

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

I.A. No. 537/2023
In
Original Application No.06/2012

Nizamuddin West Association Applicant

Versus

Union of India &Ors. Respondent(s)

BLK-B (North) GK-1 RWA, through its President : Applicant

Date of hearing: 09.01.2024

**CORAM: HON’BLE MR. JUSTICE PRAKASH SHRIVASTAVA, CHAIRPERSON
HON’BLE MR. JUSTICE SUDHIR AGARWAL, JUDICIAL MEMBER
HON’BLE DR. A. SENTHIL VEL, EXPERT MEMBER**

Applicant: Ms. Akansha Singh, Advs. for Applicant in I.A 537/2023

Respondent: Ms. Puja Kalra & Mr. Virendra Singh, Advs. for MCD with Mr. S.K. Meena, EE, Mr. Sanjeev Mudgal, EE & Mr. N. Ahuja, AE
Ms. Richa Kapoor, Ms. Eesha Sharma & Mr. Kunal Anand, Advs. for DJB
Mr. Narender Pal Singh & Ms. Anjali, Advs. for DPCC
Ms. Jyoti Mendiratta, Adv. for Govt. of NCT of Delhi

ORDER

1. Issue involved in this IA is in respect of the foul smell which is emitting from behind the houses B-159 to B-187.
2. Before the Tribunal, a stand was taken by the DJB that there are 11 drains from which the sewage is flowing to the storm water drain in question from which the foul smell is emitting and that DJB is in the process of trapping of all the 11 drains including the main Mehrauli drain. Accordingly, Tribunal had directed the CEO, Delhi Jal Board to file an affidavit.

3. In terms of the above direction, CEO, Delhi Jal Board has filed the affidavit disclosing the following timeline for completion of trapping of all the 11 drains which is as under:-

S. No	Location	Status	Short Term Action Plan	Long Term Action Plan	Target date of completion	Remarks
1.	Sewage falling into the drain from Shiekh Sarai Phase- 1 , Khirki extension, Panchsheel Vihar & Savitri Nagar.	Sewage coming into Nallah has been trapped .	It has been trapped Peripheral Sewer Line and sewage is carried to SPS Andrews Ganj and then to Okhla Sewage Treatment plant.	N/A	Completed	
2.	Sewage falling into the drain from Chirag Delhi Village near Dhalao and Amul Milk Booth.	Sewage coming into Nallah has been trapped	It has been trapped in peripheral Sewer Line and sewage is carried to SPS Andrews Ganj and then to Okhla Sewage Treatment plant.	N/A	Completed	
3.	Sewage falling into the drain from Chirag Delhi village near small culvert No.1near Ravidas Mandir Chirag Delhi Village.	Sewage coming into Nallah has been trapped	It has been trapped in Peripheral Sewer Line and sewage is carried to SPS Andrews Ganj and then to Okhla Sewage Treatment plant.	N/A	Completed	
4.	Sewage falling into the drain from Chirag Delhi Village near small culvert No. 2 and near T- 265 Chirag Delhi Village.	Sewage coming into Nallah has been trapped	It has been trapped in Peripheral Sewer Line and sewage is carried to SPS Andrews Ganj and then to Okhla Sewage Treatment plant	N/A	Completed	
5.	Sewage falling into the drain from Chirag Delhi Village near H.No. T-265 C/10 Chirag Delhi Village.	Sewage coming into Nallah has been trapped	It has been trapped in peripheral Sewer Line and sewage is carried to SPS Andrews Ganj and then to Okhla Sewage Treatment plant	N/A	Completed	
6.	R & S Block Nallah Outer road to S-363 to B-272 GK - 1, near corner DDA Park Krishi Vihar.	Trapped	-	-	Completed	
7.	Sewage falling into the drain from Jagdamba Camp (JJC Camp) behind	Trapping of the sewage into the sewer	The flow is very nominal, however it is trapped at Krishi Vihar.	-	31.03.2024	

	Triveni Market.	line is not feasible at source, however it has been trapped ultimately at Krishi Vihar trapping				
8.	To make functional and maintain the already constructed trapping at Chirag Delhi Drain near Krishi Vihar Culvert.		Work of raising of broken wall has been completed at krishi vihar. However, during peak hour i.e. from 10am to 11:30 PM drain overflows as discharge in The trunk sewer is itself is more. Excess discharge from the drain is trapped at Andrews Ganj trapping. DJB has undertaken work of 124 MGD STP at Okhla which will be commissioned / functional by 31.03.2024 after which all the discharge of drain shall be trapped through Barapula Drain.		31.03.2024	DJB is Undertaking commissioning of additional 124 MGD STP at Okhla which will be commissioned by 31.03.2024. 4.The Full functionality of trapping Will be completed after commissioning of additional 124 MGD STP Okhla by 31.03.2024
9	Sewage falling into Chirag Delhi Drain at press enclave road Culvert (Opp. Saket Court) from PWD Drain coming from Khirki Village side.	Work is likely To be Completed by 15/01/2024.	Work is likely To be completed by 15/01/2024		15.01.2024	
10	Sewage coming from Tigri and Sangam Vihar Near Vayu Sena (Air Force Station) Dakshinpur Into Chirag Delhi Drain	Trapping Partially done As an interim Measure and sewerage system yet to be laid.	As an interim measure, sewage coming from Tigri and Sangam Vihar etc. has partially been trapped into peripheral sewer line leading to Okhla STP. Further as an interim trapping of drain is done at Krishi Vihar. DJB is undertaking	Out of 47 U/A colonies on Ratia Marg, Mangal Bazar Road and Tigri Road, 39 U/A colonies are on the Forest area/ O-zone. Request has been sent to Forest	31.03.2024	

			upgradation of Okhla STP which shall also be functional by 31.03.2024. After completing Okhla STP the trapping will be made functional.	Department for issuing sewer lines in these U/A colonies. Sewer lines in these colonies will be laid in 12 months after received of NOC from the forest department. In the rest 8 nos. U/A colonies, sewer lines is being laid and is likely to completed by March, 2024.		
11	Sewage coming from Mehrauli,	The Sewage Flow from westend road and IGNOU Road (Saidulla jab Village and colony, Neb Sarai Village and colony (20 Points programme), Freedom Fighter colony, Paryavaran Complex, etc.) is likely to be connected by Dec 2023. However, as an immediate measures flow has been trapped at Krishi Vihar.	The Sewage flow from Westend road and IGNOU road (Saidullajab Village and colony, Neb Sarai Village and colony (20 Points programme), Freedom Fighter colony, Paryavaran Complex, etc.) is likely to be connected by February, 2024 as the permission from PWD&Traffic were Received recently on 16.12.23 & 27.12.23 respectively. The DJB has undertaken work of 124 MGD STP which shall be commissioned/ functional by 31.03.2024.	Recently it has been observed that at Mehrauli STP more than the designed capacity of the plant i.e. 5 MGD sewage is being received, therefore proposal for the capacity augmentation of Mehrauli STP shall be taken up by DJB. The work is likely to be completed by June 2025.	30.06.2025	

4. This chart is disputed by the Counsel for the applicant by submitting that the drain at serial no.6 has not been trapped and it has been wrongly mentioned that the same has been trapped. Hence, we give an opportunity to the applicant to file objections along with all the supporting material.

5. By the order dated 22.11.2023, concerned officers of MCD were directed to explore the feasibility and possibility of increasing number of vents in the 645 meters covered area of drain.

6. The Learned Counsel for MCD has submitted that process of opening 40 additional vents in the covered area of the drain was started but applicants had objected to the same.

7. Responding to it, Learned Counsel for the applicant has pointed out that the process was started from near the open area from which the foul smell was emitting and opening of the additional vents in that area would have aggravated the problem, hence, the objection was raised.

8. We find that the matter has been repeatedly taken up by the Tribunal but till now no solution has been put-forth by any of the authorities nor the problem has been remediated and that MCD and DJB are shifting the responsibility and blaming each other.

9. Hence, we direct that higher officials of MCD and DJB will hold a joint meeting and find out the solution to the problem raised in IA and disclose the solution by filing a joint report before the Tribunal at least one week before the next date of hearing.

10. List on 23.02.2024.

Prakash Shrivastava, CP

Sudhir Agarwal, JM

Dr. A. Senthil Vel, EM

January 09, 2024
I.A. No. 537/2023
In Original Application No.06/2012
SN.