

Item No. 3
March 15, 2017
Order No.5

Applications, therefore, stand disposed off.

We had directed the Collector, Thane to hold a Meeting of stakeholders in relation to Sewage Treatment Plant (STP) at Adharwadi, Taluka Kalyan, discuss the issue and format a time-bound action plan in addressing the grievances raised in the present Application.

We have before us Mr Ghanshyam Navangul, Executive Engineer of Kalyan-Dombivali Municipal Corporation (KDMC), who discloses that they have generation of MSW within the limits of KDMC is 550MT/D and available facility for handling, treating and disposal of MSW is 6MT/D. the Hon'ble High Court of Bombay had also noted the grim situation as regards handling and disposal of MSW within the limits of KDMC and had noticed that there was no solution to the problem highlighted in the Petition. The Hon'ble High Court had also expressed that there has to be an action plan chopped out by the Corporation Authorities. We were informed on the last day that the Corporation was to hold its Meeting again on 13th February, 2017 for formatting time bound action plan what has now been discussed by the Executive Engineer of the Corporation before us that does not reveal that a concrete action plan for treatment and disposal of solid waste within limits of the Corporation in accordance with expectations of the Municipal Solid Waste Management Rules, 2016.

An action plan, in our considered opinion, must take into consideration the present generation of solid waste and forcible increase in the solid waste due to fast urbanisation of the areas, the manner with which the solid waste will be handled, treated and disposed of in accordance with the Municipal Solid Waste Management Rules, 2016, feasible technology to be adopted for such action, availability and sources of funds, stage-wise implementation of the action plan and timeframe required to implement such stages.

We direct that the Corporation shall frame such action plan, keeping in view the Municipal Solid Waste Management Rules, 2016 and the directions passed of directions passed in ***Mrs. Almitra H. Patel & Anr Vs Union of India & Ors : ORIGINAL APPLICATION NO. 199 OF 2014*** by the Hon'ble Principal Bench of NGT, New Delhi, on or before 24th March, 2017. Such action plan shall be placed before us with an affidavit sworn by the Municipal Commissioner, KDMC. Copies shall be furnished to the parties or their Counsel before us. Failure to place such action plan on the given date, shall entail payment of costs of Rs. 1Lakh as well as further directions regarding necessity to curb growing urbanization within limits of the Corporation.

Item No. 3
March 15, 2017
Order No.5

This being transferred case from the Hon'ble High Court of Bombay,
it be listed under the Caption completion of pleadings.

List this case on 12th April, 2017.

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

....., EM
(Dr. Ajay A. Deshpande)

Hkk

