

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

Original Application No. 21(T_{HC}) of 2013

In

**(M.A. No.60 of 2014, M.A. No.61 of 2014,
M.A. No.62 of 2014 & M.A. No.66 of 2014)**

And

Original Application No. 199 of 2014

IN THE MATTER OF:

Davinder Kumar Vs. Union of India & Ors.

And

Almitra H. Patel & Anr. Vs. Union of India & Ors.

**CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER
HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER
HON'BLE PROF. A.R. YOUSUF, EXPERT MEMBER
HON'BLE MR. RANJAN CHATTERJEE, EXPERT MEMBER**

Original Application No. 21(T_{HC}) of 2013

**Present: Applicant : Appearance not marked
Respondent No. 1: Mr. Vivek Chib and Mr. Ankit Prakash, Mr. Joby
P. Varghese and Mr. Asif Ahmed, Advs.
Respondent No. 5: Mr. Raj Kumar, Adv.
Respondent No. 8 &9: Mr. A.R. Takkar, Mr. Gurinderjit and Mr. Ankur
Sharma, Advs.
Mr. Anil Grover, AAG with Mr. Rahul Khurana,
Adv. for Haryana State PCB**

Original Application No. 199 of 2014

**Present: Applicant : Mr. Aabmalya, Mr. Abhishek Roy and Mr.
Devina Sehgal, Advs.
Ms. Puja Kalra, Adv. for North & South MCD.
Mr. Vikas Malhotra and Mr. M.P. Sahay, Advs.
Ms. Yogmaya Agnihotri, Adv. for CECB
Mr. Deepika Ghatwar and Kankana for
Corporate law group
Mr. Anil Shrivastava and Mr. Sanyam Saxena,
Adv. for State of Arunachal Pradesh.
Mr. Mukesh Verma, Adv. for UPCB
Mr. V.K. Shukla, Adv.
Mr. Sunil Satyarthi, Adv.
Mr. Balendu Shekhar, Adv. for EDMC
Mr. S.L. Gundli, Sr. L.O. for CPCB
Mr. Pradeep Misra and Mr. Deleep Kr. Dhyani,
Advs.
Mr. Suryanarayan Singh, AAG for State of H.P.
Mr. M. Yogesh Kanna and Mr. A. Prasannia
Venkat, Advs. for State of Tamil Nadu and
TNPCB
Mr. Lokendra Singh Kachhawa, Adv. for
Rajasthan State PCB
Mr Lokendra Singh Kachhawa, Advs. for State
of Sikkim & Sikkim PCB
Ld. Adocate General, Goa, Mre. Atmoram N.S.
Nadkarni, Mr. Datta Prasad Lawandi, Mr. S.S.
Rahello, Ms. Bansuri Swaraj and Ms. Shreya
Bhatnagar, Advs.
Mr. Richa Kapoor, Adv. for PCB
Mr. A.K. Panda, Sr. Adv., Mr. M. Paikaray, Adv.
and Ms. S. Panda, Advs.
Mr. Biraja Mahapatra, Adv. with Mr. Dinesh
Jindal, LO, DPCC
Mr. Dwashish Bharuka, Ms. Priyanka Sinha and
Mr. Aasia Hasan, Advs.**

Mr. Uaya Kumar Sagar, Adv. AAG Ms. Swati Vellodi, Adv. for State of Telengana
 Mr. Pragyan Pradip Sharma, Mr. Pulkit Prakash, Mr. Ravikant and Mr. Siddhartha Singh, Advs. for State of Mizoram
 Ms. Yogmaya Agnihotri, Adv. for CECB
 Mr. T. Momo Singh, Adv. for Meg. SPCB
 Mr. Rudreshwar Singh, Mr. Gopal Jha and Mr. Gautam Singh, Advs. for State of Bihar & BSPCB
 Mr. Abhimanyu Garg and Ms. Preety Makkar, Adv. for UT of Puducherry
 Mr. Jogy Scaria, Adv. for State of Kerala & KSPCB.
 Mr. Abdul Saleem, Adv. for Govt. of Tamil Nadu
 Mr. G.M. Kawoosa, Adv. for State of J&K
 Mrs. G. Indira and Mr. K.V. Jagdishvaran, Adv. for UT of Andaman & Nicobar Admn.
 Mr. Kabir S. Bose and Ms. Shagun Matta, Adv. for State of WB
 Mr. Shibashish Misra, Adv. for State of Odisha
 Ms. Puja Singh for Hemantika Wahi, Adv. for State of Gujarat
 Mr. Shibani Ghosh, Adv. for State of Maharashtra, Department of Urban Development.
 Mr. S.S. Chauhan & Mr. Rajeev Ranjan, Advs. for State of Chhattisgrah
 Mr. Jayesh Gaurav, Adv. for JSPCB
 Mr. Nikhil Nayyar and Mr. N. Sai Vinod, Adv. for APPCB & Telengana PCB
 Mr. Anil Gorover, AAG with Mr. Rahul Khurana, Adv. for Haryana Sate PCB
 Mr. Abdul Saleem, Adv. for State of Tamil Nadu
 Mr. Guntur Prabhakar and Mr. Guntur Pramod Kumar, Adv. for state of A.P.
 Mr. G. Singh and Mr. Rituraj Biswas, Adv. for Tripura State and TPCB
 Ms. Sapam Biswajit & Ms. Kalyani, Advs. for State of Manipur and Manipur PCB
 Mr. Sanjoy Ghose and Mr. Kaustubh Anshuraj, Advs. for Govt. OF GNCT
 Mr. Amit Agrawal, Adv. for West Bengal PCB
 Mr. Shubham Bhalla, Adv. for U.T. Chandigarh
 Dr. Abhishek Atrey and Mr. Atif Suhrawardy, Adv. for Lakshadweep.

	Date and Remarks	Orders of the Tribunal
	<p>Item No. 14 & 18</p> <p>July 13, 2015</p> <p>ss</p>	<p>List this matter for final hearing on 04th August, 2015.</p> <p>All the States should positively file their status report with regard to the collection, storage and disposal of Municipal Solid Waste in the entire state. Further they should clarify, if any, MSW disposal plant either RDF or Waste to Energy or any other more plants have been provided in the state or they are in the proposal stage in that behalf.</p> <p>Let the Secretary, Environment and Secretary,</p>

Urban Development of each State of each state to file their affidavits personally and if not filed within three weeks from today, the Secretary concerned shall personally be liable for payment of cost, which will be imposed and the amount would be to the extent of Rs. 50,000/- each.

This direction is necessitated for the fact that this matter is unduly delayed before the Tribunal for non-filing of documents by the Respondents States. The State of Haryana shall completely finalise his plan and submit the same before the Tribunal. The State of Haryana shall finalise its proposal and place before the Tribunal before the next date of hearing positively.

The Applicant submits that her suggestions should be considered by the Tribunal which she is undertaking to provide. Copies be served to all the Learned Counsel appearing in this case within two days from today. She further submits that I.A. No. 22 which was pending before the Hon'ble Supreme Court of India has been transferred to this Tribunal and it may also be listed for arguments.

List this matter for final hearing on 04th August, 2015.

The State of Punjab shall submit its compliance report in furtherance to the Judgement of the Tribunal.

.....,CP
(Swatanter Kumar)

.....,JM
(U.D. Salvi)

.....,EM
(Dr. D. K. Agrawal)

		<p>.....,EM (Prof. A.R. Yousuf)</p> <p>.....,EM (Ranjan Chatterjee)</p>
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