

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

Original Application No. 77 of 2016

M/s Ashok Vihar Mitra Mandel Vs. The Govt. of NCT of Delhi & Ors.

CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. JUSTICE M.S. NAMBIAR, JUDICIAL MEMBER
HON'BLE PROF. A.R. YOUSUF, EXPERT MEMBER
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER

Present:

Applicant:	Mr. S.K. Bhattacharya, Adv.
Respondent No. 2 :	Mr. Tarunvir Singh Khehar and Ms. Gurmeet Khehar, Advs. with Mr. Dinesh Jindal, LO, DPCC
Respondent No. 3:	Mr. Rajiv Bansal, Mr. Kush Sharma and Mr. Sagar Mehrotra, Advs.
Respondent No. 4:	Mr. Raj Kumar, Adv. and Mr. Manish Chauhan, Advs.
Respondent No. 5:	Mr. Vivek Kumar Tondon, Adv. Mr. Sanjeev Ralli and Mr. Vinod Kapoor, Advs. and Mr. Dinesh Jindal, LO

Date and Remarks	Orders of the Tribunal
Item No. 15 May 19 2016 A	<p>We have heard the Learned counsel appearing for the parties at some length. The problem in the present case relates to storage of hazardous waste. This is not confined to an industry but pertains to a group of industries, which in their industrial process generate hazardous waste. Obviously, the hazardous waste is being stored by the CETP in its premises. However the question that would to remain consider is the limitation of land. Furthermore, it is noticed in the report that soil is highly polluted at the places, where hazardous waste is being thrown indiscriminately, outside the boundary wall of CETP. There is malba and other waste also thrown near the boundary wall of CETP. The Annexure 'C' and 'E' of the said report shows very high polluting parameters in the ground water as well as in the soil. The industries are responsible for dumping of such waste which is causing such high presence of chromium, lead, arsenic copper and nickel, cobalt and iron.</p>

Notice be issued to DSIIDC and North Municipal Corporation of Delhi.

All Authorities that is DDA, DSIIDC, NDMC, CPCB and DPCC will hold a meeting in the meanwhile and answer the following collectively:-

1. The methodology to be adopted for removal of hazardous waste dumped outside the boundary wall of CETP as well as other malba.
2. The storage capacity of the CETP is likely to be exhausted. Therefore the methodology that should be adopted by transporting or handing over the hazardous waste to the authorized agencies in accordance with Hazardous Wastes (Management and Handling) Rules, 1989.
3. Possibility of allocating additional land to the CETP.
4. Whether any site for storage of hazardous waste is being identified or not?
5. Issuance of complete guidelines in relation to release of hazardous waste by the industries and transportation to CETP or external agencies, its storage and disposal in accordance with Hazardous Wastes (Management and Handling) Rules, 1989.

The MD of DSIIDC would be responsible for holding of this meeting and submitting of compliance status report to the Tribunal.

List this matter on 04th July, 2016.

.....,CP
(Swatanter Kumar)

		<p>.....,JM (M.S. Nambiar)</p> <p>.....,EM (Prof. A.R. Yousuf)</p> <p>.....,EM (Bikram Singh Sajwan)</p>
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