



According to the Applicant, there is another site nearly 10 km away from the habitation, which is low lying area not involving any forest area or other agricultural land and stated as barren land. However, learned counsel appearing for the State, submits that there are certain practical difficulties present for storing or dumping of MSW at that site.

Be that as it may, since there is a serious dispute before us even for a temporary site for storing and dumping of MSW, it is necessary to appoint the Local Commissioner to bring the correct facts before the Tribunal. The dispute relate not only to the distance of the respective sites from the habitation/residents' colonies in Panchkula but even as regards to the preparation of the site for dumping of MSW.

At this stage, a request is made unanimously on behalf of the Bodies that it will be more appropriate if an Expert Member of the Tribunal visits the site.

On the joint request, we order that the two Expert Members of the Principal Bench shall visit all the three sites and or any other site which is pointed out by the parties concerned as suitable for dumping MSW, during the vacation period with prior notice to the learned counsel appearing for the parties. We direct the Chief Secretary, State of Haryana to ensure all proper arrangements for their stay and inspection of the sites in question.

On the agreement between the learned counsel appearing for the parties, we permit temporarily and purely as an interim arrangement that the Corporation would dump and store MSW at Sector 23 site.

Leave to dump the MSW at that site is subject to strict compliance of the provision of law particularly in relation to the preparation of ground in the possible best manner, dumping and laying clay/soil on the deposits as well covering the same with the plastic covers and spraying disinfectants at regular intervals. The concerned authorities should as well examine the question of combusting waste deposits at site.

Stand over to 05<sup>th</sup> July, 2013.

.....,CP  
(Swatanter Kumar)

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

.....,EM  
(Dr. D. K. Agrawal)

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

.....,EM  
(Prof. A. R. Yousuf)

