

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

Original Application No. 482/2023

Anuj Sharma

Applicant

Versus

State of U.P. & Ors.

Respondent(s)

Date of hearing: 09.08.2023

**CORAM: HON'BLE MR. JUSTICE SHEO KUMAR SINGH, CHAIRPERSON
HON'BLE MR. JUSTICE ARUN KUMAR TYAGI, JUDICIAL MEMBER
HON'BLE DR. A. SENTHIL VEL, EXPERT MEMBER**

Applicant: Mr. Dipesh Choudhary & Mr. Sachin Jangir, Advs.

ORDER

1. The grievance of the applicant is violation of siting criteria by the Nagar Nigam Ghaziabad in dumping municipal solid waste in violation of Solid Waste Management Rules, 2016 in the city of Ghaziabad at Shahpur Road, Morta, Raj Nagar Extension, Ghaziabad, Uttar Pradesh. It is submitted that the said area is an institutional area wherein around 50 educational institutes are situated and DPS, School Raj Nagar Extension is situated around 500 meters away from the said dumping ground. The air strip of Air Force Station Hindan Air base is also situated just 8 Kms from the said dumping ground. The dumping of solid waste at the place may cause serious health hazards to the citizens and imminent danger of birds hitting the planes and low visibility due to smoke in the season.

2. A substantial issue of environment has been raised.

3. Issue notice to the respondents, returnable within four weeks.

Respondents are directed to submit their reply within six weeks through

E-filing portal, preferably in the form of searchable PDF/ OCR Support PDF and not in the form of Image PDF.

4. Applicant is directed to take necessary steps for service to the respondents by both ways and also on available email.

5. We deem it just and proper to call a report on the matter in issue in present Original Application, from a Joint Committee consisting of:-

- i. One representative from State Pollution Control Board.
- ii. Collector, Ghaziabad.

6. The Committee is directed to visit the place and submit the factual and action taken report within six weeks. The State PCB will be the nodal agency for coordination and logistic support.

7. We further direct that the direction already issued by this Tribunal vide order dated 06.09.2022 in OA No. 909/2018, *Confederation of Trans Hindan RWA's Ghaziabad vs. U. P. State Pollution Control Board & Ors.* be complied with by the Municipal Corporation, Ghaziabad.

8. Applicant is directed to supply the copy of the application and relevant documents to the Committee and Respondent(s) within a week and after compliance of service, the applicant has to submit an affidavit that the notice and copy of the application have been served upon the Committee and respondent(s).

9. The report in the matter be filed by the Committee through email at judicial-ngt@gov.in preferably in the form of searchable PDF/ OCR Support PDF and not in the form of Image PDF.

10. List for further consideration on 24.11.2023.

11. A copy of this order be forwarded to SPCB and Collector, Ghaziabad by e-mail for compliance.

Sheo Kumar Singh, CP

Arun Kumar Tyagi, JM

Dr. A. Senthil Vel, EM

August 09, 2023
Original Application No. 482/2023
DV