

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

**Original Application No. 22(T<sub>HC</sub>) of 2013  
(M.A. No. 19 of 2014)**

**Sukhdev Vihar Residents Welfare Association & Ors.  
Vs.  
State of NCT of Delhi & Ors.**

**CORAM :** HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON  
HON'BLE MR. JUSTICE M.S. NAMBIAR, JUDICIAL MEMBER  
HON'BLE PROF. A.R. YOUSUF, EXPERT MEMBER  
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER

**Present:**

<b>Applicant:</b>	Mr. Gaurav Kumar Bansal, Mr. Rakesh Kumar, and Prakhhar Bhatnagar, Advs.
<b>Respondent No. 1:</b>	Ms. Puja Kalra with Mr. Dine Sh. Devender Kumar and Mr. Manoj Gupta, Ex. Engg. For North MCD
<b>Respondent No. 2:</b>	Ms. Tarunvir Singh Khehar, Adv. Mr. Balendu Shekhar and Mr. Akshay Abrol, , Advs.
<b>Respondent No. 4:</b>	Mr. Raman Yadav and Mr. Dalsher Singh, Advs.
<b>Respondent No. 5:</b>	Ms. Sakshi Popli, Adv.
<b>Respondent No. 6:</b>	Mr Biraja Mahapatra, Adv. Mr. Kulanand Joshi, MS, DPCC and Mr. Dinesh Jindal, LO
<b>Respondent No. 7:</b>	Mr. Rajiv Bansal and Mr. Kush Sharma, Advs. for DDA
<b>Respondent No. 8:</b>	Ms. Krishna Kumar Singh, Adv. for MoEF
<b>Respondent No. 9:</b>	Mr. Pawan Upadhyay and Mr. Ratik Sharma, Advs.
<b>Respondent No. 10:</b>	Ms. Savitri Pandey and Ms. Azma Parveen, Advs. Ms. Alpana Poddar, Adv. with Mr. Bhupender Kumar, LA, CPCB

<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
<b>Item No. 03</b> <b>December 17, 2015</b>	<p>We have heard the Learned Counsel appearing for the parties at some length.</p> <p>The Learned Counsel appearing for the NCT of Delhi submits that he has paid visit to waste to energy plants at Bawana as well as Gazipur. According to him if effective steps are taken and all departments cooperate, these plants could be made operational without much delay.</p> <p>Consequently, we direct that the following team shall visit not only the three waste to energy plants but also both the thermal plants at Badarpur and Rajghat.</p> <p>1. The team shall consist of:</p> <ol style="list-style-type: none"><li>(i) Secretary, Environment, NCT of Delhi</li><li>(ii) Secretary Power</li></ol>

- (iii) Member Secretary of CPCB
- (iv) Member Secretary of DPCC
- (v) Senior Scientist from MoEF
- (vi) Senior Officer from Irrigation Department, Uttar Pradesh (for the purpose of Gazipur plant only)
- (vii) Chief Engineer of Corporation.
- (viii) The Secretary Environment, NCT. Of Delhi shall be the Chairman/ Nodal Officer of this Committee.

2. This High Power Inspecting Team shall be assisted by all the requisite staff from the respective departments.

3. They shall report as to the steps that are required to be taken to ensure that waste to energy plant at Gazipur and Bawana could be made operational without any further loss of time. The reports would be comprehensive in all respects and shall fix responsibility for the requirements to be completed and steps to be taken by the respective stakeholders and the authorities, to ensure grant of clearance of these projects.

4. They shall also inspect Thermal Power Plants at Rajghat and Badarpur and submit a complete and comprehensive report about their Operation & Maintenance.

5. They shall take samples of ambient air quality as well as stack air quality from all these plants except Bawana as all other plants are operational/under trial. Samples would be analysed by the DPCC,

CPCB and Shriram Laboratory independently.

6. Samples will be collected in the presence of the team.

7. While taking the samples and conducting the inspection, the wind directions should be specifically noted.

8. It should be pointed out in the inspection note if the plant at Sukhdev Vihar requires any immediate improvement, beside the one already suggested by the CPCB, to ensure that emission do not carry any Ash or particulate matters so as to cause pollution of the air particularly to the surrounding areas which are located near to the plant.

9. This report shall be submitted within three weeks from today before the Tribunal.

10. We direct all the 3 Corporations of Delhi, NDMC and Delhi Cantonment Board to put a proposal for collection of municipal solid waste and other domestic waste segregate right from the source and the manner in which it would be transported to the respective plants.

11. The Committee will also examine collection and transportation system that has been adopted by the Bawana plant and put up a complete analytical report in that regard.

List this matter on 6<sup>th</sup> January, 2016 for further direction

.....,CP  
(Swatanter Kumar)

.....,JM

		(M.S. Nambiar)  .....,EM (Prof. A.R. Yousuf)  .....,EM (B.S. Sajwan)
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