

BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL

PRINCIPAL BENCH, NEW DELHI

O.A. No. 250 of 2024 & I.A No. 118/2024

IN THE MATTER OF:

Sudesh Prakash Sabbarwal

.....Applicant

Versus

Union of India & ORS

.....Respondent

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Through



PUJA KALRA

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NEW DELHI

DATED 16/01/2025

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ACTION TAKEN REPORT ON BEHALF OF THE MCD IN
COMPLIANCE OF THE ORDER DATED 14.10.2024 PASSED BY
THE HON'BLE NATIONAL GREEN TRIBUNAL PRINCIPAL
BENCH, NEW DELHI.

MOST RESPECTFULLY SHOWETH:

That the present original application has been filed by the applicant before Hon'ble NGT, Principal Bench, ND, with the grievance regarding removal of dhalao/garbage dump situated about 30.00 M away from Gate No. 6 of AIIMS, New Delhi and is a major source of Air-Pollution. Last date of hearing in the matter was on 14.10.2024.

That it is to submit that the dhalao near Ring Road in South Extension Part-I is in existence for more than 30 years and is being used for Collection of Municipal Solid Waste/Street Sweeping Waste of the nearby area having congested residential and commercial establishments. This dhalao is about 180 M away from Gate No. 6 of AIIMS in opposite side of AIIMS and other side of Ring Road in South Extension-I, for its

further disposal to disposal sites. The daily generated MSW from the nearby congested areas of A, B, C, D, E, F & H blocks of South Extension Part-I, Amrit Nagar, Arya Nagar Basti, D-Block Mandir, C-Block Housing Society, South Extension Part-I market and Kotla Mubarakpur Market is being collected from each household every day. The MSW is being collected with the help of four no's of DDSIL auto Tippers and about 18-20 rickshaws of private waste collectors integrated with DDSIL. So far the dhalao in question is concern, it caters the abovementioned areas and an approximate quantity of 12.00 - 14.00 M.T. of MSW is being collected and removed from this point by MTS vehicles through 2-3 trips per day as per requirement.

The nearest FCTS from this dhalao is about 1.5 KM away in Bapu Park, Kotla Mubarak Pur and the garbage of this dhalao cannot be diverted to the nearest FCTS due to reason that there is heavy traffic on this route and shifting of garbage to be present FCTS would cause congestion, which is 1.50 km away. It is also to specify that there is already huge load of quantum of garbage collection at the present FCTS site in Papu Park KMP, on daily basis.

That the existing collection and transportation work of different kinds of waste in Central Zone was awarded in M/s DDSIL, Dakshini

Dilli Swachh Initiative Limited (100% subsidiary company of M/s IL&FS Environmental and Intra. Services Ltd.) vide LOI No. EE (EMS)/SZ/2015/533 dated 21.09.2015 and the agreement for the same was executed on 19.11.2015 for the period of 07 years. Presently M/s DDSIL is working under the 3rd year extension period from 19.11.2024 to 30.06.2025 after completing 07 years of concession period from 19.11.2015 to 18.11.2022 and first year extension from 19.11.2022 to 18.11.2023 and second year extension from 19.11.2023 to 18.11.2024.

That DPCC carried out the inspection of the dhalao on 08.10.2024 in compliance of the Hon'ble NGT orders dated 12.07.2024 and submitted report to Hon'ble NGT on 14.10.2024 (Photocopy annexed as Annexure – “A”) vide which various deficiencies were observed by DPCC for which MCD has been directed to ensure the following:-

- a) Proper entry gate on the Dhalao to avoid unauthorized entry into the Dhalao.*
- b) Proper Roof to prevent rain-water into Dhalao.*
- c) Instead of dumping wet waste at the Dumpsites (Biodegradable) waste should be composted.*
- d) Cleanliness & Hygienic conditions at the above-mentioned Dhalao that there is no smell from the operation of Dhalao.*
- e) That segregated Municipal Solid Waste is received and processed at the Municipal Solid Waste Processing Facilities in Delhi as per the provisions of the Solid Waste Management Rules, 2016.*

That the dhalao site was inspected by senior officers on 23.10.2024 and it was decided during inspection that a proposal for improvement/renovation of the dhalao be initiated. Accordingly a proposal for improvement/renovation of the dhalao was initiated, amounting to Rs.15, 98,600/- consisting mainly following works.

1. Providing gate at the dhalao site.
2. Providing roof structure of GI sheet.
3. Increasing the dhalao area by amalgamation the part area of the SI office adjoining to this dhalao, to streamline the smooth collection of MSW at this site by providing more numbers of garbage bins.
4. Providing CC payment of flooring and ramp etc.
5. Providing tile work etc.
6. Painting and white washing.
7. Other miscellaneous works.

The budget amounting to Rs.15,98,600/- got allocated and the tenders for the same has been received on 21.11.2024 and now the work is in the stage of award to the successful bidder. The work shall be started after the award of the work and shall be completed within 45 days after stipulated date of start of the work.

That with regard to the further award of the work of collection and transportation of different kind of waste in Central Zone to the new Concessionaire, it is to mention that the proposal for approval of rate &

agency in favor of M/s AG Enviro Infra Project Limited has not been finalized, due to non formation of the Standing Committee in MCD, as the matter of constitution of Standing Committee is Sub-judice and pending in Hon'ble Supreme Court. It is also to mention that the new Concessionaire may take 4-6 months to mobilize the work after issuance of LOA and to take-up the work in the area of entire Central Zone.

That further following steps shall be taken up by MCD to improve MSW collection and transportation services in South Extension Part-I and adjoining area being maintained as per the provisions of the Solid Waste Management Rules, 2016.

A. Deployment of more nos. of auto tipper for primary collection of MSW

One more auto tipper has been deployed in addition to already deployed three auto tippers totaling to four nos. of tippers for primary collection of MSW from the area, so that the MSW collected by the private rag pickers/ municipal sanitation workers can be transferred to auto tippers, from their work place/sites, to avoid accumulation of garbage at the dhalao in question. The collected garbage through auto tippers is being transferred to the MTS (Mobile Transfer Station) or to the

nearest FCTS (Fixed Compactor Transfer Station) to avoid accumulation of garbage at the dhalao site.

B. Awareness of source segregation of MSW through IEC Activities

An intensive IEC (Information, Education and Communication) activities are being done for awareness among the residents of the South Extension Part-I to improve the source segregation/ home composting of waste by the residents and by commercial establishment in the area. Every effort is being made to approach all the residential and commercial units in this regard.

C. Integration of private rag pickers with M/s DDSIL

A survey of all the private waste collectors collecting door to door MSW from South Extension Part-I area has been done and about 18-20 nos. private waste collectors has been identified. The route and timing of collection of waste by these rag pickers has also been prepared and auto tippers deployed additionally has been assigned the work for getting the waste transferred from rag pickers at their end points of the route. This has reduced the quantum of waste collection at the SCPs points, thus improving the sanitation condition at SCPs. Identity card has been issued by M/s DDSIL while integrating them. Gloves/ Gum Boots have also

been distributed as well as their vehicles have been painted by M/s DDSIL. Time to time awareness program of these rag pickers is being done by IEC team of M/s DDSIL for collection of segregated garbage from the residents.

D. Deployment of extra garbage bins of 1.1cum capacity

To avoid the overflow of garbage and littering of garbage on ground sufficient nos. of extra garbage bins for separate collection of dry waste, wet waste & street sweeping waste has been deployed in proportion of the garbage coming at these sites. This has improved the sanitation condition at the garbage collection sites. The details of the garbage bins deployed at this site are as under: -

S. No	Location of dhalaos	Green Bins (Wet Waste)	Blue Bins (Dry Waste)	Brown Bins (Street Sweeping Waste)
1.	Dhalao near Ring Road in South Extension Part-I	14	03	02

E. Repair & maintenance of garbage bins

All the garbage bins at these sites has been repaired and painted completely. Presently there is no damaged bin at the site.

F. Operation and Maintenance of Wet waste compost pits

The Wet waste suitable for making compost is being segregated and transferred to the nearest compost pit sites of MCD in Defence Colony and at Captain Gaur Marg, Lajpat Nagar.

G. Spraying of disinfectant at the dhalao sites

To maintain better sanitation at the dhalao site, disinfectant is being sprayed on daily basis.

That it is assured that this dhalao shall be maintained in good sanitary condition and every possible effort will be made by the department to maintain the same in good sanitary condition as per the provisions of the Solid Waste Management Rules, 2016.



EE (EMS) CNZ

Executive Engineer (EMS) CNZ
Municipal Corporation of Delhi

By Email / Speed Post



DELHI POLLUTION CONTROL COMMITTEE
DEPARTMENT OF ENVIRONMENT, GOVT. OF NCT OF DELHI
3rd FLOOR, DELHI IT PARK, SHASTRI PARK, DELHI-110053
visit us at: <https://dpcc.delligovt.nic.in>



F. No.: DPCC/WMC-II/SWM/ OA 250_2024/ 3100- 3102

Dated: 9/10/2024

To,

The Commissioner,
Municipal Corporation of Delhi,
9th Floor, Dr.S.P.M Civic Center, JLN Marg,
Delhi-110002.

Sub: Order dated 12.07.2024 of Hon'ble National Green Tribunal in OA No. 250/2024 titled: Sudesh Prakash Sabberwal V/s Union of India & Ors.

Sir,

This has reference to the Order dated 12.07.2024 of Hon'ble National Green Tribunal in OA No. 250/2024 titled: Sudesh Prakash Sabberwal V/s Union of India & Ors regarding grievance against the dumping of garbage/garbage bin/dhallon having stretch of around 30 mtrs. situated opposite Gate no. 6 of All India Institute of Medical Sciences (AIIMS), New Delhi at 60 mtrs. wide Ring Road 1F South Extension 1, New Delhi at the entrance of the South Extension-1 Market. With respect to the said order, an inspection of Dhalao No. 34 Ward No. 147-S, Central Zone, opposite to AIIMS Gate No. 6 was carried out by team of DPCC on 08.10.2024.

Following are the deficiencies observed during the Inspection on 08.10.2024:

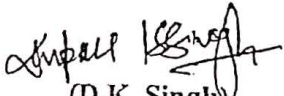
1. The Dhalao found partially filled with mixed garbage and spilling over the road in front of the Dhalao.
2. The Dhalao is bounded on three sides. However, without any Gate and open from top(not having roof).
3. Total 11 Garbage Bins observed at Dhalao. All found filled with mixed Garbage. Some of the Garbage bins were placed at roadside.
4. Some Garbage found lying on the road side.
5. There was foul smell due to garbage.
6. At the time of Inspection, 06 no. of informal ragpickers found unloading garbage into the dhalao and segregating Cardboard, Plastic bottles, Glass bottles and Thermacol from the garbage and collecting in their bags.
7. As per local enquiry, garbage lifting at the Dhalao is done twice in a day (morning and evening). However, sometimes the garbage is not lifted at regular intervals leading to the overfilling of Dhalao and spilling of garbage on the road.
8. Tricycles of Agency(Concessionaire M/s Dakshin Dilli Swachh Initiatives Limited (DDSIL)) and informal ragpickers found on the road side.

In view of the above MCD is hereby directed to ensure the following:

- a) Proper entry gate on the Dhalao to avoid unauthorized entry into the Dhalao.
- b) Proper Roof to prevent rain-water into Dhalao.
- c) Instead of dumping wet waste at the Dumpsites (Biodegradable) waste should be composted.
- d) Cleanliness & Hygienic conditions at the above-mentioned Dhalao.
- e) that there is no smell from the operation of Dhalao.
- f) that segregated Municipal Solid Waste is received and processed at the Municipal Solid Waste Processing Facilities in Delhi as per the provisions of the Solid Waste Management Rules, 2016.

MCD shall ensure above and submit Action Taken Report along with proposal, if any, for closure of above mentioned Dhalao, to this office within 15 days.

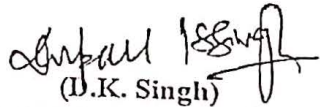
Yours Sincerely,


(D.K. Singh)

Addl. Director, WMC-II

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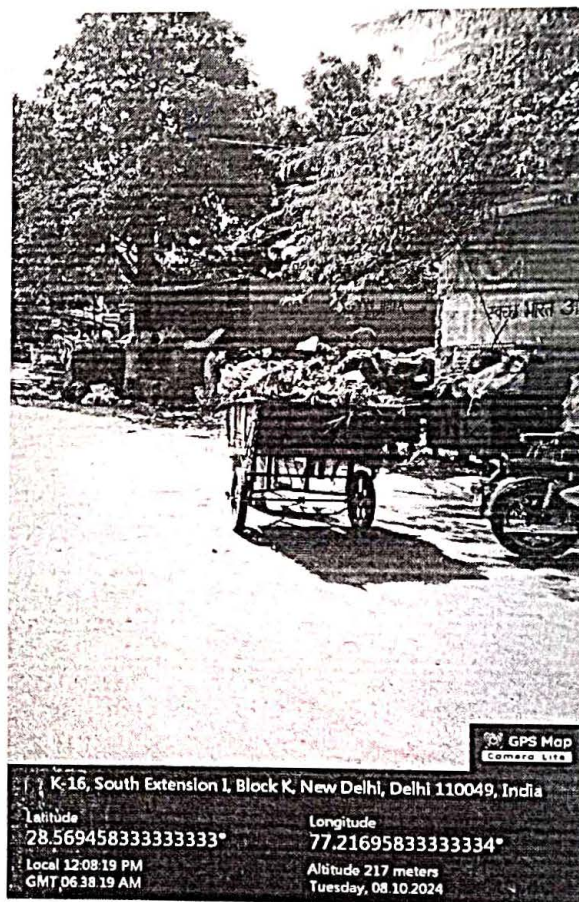
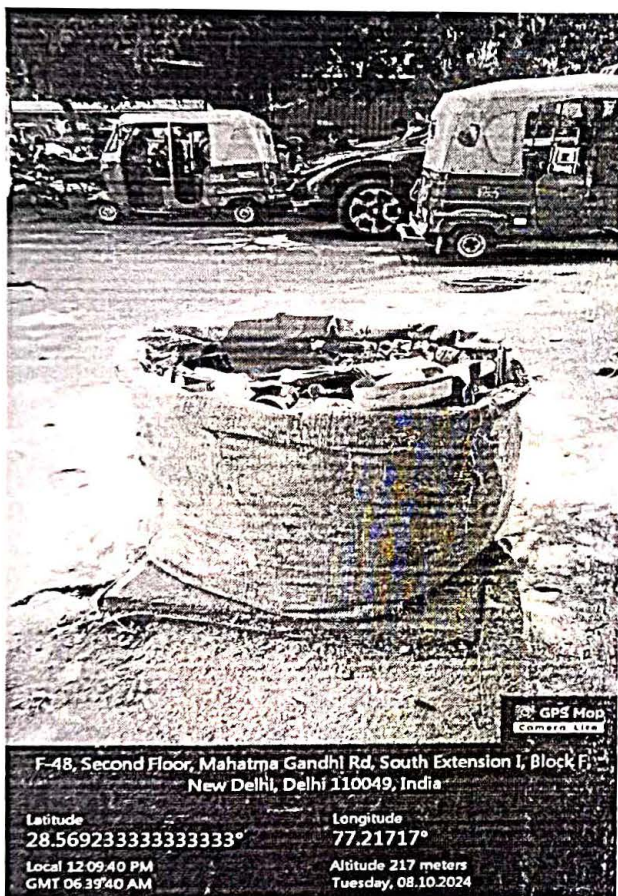
1. Addl. Chief Secretary, Urban Development Deptt. Govt. of NCT of Delhi 9th Level, Delhi Secretarial, I.P. Estate, Delhi-02.
2. Member Secretary, DPCC.


(I.K. Singh)

Addl. Director, WMC-II

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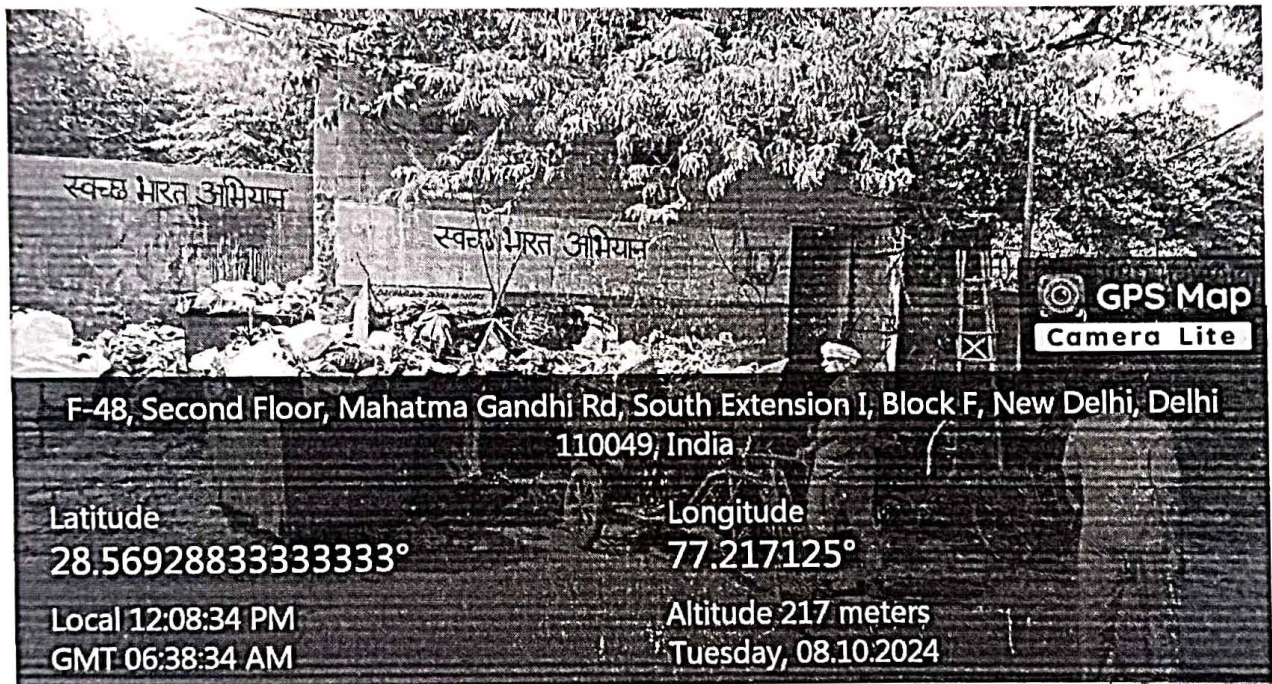




Photographs taken during the inspection of Dhalao No. 34 Ward No. 147-S, Central Zone, opposite to AHMS Gate No. 6, carried out by team of DPCC on 08.10.2024

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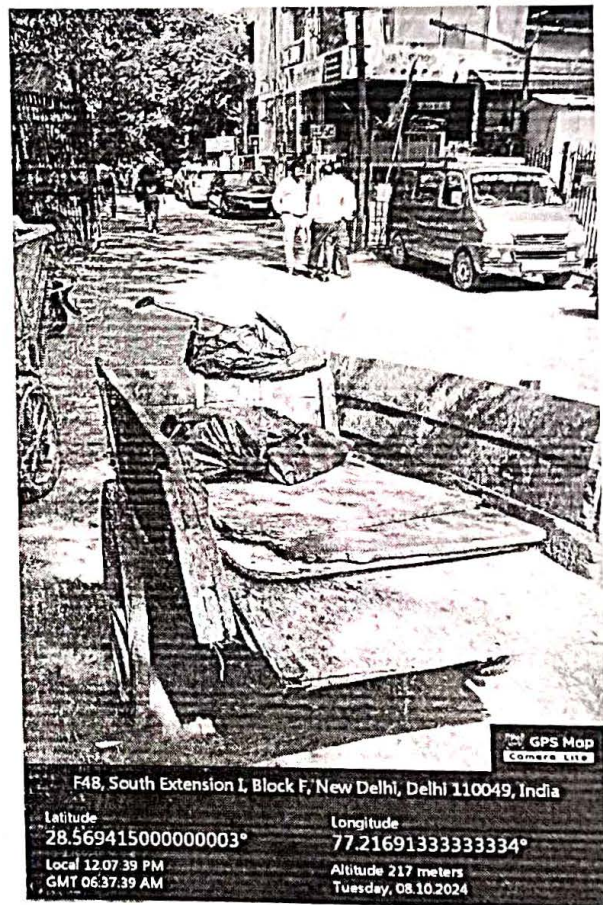
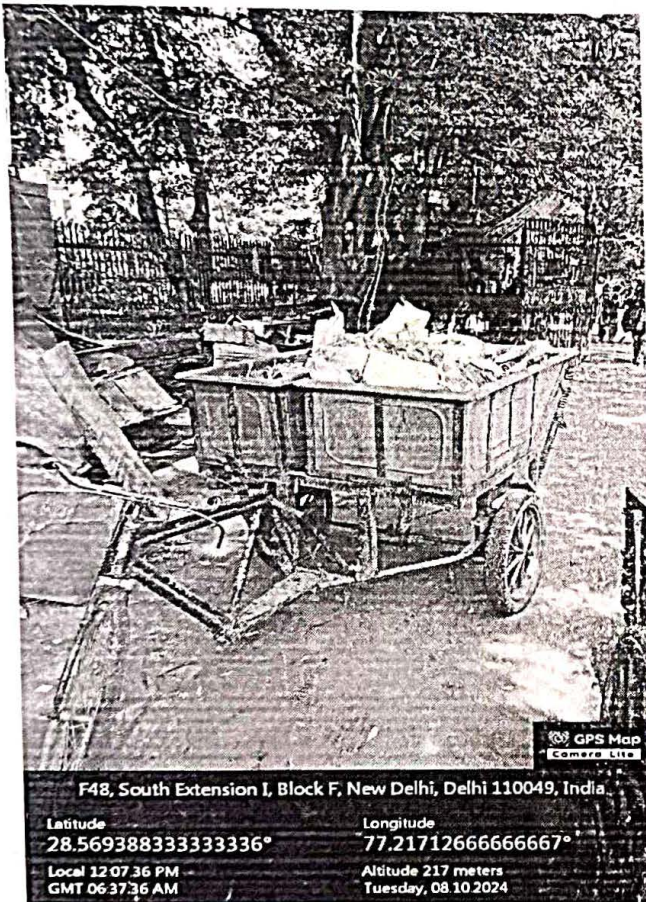
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Photographs taken during the inspection of Dhalao No. 34 Ward No. 147-S, Central Zone, opposite to AIIMS Gate No. 6, carried out by team of DPCC on 08.10.2024

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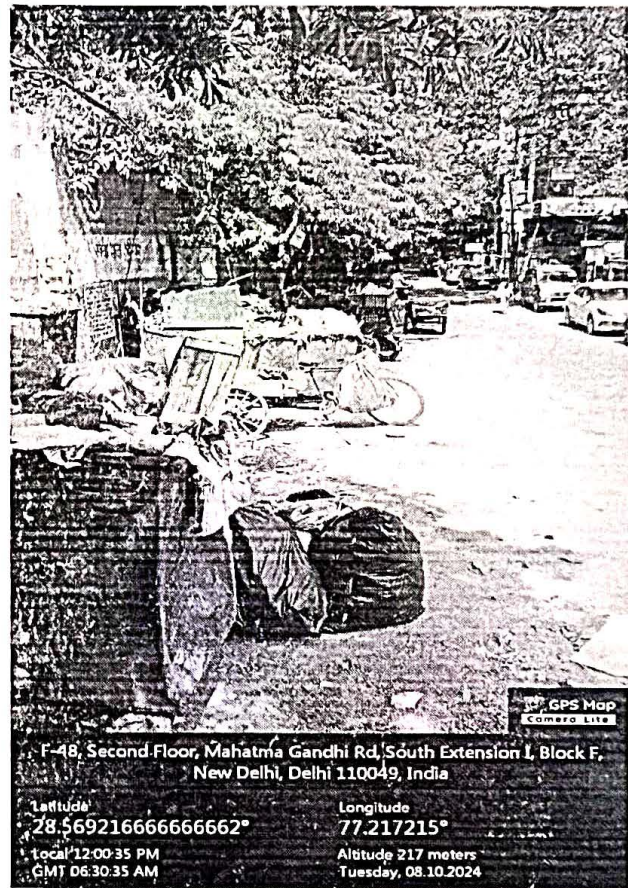
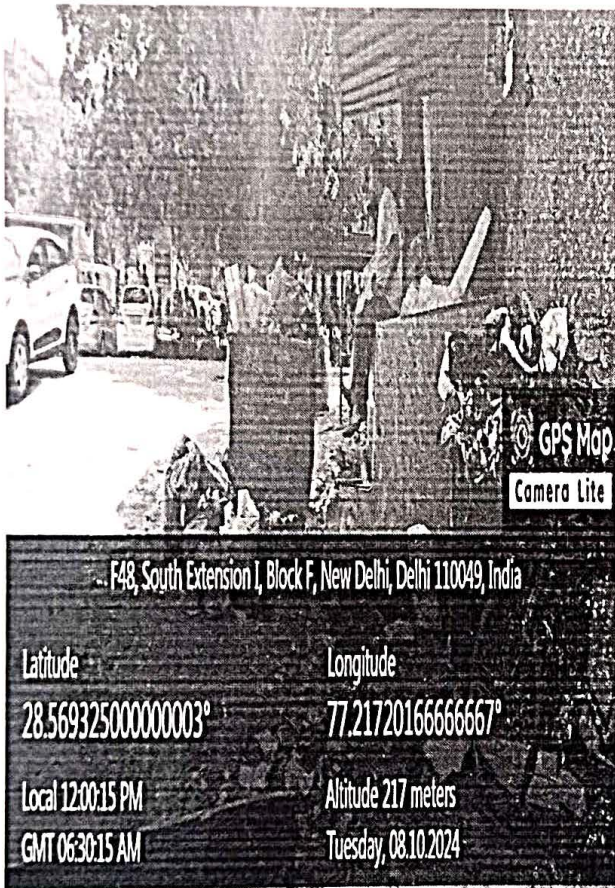
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Photographs taken during the inspection of Dhalao No. 34 Ward No. 147-S, Central Zone, opposite to AIIMS Gate No. 6, carried out by team of DPCC on 08.10.2024

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Photographs taken during the inspection of Dhalao No. 34 Ward No. 147-S, Central Zone, opposite to AIIMS Gate No. 6, carried out by team of DPCC on 08.10.2024

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Report of Inspection of Dhalao No. 34 Ward No. 147-S, Central Zone, opposite to AIIMS Gate No. 6, carried out by team of DPCC on 08.10.2024

An inspection of Dhalao No. 34 Ward No. 147-S, Central Zone, opposite to AIIMS Gate No. 6 was carried out by team of DPCC on 08.10.2024 w.r.t. Order dated 12.07.2024 of Hon'ble NGT in OA No. 250/2024 in Sudesh Prakash Sabberwal V/s Union of India & Ors.

Following is the brief of observations made during the Inspection:

1. ~~Dhalao No. 34 Ward No. 147-S, Central Zone, opposite to AIIMS Gate No. 6.~~
2. Name of Agency - Dakshin Dilli Swachh Initiatives Limited (DDSIL) (Special Purpose vehicle of MCD).
3. The Dhalao found partially filled with mixed garbage and spilling over the road in front of the Dhalao.
4. The Dhalao is bounded on three sides. However, without any Gate and open from top (not having roof).
5. Total 11 Garbage Bins observed at Dhalao. All found filled with mixed Garbage. Some of the Garbage bins were placed at roadside.
6. Some Garbage found lying on the road side.
7. There was foul smell due to garbage.
8. At the time of Inspection, 06 no. of informal ragpickers found unloading garbage into the dhalao and segregating Cardboard, Plastic bottles, Glass bottles and Thermacol from the garbage and collecting in their bags.
9. As per local enquiry, garbage lifting at the Dhalao is done twice in a day (morning and evening). However, sometimes the garbage is not lifted at regular intervals leading to the overfilling of Dhalao and spilling of garbage on the road.
10. Tricycles of Agency and informal ragpickers found on the road side.
11. Photographs taken during the inspection are enclosed.


08/10/2024
(Krishan Kaushik)
Jr. Env. Engineer
WMC-II, DPCC

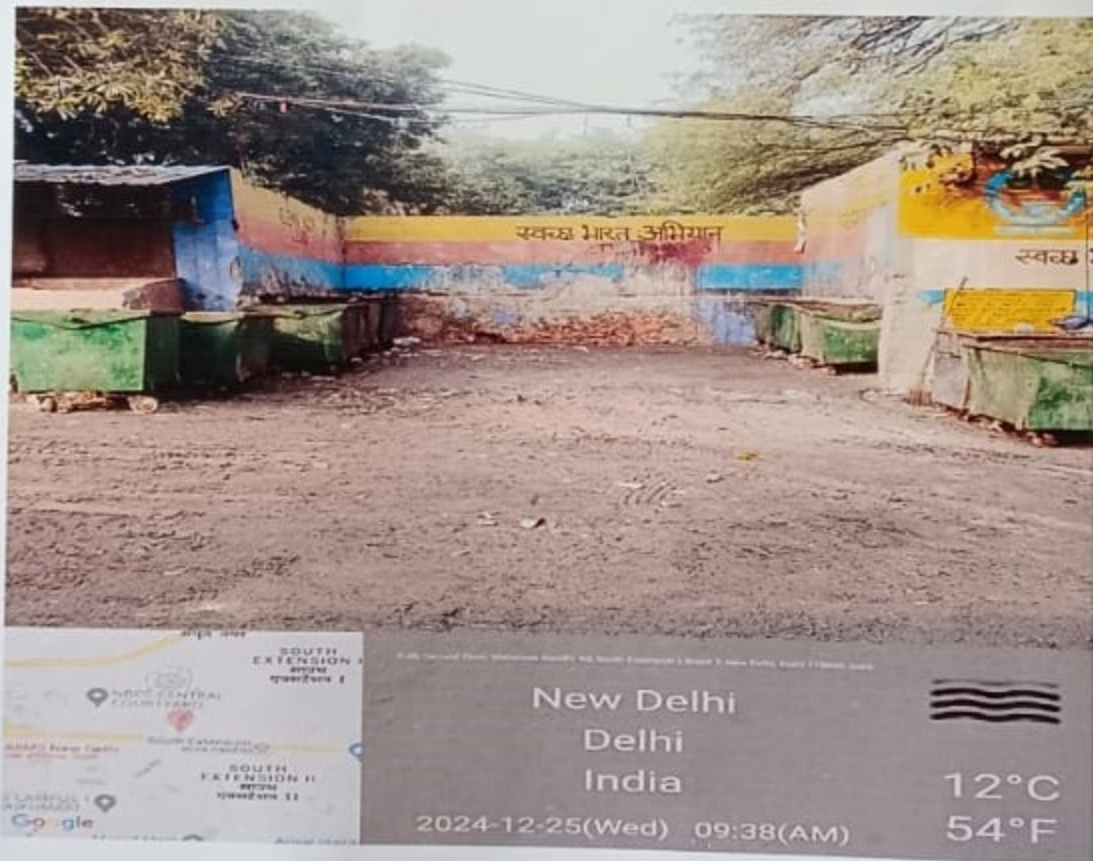
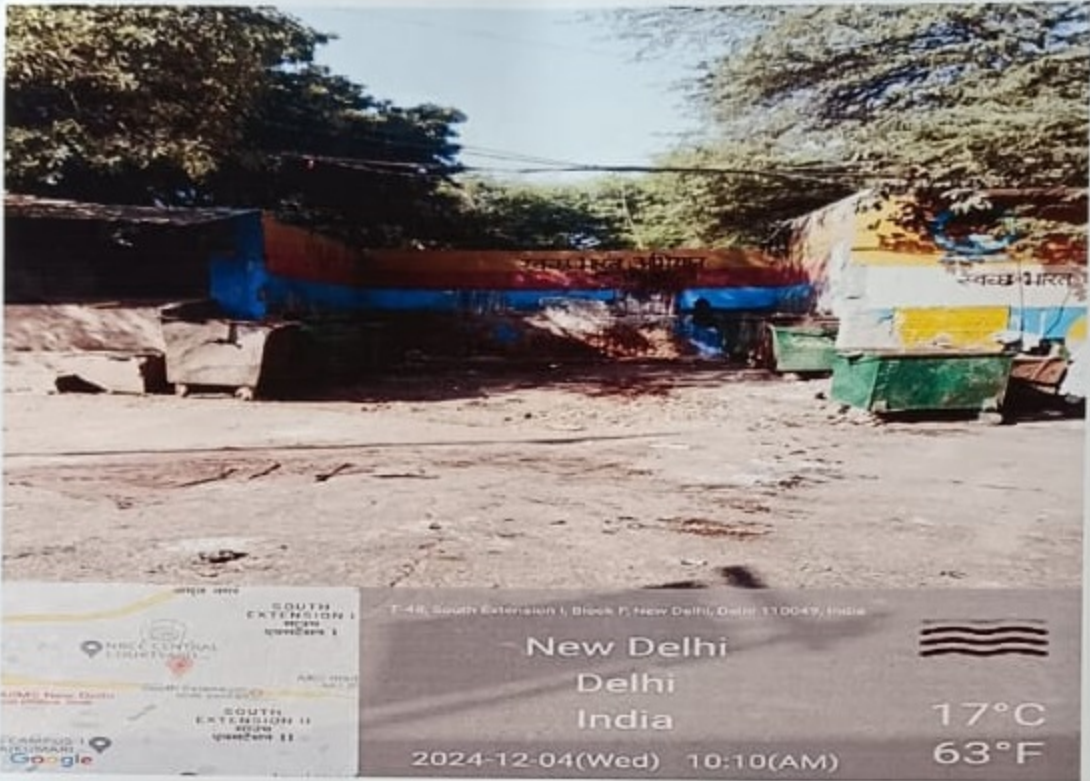

08/10/2024
(Ankit Sindhu)
Trainee
WMC-II, DPCC

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Photographs of the dhalao near F-48, NDSE-I, New Delhi



Photographs of the dhalao near F-48, NDSE-I, New Delhi

