



Government of Jammu and Kashmir
J&K Pollution Control Committee
 Jammu

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Consultant (Judicial),
 Hon'ble National Green Tribunal, (P.B)
 New Delhi.

No. PCB/NGT/127/022/851-854

Dt. 15-10-2022.

Sub: - O.A No. 481/2022 order dt. 12-08-2022 before the Hon'ble National Green Tribunal, Principal Bench, New Delhi titled Joginder Singh Thakur versus UT of Jammu and Kashmir.

Ref.: Consultant (Judicial) (NGT) email dt. 26-08-2022.

Sir,

In compliance to the Hon'ble National Green Tribunal order dt.12-08-2022 in OA No. 481/2022 titled Joginder Singh Thakur V/s UT of Jammu and Kashmir, kindly find enclosed herewith the Factual report in this regard.

The compliance report may kindly be taken on record and placed before the Hon'ble NGT for consideration please.

Yours faithfully,

Encl: (as above)

(K. Ramesh Kumar) IFS 15/10/22
 Member Secretary
 JKPC, Jammu.
 B

Copy to the: -

1. PS to worthy Chief Secretary J&K for information of worthy Chief Secretary.
2. PS to Commissioner/Secretary to Govt., Forest, Environment and Ecology Department, Civil Secretariat, Jammu/Srinagar for information of the Commissioner/Secretary.
3. PA to Chairperson, J&K PCC for information of Chairperson.



Government of Jammu and Kashmir
J&K POLLUTION CONTROL COMMITTEE
OFFICE OF THE REGIONAL DIRECTOR - JAMMU

Parivesh Bhawan, Forest Complex, Gladni, Transport Nagar, Narwal, Jammu.
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The Member Secretary,
 J&K Pollution Control Committee,
 Jammu.

No: PCC/RDJ/SA-NGT/OA-481/2022 | 3422. Dt: 13/10/2022

Subject: Report with respect to Hon'ble NGT matter in OA No. 481/2022 titled Joginder Singh Thakur versus U.T. of Jammu & Kashmir.

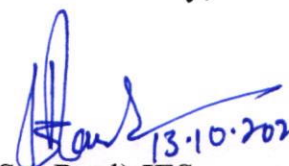
Ref.: Hon'ble NGT order dt: 12.08.2022.

Sir,

With reference to the subject cited above, kindly find enclosed here with detailed report along with attachments, for information and submission of same to the Hon'ble National Green Tribunal. It is further to intimate that the case is listed for hearing on 19.10.2022.

Encl: Six leaves.

Yours faithfully,


 (Sat Paul) IFS
 Regional Director



**J&K POLLUTION CONTROL COMMITTEE
OFFICE OF THE REGIONAL DIRECTOR -
JAMMU**

*Parivesh Bhawan, Forest Complex Gladni, Transport Nagar, Narwal,
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2476926*

Subject: Report with respect to Hon'ble NGT matter in OA No. 481/2022 titled Joginder Singh Thakur versus U.T. of Jammu & Kashmir.

With reference to the directions of Hon'ble National Green (NGT) passed on 12.08.2022 in O.A No. 481 of 2022 titled Joginder Singh Thakur Vs UT of Jammu and Kashmir the detailed report in the case is as under :

The complaint dt: 19.04.2022 lodged by Joginder Singh Thakur (Advocate, J&K High Court, Jammu) was treated as petition by NGT wherein the complainant claimed that during various Melas and Events which are held in the month of April in Chenab Valley region particularly in Bhaderwah there is trend of throwing plastic water bottles after use and same poses serious threat to the environment.

In compliance to the directions issued under referred order, this office sought report from DO PCC Doda and DO PCC Ramban vide No. PCC/RDJ/SA-NGT/OA/481/2022/3074-76 dt. 20.09.2022 in view of allegations. The field inputs received by this office are summarized as under :-

1. That most of these traditional religious yatras/melas are held in the month of April and are usually one day event where the devotees of nearby villages gather in the month of April to pay obeisance to the local deities/temples located at far off places on high mountain peaks/meadows which remained snow clad during winters. Subar Dhar yatra and Nagni Mata Malani mela too are organized in the month of April and during the inspection to these places **no visible littering of single use plastic waste was found.**

(List of the annual yatras is enclosed as annexure- I).

2. That in most of these religious places there is **no scarcity of drinking water** en-route and at the final destinations/temples but at few places like Subar Dhar and Rehoushra Devi temple which are located at high altitude meadows there is water scarcity and people carry water in different types of home utility containers.
3. That devotee used to bring food/eatables and water alongwith them as per old practice/tradition and over the period of time many langar committees have been arranging food and water for devotees.
4. That some very high altitude areas of yatra sites could not be visited as people have already left even nomads who take cattle for grazing during summers have shifted to plains of Jammu due to inclement weather conditions.
5. That mentioned yatras are annual fairs in which devotees gather for short period of hours or day stay at site. But on another hand tourists spots in and around Bhaderwah like Jai Valley, Padheri Dhar, Chattergala, Khaleni Top etc. which comes direct under the administrative control of **Forest Department and Bhaderwah Development Authority (BDA)** are visited by tourists throughout summers becomes major contributors of the plastic waste. Due to no effective waste management and disposal system, littered waste gets dumped in the hill slopes/depressions.
6. That this office also requested CEO, Bhaderwah Development Authority (BDA) vide letter No: PCC/RDJ/SA-NGT/OA/481/2022/3101-04 dt: 21.09.2022 to share the action taken in the matter to which they have failed to respond till date.
7. Moreover as per the Plastic Waste Management Rules 2016(as amended in 2021) there is complete ban on manufacturing, import, stocking, distribution and sale of identified Single Use Plastic (SUP) w.e.f. 1st July, 2022 and these rules have been implemented effectively at district level as well as at UT level. The ban on use of non-biodegradable plastic carry bags below 75 microns within territorial limits of J&K are also in force and are strictly implemented by Government. These rules clearly define responsibility of various organizations such as local bodies (Municipal Committee, Bhaderwah Development Authority), Tourism Department, Forest Department, Panchayati Raj Institutions, religious, social, langer organizations and Brand Owner Companies along with their distributors for adhering to said rules.



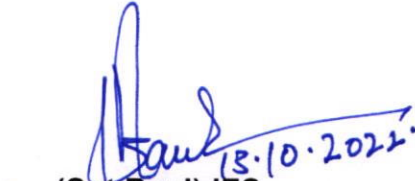
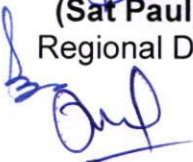
8. Jammu and Kashmir Government vide Govt. Order No. **13-JK HUDD** of **2019**, notified a comprehensive **Action Plan on Plastic Waste Management** including Single Use Plastic. J&K Government has adopted and notified "**Model Plastic Waste Management Bye-Laws 2020**" which stands notified/implemented by all the ULBs/Municipal Corporations.
9. **Govt. Order No. 356-GAD of 2019; 08/03/2019-** Ban on use of disposable single use plastic water bottles in all the government offices in J&K .
10. PCB Order No.: **28-JKPCB of 2020-** Complete ban on open burning of MSW including Plastic waste- all local bodies to ensure implementation- compliance of Hon'ble NGT directions dt. **02-01-2017 in OA 199/2014 & 22-07-2019 in OA 247/2017.**
11. Govt. Order No. **72 JK(HUD) of 2020** : Prohibition of littering of plastic waste in and around at any public place, including historical and religious places
12. All ULB's have been directed for setting up of collection, source segregation and disposable system for plastic waste. Some ULB's have set up MRF facilities and many ULB's have initiated the process for setting up of MRF facilities in their respective jurisdiction.
13. The Government has also authorized a number of departments to implement the ban by compounding the offences within their territorial jurisdictions. The Divisional office of PCC Doda conducts regular market checking in the major towns of the district and details of seized material is given as under:

S.No.	Qty. of banned polythene seized	Qty. of SUP seized	Fine realized (in Rs.)
1	144 kgs	110 kgs	16200/-

Date wise list of anti polythene/SUP campaigns conducted by DO PCC Doda is enclosed as Annexure –II.

The remedial measures recommended for effective implementation of the Plastic Waste Management Rules during the annual religious Yatras/Melas and in the tourist spots at high altitude meadows are as under:

- The Local Administration, Forest Department and Bhaderwah Development Authority and Municipal Committee needs to put in place the mechanism for segregation, collection and disposal of plastic waste at all these tourist places in scientific manner.
- Bhaderwah Development Authority and District Administration needs to provide adequate number of dust bins at all the famous tourist spots and Yatra sites.
- The Government and Non-government organizations (especially Langar Committees) should be given permission only if they adhere to Plastic Waste Management Rules. The plastic waste collected should be disposed of scientifically.
- District Administration and Bhaderwah Development Authority shall conduct awareness drives among the local people and visitors before the start of Yatras and tourist spots.


(Sat Paul) IFS
Regional Director


Annexure – I

- 1) Nagani Mata Mela on eve of Baisakhi in Manthla village.
- 2) Mela Subar Nag on eve of Baisakhi in Chinta (Subardhar) village.
- 3) Rehoushra Devi in Charalla.
- 4) Pat-Kod Mela, Main City Bhaderwah.
- 5) Kailash Kund Yatra.
- 6) Bhaderwah tourist spots like Jai Valley, Padheri, Nalathi, Chattergala.
- 7) Kuland Chandi Mata Mela.

ANNEXURE-II
LIST OF ANTI-SUP DRIVES CARRIED OUT BY THE DIVISIONAL OFFICE PCC DODA

S.NO.	Date	Type of Drive	Name of organization collaborated/supported the drive	Place	Seizure of SUP (Kg)/colle	Compound/fine (Rs.)	Remarks
1	4/12/2022	Ant-polthene drive	Municipal Committee	Bhaderwah Town	7.5 Kg		
2	4/21/2022	Forest Fee of Plastic	Forest Division Bhaderwah and School Children of Chenta area	Jai Valley Bhaderwah	30 Kg		Collected pastic waste handed over to the DFO Bhaderwah for further handing over to WMARS (Charitable Society)
3	5/11/2022	Ant-polthene drive	Municipal Council Doda	Doda City	5 Kg		
4	5/18/2022	Ant-polthene drive	Municipal Council Doda	Doda City	3.5		
5	6/5/2022	Cleaness drive on the World Environment Day	Municipal Committee Bhaderwah	New Bus Stand Bhaderwah	30 Kg		Collected sent to Matrial Recovery Facility of
6	6/29/2022	Ant-polthene drive		Drudu and Bhala area			
7	7/7/2022	Ant-polthene drive and anti-SUP drive	Municipal Council Doda	Doda Municipal Area	100 Kg	6900/=	Awareness cum fine carried out in the entire Municipal Area of Doda Tehsil.
8	7/27/2022	Ant-polthene drive and anti-SUP drive		Rural areas adjoining to D	10 Kg		Awareness cum seizure carried in the area
9	8/4/2022	Ant-polthene drive and anti-SUP drive		Rural of Doda	6 Kg		
10	8/17/2022	Ant-polthene drive and anti-SUP drive	Municipal Committee Thathri	Municipal area Thathri	8.5 Kg	700/=	Awareness cum fine carried out in the entire Municipal Area of Thathri Town