BEFORE THE NATIONAL GREEN TRIBUNAL, PRINCIPAL BENCH, NEW DELHI

Original Application No. 106 of 2013

Gaurav Jain Vs. State of Punjab & Ors.

CORAM: HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON

HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER

HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER

HON'BLE PROF. (DR.) P.C. MISHRA, EXPERT MEMBER

HON'BLE DR. R.C. TRIVEDI, EXPERT MEMBER

Present: Ms. Parul Gupta, Advocate Appellant:

Respondent No. 1&2: Mr. Anil Soni, Advocate and Mr. Yurinder Singh,

SSP Jallandhar and Ms. Shruti Singh, DC,

Jallandhar

Respondent No. 3: Mr. P.N. Puri, Advocate, Mr. Rajiv Obroi, EO, Nakodar

Date and	Orders of the Tribunal
Remarks	J415-
Item No. 7	The Deputy Commissioner and SSP, Rural Jallandhar
September 3, 2013	are present before the Tribunal. The Executive Officer of
	Municipal Council Nakodar is also present.
	After hearing Learned counsel appearing for the parties,
	these Officers at the open deliberations even agreed that the
11	state of affairs in Nakodar in relation to collection and disposal
	of Municipal Solid Waste (MSW) is not in order and requires
~ 4	definite improvements. It is further pointed out that Nakodar is
	a part of Jallandhar cluster for collection and disposal of
20 11	Municipal Solid Waste (MSW), where it is proposed to install
	MSW disposal plant. Having considered the various aspects of
	the larger public interest which impinge upon the public health
	to a large extent, we order as follows:-
	a) The Officers present before the Tribunal assure this Tribunal
10	that henceforth no MSW would be permitted to be thrown on
	the roads of Jallandhar as well as Nakodar.
	b) They would take all appropriate steps and even use their
	power in accordance with law to ensure compliance of this
	direction.
	c) Different sites for dumping and disposal of MSW would be
	identified by the Expert Bodies and list thereof would be
	placed before the Tribunal.
	d) Jallandhar Project would not be proceeded further unless a
	comprehensive and fully scientifically developed plan is
	provided for collection, manual segregation at collection
	point,transportation to disposal site, mechanical segregation
	at the site of the MSW, and for preparation of composting
	pits, dumping of compostible waste, with due covering by

soil and periodical spraying of disinfectants, and recycling of the useable plastic and other waste and then finally for burning of unusable/unrecyclable plastic or other waste through incinerators and for disposal of the residual waste.

Let this comprehensive plan be submitted to the Tribunal on the next date of hearing.

We grant liberty to these Officers to approach the Chief Secretary of State of Punjab for preparation of such model MSW disposal plan at Jallandhar which then can be adopted for other clusters in the State of Punjab.

We may also indicate that the Authorities will be at liberty to ask for payment of money from the entire population generating MSW on the principle of "Polluter Pays" for generating funds for executing the works of MSW disposal effectively.

Let this final proposal be put before the Tribunal on the next date of hearing when these Officers will be present before the Tribunal.

List on 03rd October, 2013.

(Swatanter Kumar)	,СР
	.,JM
(U.D. Salvi)	.,-
(Dr. D.K. Agrawal)	.,EM
(Prof. (Dr.) P.C. Mishra)	.,EM
(Dr. R.C. Trivedi)	.,EM