

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

**(M.A. No. 539/2013) in
Original Application No. 132 OF 2013**

**Exnora Green Pammal Chennai
Vs.
Commissioner, Pallavaram Municipality, Chennai & ors.**

CORAM : HON'BLE MR. JUSTICE U.D. SALVI, JUDICIAL MEMBER
HON'BLE DR. G.K. PANDEY, EXPERT MEMBER

Present: Applicant: Mr. Vedanta Verma, Advocate along with Mr. Vibhore Kush
Advocate

Date and Remarks	Orders of the Tribunal
Item No. 1 June 14, 2013	<p style="text-align: center;">Heard. Perused.</p> <p>Grievance is made by the Applicant about the dumping of unsegregated Municipal Solid Waste by the Respondent No. 1 Pallavaram Municipality at the designated dumping site of Pammal Municipality.</p> <p>Learned Advocate for the Applicant invites our attention to Rule 4 of Municipal Solid Waste (Management and Handling) Rules, 2000 and submits that there is legal obligation of every Municipal Authority to implement the provision of these rules within the territorial area of the Municipality, and particularly so far as any infrastructure development for collection, storage, segregation, transportation, processing and disposal of Municipal Solid Waste. He submits that the Respondent No. 1 Pallavaram Municipality regardless of this legal obligation is using the designated site of Pammal Municipality for dumping unsegregated Municipal Solid Waste. He, therefore, urges for restraining the Respondent No. 1 Pallavaram Municipality from dumping unsegregated waste at the said designated dumping site of Pammal Municipality.</p> <p>On queries made by us the Learned Advocate Mr. Vedanta Verma for the Applicant on instructions submitted that the Applicant who is engaged for collecting door to door waste and for segregating such waste within the limits of Pammal Municipality is presently doing the work of segregation of the Municipality Solid Waste so collected at the said dumping site. He added that the Applicant has been appointed to do this work as per the work order dated 12th</p>

January, 2012 issued by Pammal Municipality, and only 10% of the Municipality Solid Waste is non-recyclable and the rest is used for recycling, and the Pammal Municipality has agreed to pay their charges for this work as per the said work order.

The Pammal Municipality has not been made a party to this Application. Things would be clear after the parties including Pammal Municipality appear before us.

Let Pammal Municipality be impleaded as party Respondent to the present Application. Leave is granted to amend the Application accordingly.

Issue Notice to the Respondents including the newly added Respondent by registered post/acknowledgement due and dasti as well. Notice returnable on 5th July, 2013.

Notice also be issued on the interim Application accordingly.

Let this matter be placed before the Chennai Bench of NGT at 950/1, Poonamallee High Road, TNPCB Building, Arumbakkam, Chennai - 600 106.

Stand over to 5th July, 2013.

.....,JM
(U.D. Salvi)

.....,EM
(Dr. G. K. Pandey)

