

BEFORE THE NATIONAL GREEN TRIBUNAL,

PRINCIPAL BENCH, NEW DELHI

Original Application No. 289/2013

IN THE MATTER OF

R.C. Jain Vs. Govt. of NCT of Delhi & Ors.

CORAM: HON'BLE MR. JUSTICE DR. P. JYOTHIMANI, JUDICIAL MEMBER
HON'BLE MR. JUSTICE M.S. NAMBIAR, JUDICIAL MEMBER
HON'BLE DR. G.K. PANDEY, EXPERT MEMBER
HON'BLE PROF. DR. P.C. MISHRA, EXPERT MEMBER
HON'BLE PRFO. A.R. YOUSUF, EXPERT MEMBER

Adv. For Applicants : Mr. Shyam Moorjani & Mr. Sanjeev Kumar, Advocates

Advocate for Res. : Mr. Vivek Tandon, Adv. For R-1.
Mr. Balendu Shekhar, Adv. For R-3
Mr. Raj Kumar, Adv. For R-6.
Mr. Vivek Chib, Adv. For R-7.
Mr. A.K. Singh, Adv. For R-8.
Mr. Naundu Pal. Adv. For DPCC
Mr. P.L. Gautam, Adv. For NDMC

Date and Remarks	Orders of the Tribunal
<p>Item No. 1 January 22, 2014</p>	<p>As per the earlier direction dated 9th January, 2014 of this Tribunal, the East Delhi Municipal Corporation has filed an affidavit with supporting documents giving certain proposals. Considering the issue involved in this case and taking note of the fact that at the development level itself, the concentration must be made in respect of waste management scheme by coordination with various agencies, we are of the view that the DDA is a necessary party to be made in this case.</p> <p>Accordingly, we suo-motu implead the DDA represented by its Vice-Chairman as Respondent No. 10 in this application.</p> <p>Applicant to file amended memo of parties within one week from today. Registry is also directed to make necessary amendments. Mr. Kush Sharma, Advocate for the DDA is directed to notice on behalf of the DDA/newly added Respondent.</p> <p>The DDA as well as the East Delhi Municipal Corporation shall file appropriate affidavit in relation to the various sites which are proposed for the purpose of dumping as well as segregation of the waste</p>

materials and the exact waste management scheme which they propose. That apart, the East Delhi Municipal Corporation shall consider about the increasing of the vehicles to carry the waste materials apart from increasing the number of dustbins to be placed on various sites. The Corporation shall also decide about the feasibility of outsourcing the said work at certain places apart from the increasing the frequency of removing the waste materials instead of removing once in a day. The same shall be filed in the form of an affidavit before this Tribunal so as to enable us to pass the appropriate orders.

Learned counsel appearing for the East Delhi Municipal Corporation would submit that as per the site plan there are seven Waste Storage Dhalaos.

We further direct the East Delhi Municipal Corporation to study the feasibility of further strengthening and augmenting the site as referred to as 128(A) and 128(B) in order to see that the disputed land which is situated near the school area is avoided in the interest of children.

The Respondent No. 2/Irrigation Department of the Govt. of NCT of Delhi has filed the documents as per the direction of this Tribunal on the last date of hearing. The documents are taken on record and will be considered on the subsequent dates of hearing. Learned counsel for the Respondent No. 2 also undertakes to find out the possibilities of preventing the dumping of waste on the irrigation channels in Vasundhara Enclave and he would also file an affidavit to that effect by the next date of hearing.

Stand over to 21st February, 2014.

....., JM
(Dr. P. Jyothimani)

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

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

....., EM
(Prof. Dr. P.C. Mishra)

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

