

Item No. 03 & 04

Court No. 1

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

Original Application No. 175(THC)/2013
WITH
Original Application No. 436/2015
(M.A. No. 1012/2015)

Namita Maniktala

Applicant(s)

Versus

State of H.P. & Ors.

Respondent(s)

WITH

Laxmender Singh

Applicant(s)

Versus

State of H.P. & Ors.

Respondent(s)

Date of hearing: 10.05.2019

**CORAM: HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON
HON'BLE MR. JUSTICE S.P. WANGDI, JUDICIAL MEMBER
HON'BLE MR. JUSTICE K. RAMAKRISHNAN, JUDICIAL MEMBER
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

For Applicant(s):

For Respondent(s):

ORDER

1. Issue for consideration is the remedial action against dumping of solid waste in river Beas in the State of Himachal Pradesh. The stand of the State of HP is that funds for setting up solid waste processing plant are to be provided by the Central Government which is not being done. There was a conflict between the Ministry of Environment, Forests and Climate Change (MoEF&CC) and the Ministry of Housing and Urban Affairs (MoHUA) of the Central

Government as to who will provide the funds. The Tribunal directed a joint meeting between the two.

2. Vide report dated 28.09.2018, it was stated that a joint meeting was held and the MoHUA had approved the proposal for providing funds to the State of HP under the Swachh Bharat Mission (SBM) which matter was pending. Accordingly, the MoHUA was directed to finalize the same within one month vide order dated 09.01.2019.

3. Action taken report filed by the MoHUA submitted on 22.04.2019 is as follows:

“As can be seen from the minutes of the meeting, it was decided during the discussions that the Government of Himachal Pradesh would merge the 2nd phase of Central Pollution Control Board (CPCB) project with SBM-Urban and seek funds under SBM-U, after getting the project approved by SHPC and send the same to the Ministry (MoHUA) for its funding to the extent of 35% as Central Share, as per the SBM-Urban Guidelines. Thus, the project of CPCB would now be submitted for funding under SBM-Urban after following the requirement of SBM Guidelines and MoHUA would fund its as per the provisions of these guidelines.”

4. In view of above, we direct the Secretary, MoHUA to personally look into the matter and take final decision within one month since matter is pending since long. An action taken report may be furnished to this Tribunal by e-mail at ngt.filing@gmail.com.

A copy of this order be sent to the Secretary, MoHUA by e-mail for compliance.

List for further consideration on 30.08.2019.

Adarsh Kumar Goel, CP

S.P. Wangdi, JM

K. Ramakrishnan, JM

Dr. Nagin Nanda, EM

May 10, 2019
Original Application No. 175(THC)/2013
and other connected matter
DV

