

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

Original Application No. 816 of 2017

**Dr. Sudhir Dahiya
Vs.
M/s. J.M. Housing Ltd. & Ors.**

**CORAM : HON'BLE MR. JUSTICE U.D.SALVI, JUDICIAL MEMBER, ACTING CHAIRPERSON
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

Present: **Applicant/Appellant(s) : Mr. Rahul Choudhary and Ms. Meera Gopal, Advs.**
 Respondent No. 2 : Mr. Keshar Mohan, Adv.
 Respondent No. 5 : Mr. Pradeep Misra and Mr. Daleep Dhyani, Advs.

	Date and Remarks	Orders of the Tribunal
	Item No. 02 December 22, 2017	<p style="text-align: center;">Heard. Perused record.</p> <p>Grievances is made regarding violation of the following EC conditions:</p> <p>a. General Conditions:</p> <p>13. Solid wastes shall be suitably segregated and disposed. A separate and isolated municipal waste collection centre should be provided. Necessary plans should be submitted in this regards.</p> <p>21. Alternate technologies for solid waste disposals (like vermin-culture etc.) should be used in consultation with expert organisations.</p> <p>29. Make suitable provisions for using solar energy as alternative source of energy. Solar energy application should be incorporated for illumination of common areas, lighting for gardens and street lighting in addition to provision for solar water heating. Present a detailed report showing how much percentage of backup power for institution can be provided through solar energy so that use and polluting effects of DG sets can be minimized.</p> <p>66. The green belt shall consist of 50% trees, 25% shrubs and 25% grass as per MoEF norms.</p> <p>b. Specific Conditions:</p> <p>4. The green belt design along the periphery of the plot shall achieve attenuation factor conforming to the day and night noise standards prescribed for residential area. The open spaces inside the plot should be landscaped and covered with grass and shrubs.</p> <p>5. Green belt should be developed as per Central Pollution Control Board norms. 50% Evergreen Tree (that remains green for most part of the year and sheds leave slowly throughout the year having height more than 2.0 m, with a well distinguished trunk) should be part of the green belt.</p> <p>6. The minimum height of plantation of sapling should be 3.6 m at the time of occupancy.</p> <p>13. Manure generated from STP/organic waste converter shall be used in-house and plan for management of surplus be submitted within three (3) months.</p> <p>15. Motion sensor based lights to be provided in parking areas, corridors, passages, aisles, stairways.</p> <p>16. Photoelectric lighting should be provided on all the open</p>

<p>Item No. 02</p> <p>December 22, 2017</p>	<p>areas/roads.</p> <p>19. STP to be constructed during construction phase. 100% waste water is to be treated in STP confirming to prescribe standards of receiving body or designated use. Monitoring of STP to be done weekly till its stabilizations then monthly. The excess treated waste water after in-house use may be given to nearby builders for construction or discharge into public drainage system/drains after permission from the competent authority. and the claim has been made to the environmental compensation arising out of violation of the conditions of the EC. All particulars necessary for sustaining the environmental compensation as per Form-II shall be incorporated in the application.</p> <p>Admit.</p> <p>Issue notice.</p> <p>Mr. Keshar Mohan, Learned Counsel appearing on behalf of respondent no.2-MoEF takes notice and waives service. Mr. Pradeep Misra, Learned Counsel appearing on behalf of the respondent no.5-UPPCB takes notice and waives service. Appearances on behalf of the respective respondents shall be filed by the Learned Counsel on record within a week. Service of notice is waived. Copies of the application along with annexures thereto shall be furnished to the Learned Counsel appearing on behalf of respondent nos. 2 and 5 forthwith. Affidavit of Service of notice shall be filed.</p> <p>Issue notice to the other respondents by respondents by registered post/acknowledgement due and dasti as well. Notice returnable by 13th February, 2018.</p> <p>List the matter on 13th February, 2018.</p> <p>.....,JM (U.D. Salvi)</p> <p>.....,EM (Dr. Nagin Nanda)</p>
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