

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

**Original Application No. 111/2013**

**Dr. Subhash C. Pandey Vs. Municipal Corporation & Ors.**

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

**PRESENT : Applicant : Dr. Subhash C. Pandey  
Respondent No. 2 : Shri Sachin K.Verma, Adv.  
Shri Ayush Dev Bajpai, Adv.  
Respondent No. 3 : Shri Shivendu Joshi, Adv.**

<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
<b>Order no. 2 31<sup>st</sup> October, 2013</b>	<p>This matter pertains to non-observance and gross violation of Municipal Solid Waste (Management and Handling) Rules, 2000 (hereinafter referred to as MSW Rules, 2000) which were required to be observed and implemented by every municipal authority with regard to collection, transportation and disposal of municipal solid waste.</p> <p>The issue has been raised with regard to the non-observance and flouting of the rules in the capital city of Bhopal and that the aforesaid illegal activity has been going on for years together notwithstanding the coming into force of the MSW Rules, 2000. If this is the position in the capital city of the State, we are not sure as to whether observance of the MSW Rules, 2000 is at all being made in other municipalities in the State.</p> <p>Since, the issue has been raised before us and this Tribunal having the jurisdiction over the States of Madhya Pradesh, Rajasthan and Chhattisgarh, we would issue notice to the States of Madhya Pradesh, Rajasthan and Chhattisgarh to furnish information regarding the implementation and observance of the mandate of the Municipal Solid Waste (Management and Handling) Rules, 2000 in all the municipalities within the respective States. Notice to be issued to the States of Madhya Pradesh, Rajasthan and Chhattisgarh</p>

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**31<sup>st</sup> October,  
2013**

asking them to respond on the above issue regarding observance of the Municipal Solid Waste (Management and Handling) Rules, 2000 by each and every municipal authority in their respective States giving detailed response for each municipality on the various issues under the rules and their compliance. The State PCBs shall also carry out their independent inspection and submit a separate report. We make it clear that it shall be the responsibility of the Learned Counsel to convey the information of the above order to the respective States.

The Registry is directed to transmit copy of this order to the respective Chief Secretary of each State who in turn shall ensure compliance.

The matter be listed before the Tribunal on **11.12.2013**.

.....JM  
(DALIP SINGH)

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

