

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

**Original Application No. 22(T_{HC}) of 2013
(M.A. No. 19 of 2014)**

**Sukhdev Vihar Residents Welfare Association & Ors.
Vs.
State of NCT of Delhi & Ors.**

CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE M.S. NAMBIAR, JUDICIAL MEMBER
HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER
HON'BLE Mr. RANJAN CHATTERJEE, EXPERT MEMBER

Present:

Applicant:	Mr. Gaurav Kumar Bansal, Adv.
Respondent No. 3:	Ms. Sakshi Popli, Adv. ASC for NDMC
Respondent No. 4:	Mr. Raman Yadav and Mr. Dalsher Singh, Adv.
Respondent No. 6:	Mr. Raj Kumar, Adv. with Mr. Bhupander Kumar & Niti Choudhary, LO, CPCB
Respondent No. 7:	Mr. Rajiv Bansal, Mr. Kush Sharma and Mr. Siddhant Gupta, Adv. for DDA
Respondent No. 8:	Mr. Biraja Mahapatra, Adv. with Mr. Dinesh Jindal, LO, DPCC Ms. Krishna Kumar Singh, Adv. for MoEF Mr. K.K. Singh.
Respondent No. 9:	Mr. Pawan Upadhyay, Mr. Nishant Kumar and Mr. Ratik Sharma, Adv.
Respondent No. 10:	Ms. Savitri Pandey, Adv. Ms. Pooja Kalra, Adv. for SDMC

Date and Remarks	Orders of the Tribunal
Item No. 10 November 18, 2015 ss	<p>We have heard the Learned Counsel appearing for the parties.</p> <p>The Learned Counsel appearing for Central Pollution Control Board submits that they have collected samples of Air Stack emission and have been analysed for Particulate Matter, SO₂, NO_x, HCL, CO & CO₂ and the report is awaited. She further stated that on 19th November, 2015 at 09:30 A.M. they would be collecting samples of Dioxins and Furans. Let the samples be taken and collective analysis report be placed before the Tribunal. It is somewhat commonly conceded position before us that Segregation at the plant is not working effectively which ultimately leads to discharge of pollutant higher than the prescribed limit. At this stage it would be pre-mature to</p>

conclude anything about the analysis of the samples of Ambient Air quality, as the analysis report is awaited. However, we direct the Project Proponent to immediately take all effective steps and if necessary by installation of such improved technology so that Segregation of Municipal Solid Waste is complete in all respect and does not result in mix waste being put into the Furnaces. The affidavit would be filed by the Project Proponent within one week from today, providing complete details of all steps taken by the Project Proponent for improving and ensuring the scientific, complete and effective segregation of the Municipal Solid Wastes before it is put on the conveyer belt.

The Member Secretary of the Central Pollution Control Board and the Member Secretary of the Delhi Pollution Control Committee shall also visit the plant on 19th or 20th November, 2015 as the case may be and observe the functioning of the segregation of waste in the plant and general workings of the plant. They shall submit their observations to the Tribunal within two weeks from today. The Project Proponent shall bring to the notice of both the Member Secretaries as to what the Project Proponent proposes to do for improving the quality of segregation. The improvements proposed by the Project Proponent will also be examined by the Member Secretaries and commented upon while submitting the report to the Tribunal. On the next date the concerned Director from MoEF and both the Member Secretaries would be present before the Tribunal.

List this matter on 14th December, 2015.

		<p>.....,CP (Swatanter Kumar)</p> <p>.....,JM (M.S. Nambiar)</p> <p>.....,EM (Dr. D.K. Agrawal)</p> <p>.....,EM (B.S. Sajwan)</p> <p>.....,EM (Ranjan Chatterjee)</p>
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