

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

**Original Application No. 04/2016 (CZ)**

**Dr. Subhash C.Pandey Vs. MP Pollution Control Board & 2 Ors.**

**CORUM : HON'BLE MR. JUSTICE DALIP SINGH, JUDICIAL MEMBER  
HON'BLE DR. DEVENDRA KUMAR AGRAWAL, EXPERT MEMBER**

**PRESENT : Applicant:**

**In person**

**Mr. Rahul Ganesh, Advocate**

<b>Date and Remarks</b>	<b>Order of the Tribunal</b>
<b>Order No. 1</b> <b>11<sup>th</sup> January, 2016</b>	<p>Issue Notice to the Respondent No. 1 and 3 to show cause what steps have been taken so far with regard to monitoring of the revised parameters of national air ambient quality standards as provided in the notification dated 18.11.2009. The PCB Respondent would explain whether they have any baseline data for the above as also the State Respondent No. 3 and the Respondent No. 1 shall specifically states, whether they have necessary equipment for monitoring of all the parameters as given in the said notification of 18.11.2009. Since the prayer made in the Application with regard to imposition or restriction on the use of diesel vehicles more than 10 years old and petrol vehicles more than 15 years old is already being dealt with by the Principal Bench NGT, and also the issue with regard to the burning of MSW is also being dealt with in Application filed by the Applicant as such in the O.A. No. 111/2013 and likewise the issue with regard to all agricultural waste and residue has already been dealt with in our Judgment on O.A No. 107/2013 decided on 02.12.2014, at present we do not consider it necessary to give any directions with regard to the same. The State shall submit their response after the implementation of the directions given thereafter. Likewise, also with regard to poly-carry bag for which again a prayer has been made in this Application, the State would also submit whether any mechanism for creating options and alternatives and popularising the same and making the substitutes available in the market easily has been devised.</p> <p>As regards the construction sites, the Principal Bench NGT has already given detailed directions. We would expect the State to get the necessary</p>

information from the local authorities with regard to the implementation of those guidelines as also those provided under the EIA notification and the MoEF guidelines of 2010. The State would also respond to the manner in which the directions given in similar matters by the Principal Bench NGT and making the violation as punishable offence as also for imposition of fines as provided by the Principal Bench NGT, shall be taken by the State.

List the matter on **3<sup>rd</sup> February, 2016.**

.....,JM  
**(DALIP SINGH)**

.....EM  
**(Dr. D.K.AGRAWAL)**

