

BEFORE THE NATIONAL GREEN TRIBUNAL, CENTRAL ZONAL BENCH, BHOPAL

Original Application No. 111/2013 (CZ)

Dr. Subhash C. Pandey Vs. Municipal Corporation, Bhopal & Ors.

**CORAM : HON'BLE MR. JUSTICE DALIP SINGH, JUDICIAL MEMBER
HON'BLE PROF. A.R.YOUSUF, EXPERT MEMBER**

PRESENT : (O.A. No. 111/2013)

**Applicant : Dr. Subhash C. Pandey
State of MP: Shri Sachin K. Verma, Adv.
MPPCB/CECB : Ms. Parul Bhadoria, Adv.
Shri Purusahindra Kaurav, Adv.
BMC : Shri Sachin K. Verma, Adv.
CPCB : Shri Sandeep Singh, Adv.
Respondent/MoEF : Shri Om S. Shrivastav, Adv.
MoUDD.: Shri Om S. Shrivastav, Adv. for
Shri Sunil Shrivastav**

(O.A. No. 36/2014)

**State of MP: Shri Sachin K. Verma, Adv.
MPPCB : Ms. Parul Bhadoria, Adv. for
Shri Purusahindra Kaurav, Adv.**

(O.A. No. 148/2014)

**State of MP: Shri Sachin K. Verma, Adv.
MPPCB : Ms. Parul Bhadoria, Adv. for
Shri Purusahindra Kaurav, Adv.
Municipal Corp. Rewa: Shri Shantanoo Saxena, Adv. for
Shri Ayush Dev Bajpai, Adv.**

Date and Remarks	Orders of the Tribunal
Item No. 3, 4, 5 & 7 13th October, 2015	<p>From the side of the Government it has been submitted that the cluster at Katni for collection, segregation, disposal and waste to energy project for the towns of Kamo, Vijayraghavgarh, Sehora, Barhi 26 clusters have been identified. The second such cluster at Sagar is to be operationalise in November and the remaining will also follow.</p> <p>We direct that a timetable with the approximate dates and time frame for carrying out each activity which would include issues like identification of land site, giving out tenders, finalising the tenders and entering of contracts and operationalising the same, including the issue of consent for such clusters from the environmental authorities shall be submitted on the next date.</p> <p>It is submitted that for the collection, segregation, disposal of solid waste at Bhopal the bids would be finalised by the end of November 2015. It is also given out that once the bids are finalised as per the existing policy adopted by the State it would be the responsibility of the concessioner to apply for and develop and operationalize and obtain the</p>

environmental clearance and comply with the conditions of the same. We would direct that by the next date the Respondent would submit the aforesaid details by way of affidavit giving the stages and the time frame for various project related activities. This will also include the submission of the project plan with approximate time frame for executing the closure plan. It would be necessary for the BMC/State to obtain the approval for execution of the closure plan in respect of Bhanpur site. It would be further open for the PCB and other authorities before whom such closure plan is submitted to give directions in respect of the same. As soon as commencement of the work on the closure plan is started the principal authorities would intimate the same to the PCB who in turn will monitor the closure work.

On 16.07.2015 we have directed the Respondents to submit water testing and sample reports of the ground water in the area around Bhanpur dumping site. However the same has not been submitted till date. Learned Counsel Shri Sachin K.Verma appearing for the State as well as the BMC today undertakes to file the report before this Tribunal on the next date together with the action taken in the event of such water not being found potable. The PHE Department of the Government of M.P shall also submit the reports in respect of the ground water being extracted by them in vicinity of the Bhanpur site in terms of the distances as given out in our order dtd. 16.07.2015.

Let the matter be listed on **30th November, 2015.**

.....JM
(DALIP SINGH)

.....EM
(PROF. A.R.YOUSUF)