 August 26, 2014	<p>Heard. Perused.</p> <p>The Applicant has moved the present petition for direction to the Delhi Government, PWD and the DDA to put up sound pollution control screen on the outer ring road between the S and N blocks of Panchsheel Park area from the Panchshila Club to the New Panchshila Metro Station.</p> <p>After meeting the contentions of the Applicant, the DPCC has filed a detailed study report of the Committee for sound control on the Outer Ring Road in Panchsheel Park. The report is dated 28.02.2014.</p> <p>On 15th May, 2014 after hearing the parties, we had appointed a Committee consisting of the Director, Planning Deptt. of the DDA, the Chief Engineer of PWD, the Chief Engineer, South Delhi Municipal Corporation, the Member Secretary DPCC, one Expert from CRRI, New Delhi, one Expert from the CPCB and the DCP, Traffic Police, South Delhi to visit the place in question and identify the place to put up acoustical barrier. This Committee has tendered a report dated 18.06.2014.</p>

This Report, it is submitted, is an interim report which precedes the outcome of the study undertaken by IIT Roorkee. The Committee expressed a view that a sound/noise barrier between the main carriageway and the service road will not serve any useful purpose and, in fact, would prompt encroachment on the service road. The Committee has suggested some measures in stead in the said report. We are told that the Experts of the IIT Roorkee visited the area in question and they were supplied with all the requisite data for examining the issue of sound control and their report is awaited.

The Applicant in person submits that erection of acoustical barrier along the carriageway would curb the noise emitted from the traffic passing along the carriageway. He submits that cutting of the noise at the perimeter wall of the compounds of the individual residents would require erection of 24 ft. high wall all along as in his opinion the noise has a tendency to move in diagonally upward fashion from its source.

On 15th May, 2014, it appears, what we desired was the identification of the place to put up acoustical barrier and not to do away with it. In DPCC's report at page-78, the DPCC also looks at the construction of noise barriers between the road and the homes along the road as a part of the strategy to reduce noise level all over by 5 to 10 decibel. It has also given a suggestion that there should be tree plantation to reduce the noise and the residents may be advised to keep double door windows and gates with soundproof glasses.

Incidentally, the study undertaken by the IIT Roorkee is yet not complete. We, therefore, direct the Committee of Experts appointed by us to pass on these suggestions from DPCC as well as from the Applicant to IIT Roorkee for their

consideration with a request to suggest such measures that would curtail the ambient noise levels effectively. The Applicant is permitted to forward his suggestions in writing to the Committee within two days. All such suggestions as aforesaid shall be dispatched to the Committee within three days from today. The Committee shall also furnish all requisite data to IIT Roorkee for arriving at some fruitful suggestions. IIT Roorkee be requested to expedite the report.

The PWD shall place on record the site map giving details of the carriageway, service road, footpath and the boundary of the residential locality.

List on 30th September, 2014.

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

....., EM
(Dr. G.K. Pandey)

....., EM
(Ranjan Chatterjee)

