

**BEFORE THE NATIONAL GREEN TRIBUNAL, CENTRAL ZONAL BENCH,
BHOPAL**

M.A.No. 389/2014 & 390/2014

and

Original Application No. 34/2013 (CZ)

Subhash C. Pandey vs. Municipal Corporation, Bhopal & 6 Ors.

**CORAM : HON'BLE MR. JUSTICE DALIP SINGH, JUDICIAL MEMBER
HON'BLE MR. P.S. RAO, EXPERT MEMBER**

PRESENT : **Applicant :** Mr. Subhash C. Pandey,
Respondent 1: Mr. Asad Ullah Khan, Advocate for
Mr. G.S.Saluja, City Er. Bhopal City
Respondent 2 to 6: Mr. Sachin Verma, Advocate with
Mr. S.K.Chaturvedi, OIC, EE, PHED
Mr. Rakesh Rawat, OIC, UADD
Respondent 3 & 5: Mr. Dr. Sanjeev Sachdev,
Chief Scientific Officer, EPCO
Mr.R.Tiwari & Mr. N.D.Ahirwar
Respondent No. 7: Ms. Parul Bhadoria Advocate for
Mr. Purushaindra Kaurav, Advocate
Dr. P.S.Bundela
Mr. Shantanu Saxena, Advocate

Date and Remarks	Orders of the Tribunal
Item No. 1 7 th August, 2014	<p style="text-align: center;"><u>M.A.No. 389/2014</u></p> <p>Shri Sachin K.Verma, Standing Counsel for the State has filed this M.A. with the prayer for taking on record the document in compliance of the order dated 05.08.2014. Copy of the same has been furnished to the Counsel for the Applicant.</p> <p>The document filed alongwith the M.A. is ordered to be taken on record. The M.A.No. 389/2014 stands disposed of.</p> <p style="text-align: center;"><u>M.A.No. 390/2014</u></p> <p>This M.A. has been filed by Respondent No. 2 with the prayer that they may be allowed to adopt the reply submitted by Respondent No. 3 & 5.</p> <p>The prayer is allowed. The M.A.No. 390/2014 accordingly stands disposed of.</p> <p style="text-align: center;"><u>O.A.No. 34/2013</u></p> <p>During the course of hearing, it was submitted that the MPPCB has successfully tried the procedure for establishing a bio-filtration plant at the Kandhari nallah in Jabalpur which flows into the river Narmada. It was</p>

suggested that on an experimental basis, the feasibility of such experiment on one of the inlets into Shahpura Lake, whichever may be possible, may be tried out. Learned Counsel appearing for the MPPCB submitted that they would work out the Feasibility Project Report for carrying out such an experiment taking into consideration the topography, contours and gradient at one such point of various Nallahs entering into the Shahpura Lake. It was also suggested that the wire mesh structures which were fixed in the Nallahs, are in a dilapidated condition and lot of solid waste is flowing directly into the lake. The Learned Counsel appearing for the BMC submitted that they would make all the efforts to repair and strengthen the wire mesh and if necessary, even raise the height of the same.

Certain photographs were placed on record by the Applicant to submit that the solid waste, despite the wire mesh, on account of their having being broken, has been directly coming through the Nallahs into the lake. It was also submitted infact regular cleaning of the Nallah and *jali* are not being carried out resulting in accumulation of the solid waste and thereby the level of water has been raised. The Learned Counsel for the BMC submitted that about 6 persons have been deployed for this job and in case it is found necessary, more no. of persons would be deployed to carry the task manually, expeditiously.

Before the next hearing, the repair work of wire mesh and cleaning of the Nallahs wherever such waste is getting accumulated as a result of being discharged from the colonies, shall also be carried out.

The matter be listed on **12th August, 2014**.

.....JM
(DALIP SINGH)

.....EM
(P.S. RAO)