

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

Original Application No. 914/2018

Sacred Heart Public School
Chopra Education Society

Applicant(s)

Versus

Municipal Council & Ors.

Respondent(s)

Date of hearing: 07.05.2019

**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): Mr. Vaibhav Agnihotri and Ms. Ananttika
Singh, Advocates

For Respondent(s):

ORDER

1. Issue for consideration is the remedial measures against illegal dumping and burning of garbage near a school by the Municipal Council, Kapurthala.
2. The Tribunal considered the matter on 14.11.2018 and a report was sought from the Deputy Commissioner, Kapurthala which was considered on 14.01.2019. Since the report was not satisfactory, a further report was sought from the Secretary, Urban Development. However, instead of furnishing such report by the Secretary, Urban

Development, a report has been received from the Municipal Council, Kapurthala only. The report mentions that plan for remediation has been prepared and machines have been purchased.

3. Learned Counsel for the applicant has filed photographs showing that garbage is being dumped as before and is also being burnt.
4. We may note that vide order dated 16.01.2019 in O.A. No. 606/2018, finding the situation of Compliance of SWM Rules, 2016 to be unsatisfactory, the Tribunal required personal presence of the Chief Secretary, State of Punjab, apart from the Chief Secretaries of other States/UTs. Chief Secretary, Punjab appeared in person on 07.03.2019 and furnished response and also assured this Tribunal that requisite steps will be taken and he himself will monitor the situation with the District Magistrates concerned.
5. In view of above, we direct the Chief Secretary, Punjab to look into the subject of solid waste management at Kapurthala.
6. The applicant may furnish such photographs to the Chief Secretary, Punjab along with any other material. We also permit the applicant to furnish requisite material to the Committee constituted by this Tribunal vide above order dated 16.01.2019 in O.A. No. 606/2018 headed by Justice Pritam Pal Singh, former Judge, Punjab & Haryana High Court for consideration.

7. The Chief Secretary, Punjab may include the report of the action taken in quarterly report to be furnished to this Tribunal in terms of order dated 07.03.2019.

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

The application is disposed of.

Adarsh Kumar Goel, CP

S.P. Wangdi, JM

K. Ramakrishnan, JM

Dr. Nagin Nanda, EM

May 07, 2019
Original Application No. 914/2018
DV

