

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

(BY VIDEO CONFERENCING)

M.A. No. 97/2022

In

Original Application No. 05/2020

Rita Sharma & Ors.

Applicant(s)

Versus

State of Himachal Pradesh & Ors.

Respondent(s)

Date of hearing: 21.07.2023

**CORAM: HON'BLE MR. JUSTICE SHEO KUMAR SINGH, CHAIRPERSON  
HON'BLE MR. JUSTICE ARUN KUMAR TYAGI, JUDICIAL MEMBER  
HON'BLE DR. A. SENTHIL VEL, EXPERT MEMBER**

Respondent: Mr. Devesh Kumar, Principal Secretary, UD, Himachal Pradesh  
Mr. Mayank Manta, Advocate

**ORDER**

1. Grievance in this application is compliance of Solid Waste Management Rules, 2016 and compliance of order of this Tribunal.
2. Principal Secretary, Urban Development, Himachal Pradesh attended the proceedings through video conference and submitted that

**“xxx .....xxx.....xxx**  
**ii. Legacy Waste:** - *The legacy waste tender agreement has been done by the Municipal Council, Hamirpur on dated 15-03-2023 with Suntan Life Company and legacy waste process work has been started by the company on dated 04-04-2023 at SWM Plant Daghneri. Machinery installed by the firm Suntan Company are sorter machine, excavator, tipper and weigh Bridge etc. 3121.54 ton legacy waste has been sorted out till dated 02-07-2023 at site . The quantity of legacy waste initially estimated was 2100 tons, whereas the quantity of legacy waste is more than estimate and approximately it is more than nine thousand & five hundred ton. The work is in progress and will be finished in a time bound manner.*

**Legacy Waste Clearance report of Suntan Life company:**

- Municipal Council, Hamirpur had received clearance report regarding legacy waste from Suntan Life vides reference No. STL/2307153 dated 05-07- 2023. As per the contents of said report 2,737.455 tons of bio mining legacy waste has been sorted out / disposed of in the month of May 2023 & June 2023. Approximately 410 tons of RDF recovered from legacy waste during the processing, out of which 31 tons has been disposed of.

**iii. Dry waste:** - The collected dry waste including plastic aft baling through 2 Nos baling machines installed at SWM plant is sent to cement Kiln of M/S Ultra Tech Ltd and Baga Cement works district Solan for final disposal. It is pertinent to mention herein that a total of 2.8 TPD dry waste is being generated everyday and is accordingly disposed off. The month wise detail of plastic forwarded to different agency for final disposal w.e.f. 26-04-2019 to 27-04-2023 and quantity of same is 731115 Kg ( i.e. 731 Tons ) and 28-04-2023 to till date is 117000Kg ( i.e. 117 tons). Now total quantity of plastic has been sent for final disposal = 848115 Kg (i.e. 848.115 Tons.)

**iv. Wet Waste:** - At Present one Organic Waste composting machine (OWC) of capacity one ton is regularly working at SWM Plant to process daily wet waste along with 74 composting pits. The Municipal Council, Hamirpur is going to install 2<sup>nd</sup> OWC machine of 2 tons capacity which will enhance the present capacity to 3 tons.”

3. He has further assured that the legacy waste shall be disposed of within the timeframe of atleast nine months. The report submitted by the State reveals that in the area where solid waste is collected is the forest area and it should be immediately cleared.

4. The Forest Department is directed that the forest land shall not be encroached by illegal means or not to be used for dumping purposes. The State/Respondents are directed to take further remedial actions and ensure disposal of legacy waste within the timeframe and submit an action taken report after three months by e-mail at [judicial-ngt@gov.in](mailto:judicial-ngt@gov.in) preferably in the form of searchable PDF/OCR Support PDF and not in the form of Image PDF.

5. Personal appearance of Principal Secretary, Urban Development, HP is exempted.

6. List the matter on 01.11.2023.

Sheo Kumar Singh, CP

Arun Kumar Tyagi, JM

Dr. A. Senthil Vel, EM

July 21, 2023  
M.A. No. 97/2022  
In Original Application No. 05/2020  
DV