

Item No.07

Court No. 1

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

Original Application No. 211/2019

Sunil Kumar

Applicant(s)

Versus

Delhi Pollution Control Committee & Ors.

Respondent(s)

Date of hearing: 26.03.2019

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

For Applicant(s): Dr. S.S. Hooda and Mr. Aditya Hooda,
Advocates

ORDER

The issue for consideration is the operation of garbage godowns in Ward No. 60E Soniya Vihar, Shahdra, Delhi, without consent to operate causing noise and air pollution beyond the prescribed norms, affecting health of the inhabitants.

According to the applicant, there are 400 garbage godowns where garbage is continuously burnt and high decibel noise pollution is created. In the said godowns, there is breakage of iron and steel garbage, releasing dangerous oxides. Godowns do not have any consent to operate or registration under the Plastic Waste Management Rules, 2016 and are violating general standards prescribed under Schedule VI, and specifically under Serial. No. 100 (Common Hazardous Waste Incinerator) of Schedule I of the Environment (Protection) Rules, 1986.

The applicant has also pointed out that this Tribunal has dealt with the matter vide order dated 20.04.2015 in Original Application No. 21/2014, Vardhman Kaushik v. Union of India and directed that there should no burning of any garbage leaves or plastic waste. Further, vide order dated 8.5.2015 in Original Application No. 06/2012, Manoj Mishra v. Union India & Ors., the Tribunal directed prohibition of throwing of solid waste in the drains or in river Yamuna.

Since matter seriously affects environment in violation of norms and orders of this Tribunal, let the Commissioner, East Delhi Municipal Corporation and the Member Secretary, Delhi Pollution Control Committee may take necessary steps in the matter forthwith and appear in person with their compliance affidavit on the next date.

The applicant may furnish a set of papers to the above authorities within one week.

List for further consideration on 29.04.2019.

Adarsh Kumar Goel, CP

K. Ramakrishnan, JM

Dr. Nagin Nanda, EM

March 26, 2019
Original Application No. 211/2019
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