

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

**Original Application No. 105 of 2014**

**J.P. Sharma Vs. Delhi Development Authority & Ors.**

**CORAM :** HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON  
HON'BLE MR. JUSTICE U.D.SALVI, JUDICIAL MEMBER  
HON'BLE MR. JUSTICE M.S. NAMBIAR, JUDICIAL MEMBER  
HON'BLE DR. D.K. AGRAWAL, EXPERT MEMBER  
HON'BLE Mr. RANJAN CHATTERJEE, EXPERT MEMBER

**Present:**

<b>Applicant:</b>	Mr. J.P. Sharma, Applicant in person
<b>Respondent No. 1:</b>	Mr. Rajiv Bansal and Mr. Kush Sharma, Advs.
<b>Respondent No.2 &amp; 7:</b>	Mr. V.K. Tandon, Adv.
<b>Respondent No.3:</b>	Mr. Balendu Shekhar and Mr. Akshay Abrol, Advs. with Ms. Saumya
<b>Respondent No.9:</b>	Mr. Pradeep Misra and Mr. Daleep Kr. Dhayani, and Mr. Suraj Singh, Adv. for UPPCB Mr. Raman Yadav and Mr. Dalsher Singh, Adv. Mr. Suresh Tripathy, Adv. for DJB

	<b>Date and Remarks</b>	<b>Orders of the Tribunal</b>
	<b>Item No. 08</b> <b>August 24, 2015</b>	<p>The Applicant has produced before the Tribunal some photographs showing the indiscriminate dumping of the municipal solid waste, construction debris in and around the Hindon Canal and its banks, particularly in Vasundhara Enclave. Both the State of U.P. and NCT of Delhi are contributories to this environmental and health hazards arising out of unchecked indiscriminate dumping of municipal solid waste etc.</p> <p>We direct the Commissioners of EDMC and Ghaziabad Nagar Nigam and Ghaziabad Development Authority to ensure that the entire municipal solid waste and debris is cleared by the respective Authorities within two days from today. In the event of default of the debris being not cleared within the stipulated time the Head of the Department of these Departments would be present before the Tribunal on the next date of hearing.</p> <p>Any person throwing municipal solid waste construction debris or any other waste in and around the</p>

Hindon canal would be liable to pay Rs. 20,000 as environmental compensation in terms of Section 15 read with Section 17 of the National Green Tribunal Act, 2010. Any vehicle which is used for the purpose of throwing such wastes in and around Hindon Canal would be seized by these Authorities. These Authorities would be at liberty to take actions against such persons. The Police Authorities are directed to provided all cooperation and help to these Authorities for execution of this order. If any party or person fails to pay the environmental compensation these Authorities would submit a list of such persons along with their addresses to the Tribunal for appropriate action against them in accordance with law.

The report filed by the DDA should be provided to all the Learned counsel appearing in the case.

List this matter on 27<sup>th</sup> August, 2015.

.....,CP  
(Swatanter Kumar)

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

.....,JM  
(M.S. Nambiar)

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

.....,EM  
(Ranjan Chatterjee)