

Item No.6

(Court No. 2)

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

(Through Physical Hearing with Hybrid VC Option)
Original Application No.523/2022

Sayed Mehmood Ali Chisti

...Applicant

Versus

State of M.P & Ors.

...Respondents

Date of hearing: 21.03.2023

**CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI, JUDICIAL MEMBER.
HON'BLE DR. AFROZ AHMAD, EXPERT MEMBER.**

Applicant: Applicant in person .

Respondent: Mr. Sachin Kumar Verma, Advocate for respondents no. 1
to 3 and 5. (through VC).
Mr. Ragav Sharma, Advocate for respondent no. 4.
Mr. Abhay Saraf, Regional Officer, MPPCB (through VC).

Application is registered based on a letter Petition received by Post.

ORDER

1. Mr. Sayed Mehmood Ali Chisti, a Senior Journalist, has sent the present letter petition, which is treated and registered as original application, complaining that hundreds of tonnes of garbage generated from Harda town, is being thrown out on the empty space between Muktidham and Kabristan located at Khandwa – Indore Bypass road. Dead bodies of animals including cows are also dumped, instead of cremating the same, at the above said dumping site. Old Basti named Khedi Mehmoodabad is also located near by the garbage dumping site. Every day garbage is being burnt causing serious

health hazards to the local residents. Municipal Council, Harda is not taking requisite action.

2. Vide order dated 02.09.2022, this Tribunal constituted a Joint Committee with direction to submit its report. In compliance thereof report of the Joint Committee was submitted vide email dated 07.11.2022.

3. Vide order dated 14.12.2022, notices were ordered to be issued to the respondents and the Executive Officer, Municipal Council, Harda, Regional Officer, MPPCB and Collector, Harda were also directed to appear before this Tribunal physically or through VC.

4. In compliance thereof Mr. Abhay Saraf, Regional Officer, MPPCB has appeared through VC but Executive Officer, Municipal Council, Harda and Collector, Harda could not join due to some technical problems.

5. Applicant has joined the proceedings through VC and has requested that his counsel will appear on the next date of hearing through VC

6. Mr. Sachin Kumar Verma, Advocate has appeared for respondents no. 1 to 3 and 5 through VC and Mr. Ragav Sharma, Advocate has appeared for respondent no. 4.

7. Reply by respondents no. 3 and 5 has been filed vide email dated 17.03.2023. Report of MPPCB has also been filed vide email dated 20.03.2023.

8. We have gone through the reply filed by respondents no. 3 and 5. In its reply general averments have been made regarding remedial measures which are in-fact yet to be taken, land for creating land fill facility for solid waste management is yet to be allotted, the tender for bio-remediation and bio-mining of the legacy waste is yet to be awarded and material recovery

facility and composting shed, which were non-operational, are yet to be made fully operational for effective processing of solid and liquid waste.

9. Respondents no. 3 and 5 are directed to file additional reply containing their action plan with specific timelines, budgetary allocations and all requisite details regarding solid and liquid waste management.

10. Additional reply by respondents no. 3 and 5 be filed within three months by email at judicial-ngt@gov.in preferably in the form of word file/searchable PDF/OCR Supported PDF and not in the form of Image PDF.

11. List the matter for further consideration on 26.07.2023.

Arun Kumar Tyagi, JM

Dr. Afroz Ahmad, EM

March 21 2023

AG