

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

**Original Application No. 664/2016**

**Samaj Sewa Samiti  
V/s.  
Uttar Pradesh Pollution Control Board & Ors.**

**CORAM : HON'BLE MR. JUSTICE U.D.SALVI, JUDICIAL MEMBER, ACTING CHAIRPERSON**

**Present:**

<b>Applicant /Appellant</b>	<b>Mr. Gaurav K. Bansal, Adv., Ms. Nandita Bansal and Mr. Anurag Kumar, Adv.</b>
<b>Respondent No. 1</b>	<b>Mr. Pradeep Misra and Mr. Daleep Dhyani, Adv</b>
<b>Respondent No. 2</b>	<b>Mr. M. P. Shorawala Adv. and Ms. Surabhi Lata, Adv.</b>
<b>CPCB</b>	<b>Ms. Priyanka Swami, Adv. Mr. Rajkumar, Adv with Mr. Bhupender Kr., LA Mr. Rajesh Kumar Srivastava, Municipal Commissioner, Bareilly</b>

<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
<b>Item No. 09</b> <b>January 02, 2018</b> <b>ss</b>	<p>In Pursuance to the order dated 05<sup>th</sup> September, 2016 we have before us Mr. Rajesh Kumar Srivastava, Municipal Commissioner, Bareilly Nagar Nigam.</p> <p>The issue of unscientific and unregulated dumping of municipal solid waste at Bakarganj dumping ground, Bareilly and its adverse impacts on the environment is brought to fore in the present application.</p> <p>We have, therefore, directed the Respondent No. 2 – Bareilly Nagar Nigam to identify and acquire land for setting up municipal solid waste processing and disposal plant in terms of Solid Waste Management Rules, 2016. The Respondent No. 2 – Bareilly Nagar Nigam first toyed with idea for setting up Waste to Energy Plant at village Babiya and later on at Village Gauroau Tehsil and District Bareilly and abandoned the idea for the reason of local resistance and the environmental constraints respectively.</p> <p>The Learned Counsel appearing on behalf of</p>

	<p><b>Item No. 09</b></p> <p><b>January 02, 2018</b></p> <p><b>ss</b></p>	<p>Respondent No. 2 – Bareilly Nagar Nigam submits in instructions that 4.359 hectares of pieces and parcels of land at village Bahgulpor, Tehsil – Haridpur, District Bareilly situate at the distance of 14 Kms. from the Bakarganj dumping site have been purchased for setting up Waste to Energy Plant and authorization from the Competent Authorities for setting up of such plant, will be duly obtained and the plant will be commissioned within two years.</p> <p>Nonetheless it can very well be seen that the generation of municipal solid waste within the limits of Bareilly Municipal Corporation will continue and the Bakarganj dumping site will continue to suffer unleashing adverse environmental impacts at least for next two years.</p> <p>We, therefore, direct Respondent No. 2 – Bareilly Municipal Corporation to place before us the complete time bound Action Plan for handing of municipal solid waste as per the Solid Waste Management Rules, 2016 within the limits of the Corporation and for handling and disposal of legacy waste lying at Bakarganj dumping sites on or before the next date.</p> <p>We further direct the Respondent No. 2 – Bareilly Municipal Corporation to give the following particulars:-</p> <ol style="list-style-type: none"><li>1. Total municipal solid waste generation within its limit;</li><li>2. Breakup of the municipal solid waste in terms of its constituents namely Bio-degradable, degradable and recyclable;</li><li>3. The process adopted for disposing of the legacy waste; and</li></ol>
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	<p><b>Item No.</b> <b>09</b></p> <p><b>January</b> <b>02, 2018</b></p> <p><b>ss</b></p>	<p>4. Time span required for disposal of legacy waste.</p> <p>List this matter on 09<sup>th</sup> February, 2018.</p> <p>.....,ACP (U.D. Salvi)</p>
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