

**BEFORE THE NATIONAL GREEN TRIBUNAL, CENTRAL ZONAL BENCH,
BHOPAL**

**Original Application No. 80/2015 (CZ)
Pramode Chugh Vs. State of MP & Ors.**

CORUM : HON'BLE MR. JUSTICE DALIP SINGH, JUDICIAL MEMBER
HON'BLE Dr. SATYAWAN SINGH GARBYAL, EXPERT MEMBER

PRESENT : Applicant: None
Respondent /State of MP : Shri Sachin K. Verma, Advocate
BMC: Shri Vivek Choudhary, Advocate for
Dr. V.K. Choudhary, Advocate

Date and Remarks	Order of the Tribunal
Order No. 10 15th July, 2016	<p>Learned Counsel for the BMC submitted that proposals for establishing the electronic crematorium one at Chhola and other at Bhadbhada have already been sent to the State Government. However, so far no sanctions have been received in this behalf. The Department of Urban Development and Finance need to respond on the aforesaid. We would only emphasise that establishment of such electronic crematorium would go a long way in protecting the already depleted green cover and also at the same time improve the Air Ambience Quality as burning of woods for the purpose of cremation cause air pollution in the neighbourhood. We would also like the response of the State Govt. for encouraging the use of electronic crematorium and establishment of electronic crematorium in a major town of the city such as Indore, Jabalpur, Ujjain, Gwalior, Rewa & Satna. The response of the State in this behalf may be filed by the next date. Shri Sachin K.Verma, Lerner Counsel shall send the above order to both the departments of the Urban Development and Finance in this behalf.</p> <p>In the meanwhile, the MPPCB shall also submit the report with regard to Air Ambience Quality in and around the vicinity of the crematorium at Bhopal, Indore, Jabalpur & Gwalior.</p> <p>Let the matter be listed on 23rd August, 2016.</p> <p style="text-align: right;">.....JM (DALIP SINGH)</p> <p style="text-align: right;">.....EM (Dr. S.S.GARBYAL)</p>



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**CORUM : HON'BLE MR. JUSTICE DALIP SINGH, JUDICIAL MEMBER
HON'BLE Dr. SATYAWAN SINGH GARBYAL, EXPERT MEMBER**

**PRESENT : Applicant: Shri Ravi Kant Patidar, Advocate
Respondent /State of MP : Shri Sachin K. Verma, Advocate
BMC: Shri Vivek Choudhary, Advocate for
Dr. V.K. Choudhary, Advocate**

Date and Remarks	Order of the Tribunal
Order No. 9 24th May, 2016	<p style="text-align: center;">Shri Sachin K.Verma, Learned Counsel appears on behalf of the State prays for time to submit the details as to what steps has been taken and what is the fall out pursuant to the suggestions contained in our order dtd. 22.03.2016.</p> <p style="text-align: center;">Let the matter be listed on 15th July, 2016.</p> <p style="text-align: right;">.....JM (DALIP SINGH)</p> <p style="text-align: right;">.....EM (Dr. S.S.GARBYAL)</p>

BEFORE THE NATIONAL GREEN TRIBUNAL, CENTRAL ZONAL BENCH,
BHOPAL

Original Application No. 80/2015 (CZ)
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CORUM : HON'BLE MR. JUSTICE DALIP SINGH, JUDICIAL MEMBER
HON'BLE Dr. SATYAWAN SINGH GARBYAL, EXPERT MEMBER

PRESENT : Applicant: None
Respondent /State of MP : Shri Sachin K. Verma, Advocate
BMC: Shri Vivek Choudhary, Advocate for
Shri Vijay Choudhary, Advocate

Date and Remarks	Order of the Tribunal
<p>Order No. 8 6th April, 2016</p>	<p>As prayed by the Learned Counsel for the State, matter may be listed on 24th May, 2016.</p> <p>.....JM (DALIP SINGH)</p> <p>.....EM (Dr. S.S.GARBYAL)</p>

**BEFORE THE NATIONAL GREEN TRIBUNAL, CENTRAL ZONAL BENCH,
BHOPAL**

**Original Application No. 80/2015 (CZ)
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CORUM : HON'BLE MR. JUSTICE DALIP SINGH, JUDICIAL MEMBER
HON'BLE Dr. SATYAWAN SINGH GARBYAL, EXPERT MEMBER

PRESENT : Applicant: None
Respondent /State of MP : Shri Sachin K. Verma, Advocate
BMC: Shri Vivek Choudhary, Advocate for
Shri Vijay Choudhary, Advocate

Date and Remarks	Order of the Tribunal
<p>Order No. 7 22nd March, 2016</p>	<p>Mr. Sachin K. Verma Learned Counsel for the State who has been supplied copies of the Application prays for time to submit the response. Reply has been filed on behalf of the BMC by Learned Counsel Shri Vivek Choudhary. Even though none has appeared for the Applicant as was noticed on the previous date, however, we are of the view that the issue which has been raised in the Application is significant as it deals with the issue of resorting to the alternatives for cremations in place of the traditional cremation by wood and the use of electric crematoriums.</p> <p>In the reply that has been filed today on behalf of the BMC some statistics have been given to show that despite the fact that the electric crematorium has been in operation in Subhash Nagar, Vishram Ghaat, it however, not preferred. In 2015 itself 167 cremations through the electric crematorium were carried out whereas a large number have been carried out by traditional means through burning by wood.</p> <p>Since the issue also involves some amount of sentiments as well as religious beliefs, this in our opinion needs to be examined in the light of the changed circumstances by religious and other leaders more particularly, since log wood for the cremations can only be obtained by cutting of fresh trees which are depleting at a considerable rate.</p> <p>At this juncture, in the State of M.P. in Ujjain on the bank of the river Shipra the <i>Shinghasth</i> is being organised between 22.04.2016 to</p>

21.05.2016 and we have been informed that not only the *Shahi Sanan* on the appointed dates will be held but lot of inter-action and deliberations on various issues including environmental issues would be deliberated by saints and intellectuals. We would impress upon the organisers to deal with the aforesaid subject in the light of the changed circumstances since it is believed that cremation is the best manner for performing the last rites of a person belonging to the Hindu faith as opposed to other means in other religious faiths. Cremation by the use of electric crematoriums with symbolic use of wood if given religious approval would in our opinion go a long way for the protection of the environment and the forests which are depleting rapidly.

We would impress upon Learned Counsel for the State to bring the above order to the notice of Principal Secretary, Environment as well as Urban Development for taking appropriate steps.

Learned Counsel for the State is also directed to submit the statistics with regard to such electric crematoriums at other places in the State for furnishing the information with regard to such electric crematoriums in various parts of the States and their present condition with regard to whether they are operational or not.

We have been informed that the BMC provides, the facility for the electric crematorium free of cost and even the electricity charges are borne by the Municipal Corporation itself. These issues need to be highlighted as many persons may be finding it difficult to bear the expenses for the purchase of wood etc. for this purpose.

With a view to encourage the use of electric crematoriums in city like Bhopal and other leading towns more than one such facility should be created with facilities of free transportation etc. which are often provided by philanthropic organisation and trusts.

For seeking the response of the Government on the issues which have been raised in our order, let the matter be listed on **6th April, 2016**

.....,JM
(DALIP SINGH)

.....,EM
(Dr. S.S.GARBYAL)



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BHOPAL**

**Original Application No. 80/2015 (CZ)
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**CORUM : HON'BLE MR. JUSTICE SONAM PHINTSO WANGDI, JUDICIAL MEMBER
HON'BLE Dr. SATYAWAN SINGH GARBYAL, EXPERT MEMBER**

**PRESENT : Applicant: None
Respondent /State of MP : Shri Sachin K. Verma, Advocate
BMC: Shri Vivek Choudhary, Advocate for
Shri Vijay Choudhary, Advocate**

Date and Remarks	Order of the Tribunal
Order No. 6 29th February, 2016	<p>Learned Counsel Shri Sachin K.Verma submits that he has not been served with a copy of the Application. The Applicant is also not present today. It appears that he has not been appearing since 19.11.2015. This is the fourth date that he is absent. Even Mr. Ravikant Patidar Learned Counsel who appeared on his behalf earlier has failed to put in his appearance.</p> <p>In the interest of justice notice be issued upon the Applicant.</p> <p>The Registry shall hand over a copy of the Application to Shri Sachin K.Verma during the course of the day.</p> <p>List this matter on 22nd March, 2016 for orders.</p> <p>We request Mr. Sachin K.Verma to take necessary instructions as it appears to be more of a policy matter than an environmental issue.</p> <p style="text-align: right;">.....JM (SONAM PHINTSO WANGDI)</p> <p style="text-align: right;">.....EM (Dr. S.S.GARBYAL)</p>

BEFORE THE NATIONAL GREEN TRIBUNAL, CENTRAL ZONAL BENCH,
BHOPAL

Original Application No. 80/2015 (CZ)
Pramode Chugh Vs. State of MP & Ors.

CORUM : HON'BLE Dr. SATYAWAN SINGH GARBYAL, EXPERT MEMBER

PRESENT : Applicant: None
Respondent /State of MP : Shri Sachin K. Verma, Advocate

Date and Remarks	Order of the Tribunal
<p>Order No. 5</p> <p>23rd February, 2016</p>	<p>Since the Hon'ble Judicial Member is indisposed, the matter stands adjourned to 29th February, 2016.</p> <p>.....EM (Dr. S.S.GARBYAL)</p> 

**BEFORE THE NATIONAL GREEN TRIBUNAL, CENTRAL ZONAL BENCH,
BHOPAL**

**Original Application No. 80/2015 (CZ)
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**CORUM : HON'BLE MR. JUSTICE DALIP SINGH, JUDICIAL MEMBER
HON'BLE Dr. DEVENDRA KUMAR AGRAWAL, EXPERT MEMBER**

**PRESENT : Applicant: None
Respondent /State of MP : Shri Sachin K. Verma, Advocate
BMC: Shri Vivek Choudhary, Advocate for
Shri Vijay Choudhary, Advocate**

Date and Remarks	Order of the Tribunal
Order No. 4 18th January, 2016	<p style="text-align: center;">Shri Sachin K.Verma, Learned Counsel appearing for the Respondents pray for time to file the response on behalf of the Respondents to the matter which has been raised by the Applicant particularly what means can be adopted for propagation of the electric crematorium in place of traditional use of fire woods.</p> <p style="text-align: center;">As prayed, let the matter be listed on 23rd February, 2016.</p> <p style="text-align: right;">.....JM (DALIP SINGH)</p> <p style="text-align: right;">.....EM (Dr. D.K.AGRAWAL)</p>

**BEFORE THE NATIONAL GREEN TRIBUNAL, CENTRAL ZONAL BENCH,
BHOPAL**

**Original Application No. 80/2015 (CZ)
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**CORAM : HON'BLE MR. JUSTICE DALIP SINGH, JUDICIAL MEMBER
HON'BLE PROF. A.R. YOUSUF, EXPERT MEMBER**

**PRESENT : Applicant: None
Respondent /State of MP : Shri Sachin K. Verma, Advocate**

Date and Remarks	Order of the Tribunal
Order No.3 19th November, 2015	<p>Shri Sachin K. Verma, Learned Counsel for the State submits that he has so far not received instructions in the matter on behalf of the Respondent No. 1, 2 & 3. As per the office report service has been effected. Learned Counsel for the State as well as Learned Counsel for Bhopal Municipal Corporation are directed to take instruction in the matter. The matter is of utmost significance pertaining to the use of electronic crematorium so that unnecessarily trees do not have to be cut for the said purpose of cremation. It is further stated that electric crematorium which is already installed at Bhopal is non functional, the Respondent need to take a stand and submit on the aforesaid issue. It is further submitted that awareness among the people for utilising such facilities as and when created and made functional. Let the Respondent submit their response on the aforesaid issue.</p> <p style="text-align: center;">Matter be listed on 18th January, 2016.</p> <p style="text-align: right;">.....JM (DALIP SINGH)</p> <p style="text-align: right;">.....EM (PROF. A.R. YOUSUF)</p>

BEFORE THE NATIONAL GREEN TRIBUNAL, CENTRAL ZONAL BENCH,
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Original Application No. 80/2015 (CZ)
Pramode Chugh Vs. State of MP & Ors.

CORAM : HON'BLE MR. JUSTICE DALIP SINGH, JUDICIAL MEMBER
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER

PRESENT : Applicant: Mr. Ravikant Patidar, Adv.

Date and Remarks	Order of the Tribunal
<p>Order No.2 30th September, 2015</p>	<p>Learned Counsel for the applicant prays that he may be issued fresh notice for service upon the Respondents. The prayer made is allowed.</p> <p>Registry is directed to provide fresh set of notice to the Learned Counsel for the Applicant for appearance of the Respondents.</p> <p>List on 19th November, 2015.</p> <p>.....,JM (DALIP SINGH)</p> <p>.....,EM (BIKRAM SINGH SAJWAN)</p>

BEFORE THE NATIONAL GREEN TRIBUNAL, CENTRAL ZONAL BENCH,
BHOPAL

Original Application No. 80/2015 (CZ)
Pramode Chugh Vs. State of MP & Ors.

CORAM : HON'BLE MR. JUSTICE DALIP SINGH, JUDICIAL MEMBER
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER

PRESENT : Applicant: Mr. Ashish Agrawal, Adv.
Mr. Ravikant Patidar, Adv.

Date and Remarks	Order of the Tribunal
Order No.1 7 th September, 2015	<p>Heard. Perused.</p> <p>Admit.</p> <p>Issue notice. Notices be issued Dasti.</p> <p>List on 30th September, 2015.</p> <p>.....JM (DALIP SINGH)</p> <p>.....EM (BIKRAM SINGH SAJWAN)</p> 