

**BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL (SZ)**

**CHENNAI**

**MAEMORANDUM OF APPLICATION**

**(under section 18 (1) read with section 14, 15 of national Green  
Tribunal Act 2010)**

**Application No. 99 of 2017 (SZ)**

**BETWEEN:**

R.Dhinesh,  
S/o.M.S.Ramasamy,  
No-6, Parvathi Nagar,  
Pudhupalayam,  
Gobichettipalayam.  
Applicant

.....

**-AND-**

- 1. Gobichettipalayam Municipality  
Rep. by its Commissioner  
Municipal Office, Erode Main Road,  
Gobichettipalayam**
- 2. Commissioner of Municipal Administration,  
Chennai.**
- 3. The District Environmental Engineer,  
Tamilnadu Pollution Control Board,  
Erode.**

..... Respondents

**Status report filed by the 1<sup>st</sup> Respondent**

I, J. PREM ANAND, S/o. K.A. Jayaraj, Hindu, aged about 38 years,  
working as Municipal Commissioner, Gobichettipalayam Municipality,

J  
ME

J.P.  
Commissioner  
Gobichettipalayam Municipality

Erode District., do hereby solemnly affirm and sincerely state as follows;

1. I am the 1<sup>st</sup> Respondent here in and as such, I am well acquainted with the facts and circumstances of the case. I am swearing this compliance affidavit on the basis of the records available in the office of this Respondent.

2. I submit that R.Dhinesh have filed an Original Application before the Hon'ble National Green Tribunal (SZ) in O.A. No.99/2017 against (1) The Commissioner, Gobichettipalayam Municipality (2) The Commissioner of Municipal administration, Chennai. (3) The District Environmental Engineer, Tamil Nadu Pollution Control Board, Perundurai alleging that the petitioner has filed Case against Gobichettipalayam Municipality to Shift the compost yard to some other place, which has resulted in Environment pollution to the neighboring Residential Area.

3. Gobichettipalayam is a Selection Grade Municipality located at Erode District in Tamil Nadu. It is located at a distance of 37 Km from Erode with an extent of 7.51 sq. km and has a population of 59523 as per Census India 2011.

4. The Respondent submits that a land in Survey No.3, Block 5, Ward D to an extent of 1.89 acres at this Town was utilized as Gobichettipalayam Municipality's Compost Yard. The same was in use for more than 50 years. It is necessary to state that compound wall was constructed to prevent the pollution and trees were also planted to form a green circle around the said area.

  
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Commissioner  
Gobichettipalayam Municipality

5. It is submitted that this Respondent had taken earnest efforts to find other places for constructing new compost yards. Though permissions were obtained to set up, in different locations, the same had ended up in failures due to objections of the nearby villagers of every single location.

6. It is submitted that the above mentioned practice came to the existence after the implementation of Solid Waste Management Rules, 2016, in the Municipality. Till the implementation of the same the waste generated were segregated and kept accumulated in the impugned site, as the same was far from habitations.

7. This Respondent submits that though maximum efforts were made and proper steps were followed to segregate and dispose the waste, the same lead to accumulation of waste in the impugned site. Hence this Respondent engaged M/s. Aicon Surveys Private Limited, Puducherry, in March 2015 to find the quantity of legacy waste dumped at the Karattur compost yard. The volume of legacy waste at the dumpyard is found to be 40000 m<sup>3</sup> and accordingly this Respondent Municipality received Administrative sanction and Technical sanction for the same.

8. It is submitted that based on the Administrative sanction accorded by the Commissioner of Municipal Administration, Government of Tamil Nadu, this Respondent Municipality had engaged M/s. Sri Sivaraman & Co., Gobichettipalayam as the Concessionaire as per the terms of the Work Order (ROC. No. 3395/2015/E1 dated 30.10.2018) for the removal of the accumulated legacy waste dumped in the compost yard at the rate of Rs. 639 per m<sup>3</sup> through bio-mining process.

9. It is submitted that this Respondent Municipality had also engaged the Centre for Environmental Studies (CES), Anna University, Chennai as

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Commissioner  
Gobichettipalayam Municipality

Project Management Consultant to assess the progress of work by periodic site visits, volume measurements, observations at the site and review of records. The findings the CES team, consisting of Dr. Kurian Joseph, Professor, Dr. S. Karthikeyan, Associate Professor and the Project Associates periodically visited the site and the work progress was assessed. The Progress of the work as of November 2019 revealed that around 40,000 m<sup>3</sup> of legacy wastes dumped within the Compost Yard has been processed and about 1134 m<sup>3</sup> of the recovered materials had been disposed.

**10.** It is necessary to state that when this Respondent started the dumping of waste in the impugned site, there happened to be no residents or any developments around the place. The said place was used to convert the daily waste generated in the Municipality into manure. After start of plastic use, the actual problem arose and that lead to accumulation of about 40,000 Cum of waste.

**11.** Due to the sudden breakout of the Corona Virus and the Pandemic situation a state-wide lockdown was imposed from 25.03.2020. This Municipality has been very much involved with the said work and time was consumed in the bio-mining process. It is submitted that after completing of bio-mining process, a Mass cleaning work was also carried out and all works were completed on 25.08.2021. Though it is pandemic situation and lock down period, this Municipality in obedience to the order of the Hon'ble National Green Tribunal, have cleared the legacy wastes to an extent of 40,000Cum from the dump site, except buffered quantity of 2682 Cum. It is submitted that for the purpose of removing the remaining 2682Cum of waste, a tender was issued on 15.09.2021. But due to failure of the same, a re-Tender was published on 21.10.2021 and a tender was received on 21.10.2021. Following which a work order was issued on

  
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Commissioner  
Gobichettipalayam Municipality

29.10.2021 to M/s. Explosive Enterprises, Gobichettipalayam. Buffered quantity of 1350 cum is processed and remaining 1332 cum will be processed on or before 31.03.2022 and delay is due to the North East Monsoon and extended lockdown period for Corona Virus infection preventive Activities. Assistant Engineer, O/o Tamil Nadu Pollution Control Board, Perundurai, also visited the compost yard site on 28.01.2022. Gobichettipalayam Municipality requested Anna University to visit compost yard site (ROC No. 3395 /2015/E1) dated 21.12.2021. For that, Anna University, Chennai instructed Agricultural University, Coimbatore to take soil sample from different places of compost yard site. Accordingly, on 31.01.2022, Agriculture University, Coimbatore, representative took soil samples from different places and results are awaited. Moreover, water samples are taken all around compost yard on 08.12.2021 & reports were obtained on 16.12.2021, from Tamil Nadu Water Supply and Drainage Board, Erode.

**12.** It is therefore prayed that this Hon'ble Court may be pleased to accept this compliance report and grant time till 30.03.2022 for removing the waste from the impugned site and start the remediation work and thus render justice

Solemnly affirmed on this the : BEFORE ME  
2<sup>nd</sup> day of February, 2022 :  
And signed his name in my presence. :



(ADVOCATE: CHENNAI)

  
Commissioner  
Gobichettipalayam Municipality

**BEFORE THE HON'BLE  
NATIONAL GREEN  
TRIBUNAL (SZ) CHENNAI  
OA No. 99 of 2017 (SZ)**

**Status report filed by the 1<sup>st</sup> Respondent**

**COUNSEL FOR THE 1<sup>ST</sup> RESPONDENT**

**KamaleshKannan.S**



**TEST WATER BEFORE TASTE**

**TAMILNADU WATER SUPPLY AND DRAINAGE BOARD**

**District Level Water Testing Laboratory**

TWAD Board, Jaouli Nagar, Ramanathapuram Pudur Post, Erode - 638 005.

**TEST REPORT**

☎ : 0424 - 2534594

From  
B Priyadharshini, M.E.,  
Junior Water Analyst(A/C),  
TWAD Board, DWT Lab,  
Erode.

To  
The commissioner  
Municipal office,  
Gobichettipalayam

Lr.No: Nil/2021/E.Private Sample/DWA/2021/Dated: 13/12/2021

Sub: Examination of water sample - Report furnished - Reg.  
Ref: 1) Your Lr.No Nil/2021/Date 07/12/2021  
2) T.O Invoice No 8358 /Dt 08/12/2021 for Rs.4956-

The results of analysis for the water sample sent under reference is furnished below

Sample No		3801	3802	3803		
Date of Collection		08.12.2021	08.12.2021	08.12.2021		
Date of Receipt		08.12.2021	08.12.2021	08.12.2021		
Scheme		Horz well	Bore well	Bore well		
Source		BW	BW	BW		
Location of Sampling		42 B budhar veedu	60 c jvahanlalnehru	14 annmar kool		
Taluk		Gobichettipalayam	Gobichettipalayam	Gobichettipalayam		
Dist		Gobichettipalayam	Gobichettipalayam	Gobichettipalayam		
Union		Gobichettipalayam	Gobichettipalayam	Gobichettipalayam		
Collected by		Venkatachalapathi	Venkatachalapathi	Venkatachalapathi		
<b>BIS 10500 : 2012</b>		<b>RESULT OF WATER SAMPLE</b>				
<b>I</b>	<b>PHYSICAL EXAMINATION</b>	<b>Acceptable limit</b>	<b>Permissible limit in the absence of alternate source</b>	<b>3801</b>	<b>3802</b>	<b>3803</b>
1	Appearance	--	--	Clear	Clear	Clear
2	Colour (Pt.Co - scale)	5	15	Colourless	Colourless	Colourless
3	Odour	Agreeable	Agreeable	None	None	None
4	Turbidity NT units	1	5	0	0	0
5	Total dissolved solids, mg/L	500	2000	1134	2641	1795
6	Electrical conductivity micro mho/cm	--	--	1620	3773	2564
<b>II</b>	<b>CHEMICAL EXAMINATION</b>					
7	pH	6.5 to 8.5	6.5 to 8.5	7.21	6.90	6.94
8	Ph-Alkalinity as CaCO <sub>3</sub> mg/L			0	0	0
9	Total Alkalinity CaCO <sub>3</sub> mg/L	200	600	376	570	440
10	Total Hardness as CaCO <sub>3</sub> mg/L	200	600	260	940	600
11	Calcium as Ca mg/L	75	200	NT	NT	NT
12	Magnesium as Mg mg/L	30	100	NT	NT	NT
13	Sodium as Na mg/L	--	--	NT	NT	NT
14	Potassium as K mg/L	--	--	NT	NT	NT
15	Iron as Fe mg/L	0.3	1.0	0.00	0.00	0.00
16	Manganese as Mn mg/L	0.1	0.3	0.00	0.00	0.00
17	Free Ammonia as NH <sub>3</sub> mg/L	0.5	0.5	0.00	0.00	0.00
18	Nitrite as NO <sub>2</sub> mg/L	--	--	0.00	0.00	0.00
19	Nitrate as NO <sub>3</sub> mg/L	45	45	17	22	18
20	Chloride as Cl mg/L	250	1000	118	12	12
21	Fluoride as F mg/L	1	1.5	0.7	0.8	0.9
22	Sulphate as SO <sub>4</sub> mg/L	200	400	111	174	148
23	Phosphate as PO <sub>4</sub> mg/L	--	--	0.00	0.00	0.00
24	Iodine Test 4hrs as O <sub>2</sub> mg/L	--	--	0.00	0.00	0.00
25	Free residual chlorine mg/L	0.2	1.0	NT	NT	NT
<b>III</b>	<b>BACTERIOLOGICAL EXAMINATION</b>					
1	Fecal coliform (colonies per 100 ml)	0	0	90	120	80

REPORT:3801 To 3803: The given water sample is **chemically potable bacteriologically contaminated**. Hence proper treatment should be done. Proper chlorination must be administered to maintain the residual chlorine level 0.2mg/L at consumer End.

REPORT 3801: chemically potable bacteriologically contaminated.

REPORT 3802: Non chemically potable bacteriologically contaminated

REPORT 3803: Non chemically potable bacteriologically contaminated

*Dupathubrij.B*  
15/12/2021  
Junior Water Analyst(A/C),  
TWAD Board, DWT Lab,  
Erode.