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BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL,  
PRINCIPAL BENCH, NEW DELHI

ORIGINAL APPLICATION NO. 94/2013

IN THE MATTER OF :

Vikrant Kumar Tongad

Applicant

Vs.

Delhi Metro Corporation & Others

Respondent

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| 2.  | <u>ANNEXURE-1</u><br>Copy of Public Notice dated 12.08.2014                               | 04                      |
| 3.  | <u>ANNEXURE-2</u><br>Copy of the Office order dated 17.07.2014                            | 05-06                   |
| 4.  | <u>ANNEXURE-3</u><br>Status Reports of 100 hospitals                                      | 07-13                   |
| 5.  | <u>ANNEXURE-4</u><br>Status of Inspection of Rainwater Harvesting System<br>in Hospital's | 14                      |
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(Sanjeev Ralli and Aayush Juneja )  
ADVOCATE  
FOR THE RESPONDENT NO.2 &4  
391, Lawyers Chamber Block-II,  
Delhi High Court  
NEW DELHI - 110002

New Delhi  
Dated:09.09.2014

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Vs.

Delhi Metro Rail Corporation Ltd.

Respondent

**ADDITIONAL COMPLIANCE AFFIDAVIT ON BEHALF OF GOVT. OF  
NCT OF DELHI AND DELHI POLLUTION CONTROL COMMITTEE**

I, Arun Mishra, aged about 50 years, working as Additional Secretary (Environment) and Member Secretary, Delhi Pollution Control Committee, do hereby solemnly state as under :

1. I say that I am working as Additional Secretary (Environment) and Member Secretary, Delhi Pollution Control Committee and thus conversant with the relevant facts of the matter as per the official records.
2. I say that this Hon'ble Tribunal vide order dated 04.07.2014, directed as follows:

*"The Committee so constituted shall examine these Replies, conduct a site visit to the premises of all the respective RWA's and submit the report to the Tribunal.*

*The Report shall specifically deal with what capacity of rain harvesting treatment devices need to be, if it is already in place whether they are operational and achieving targets expected of such devices and if not, the measures the RWA's are required to take."*

3. I say that this Hon'ble Tribunal vide order dated 05.08.2014, directed as follows:

*"We further direct all the Hospitals Private or Government to submit their Report to the DPCC who in return shall file the status report in regard to installation, functioning of RWH in these respective Hospitals."*

4. That in compliance with the order dated 06.05.2014, following action was initiated by DPCC:

(a) 2206 letters were issued to Residents Welfare Associations in Delhi.

(b) Out of 2206, 157 Residents Welfare Associations filed reply to DPCC.

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- (c) 196 letters out of 2206 issued to Residents Welfare Associations were returned back undelivered.
- (d) Out of 2206, 22 Residents Welfare Associations mentioned in their reply that they are having Rain Water Harvesting System.
- (e) DPCC issued letters to hospitals on 03.07.2014 which are having 100 beds or more, asking them to file status of Rain Water Harvesting System in their premises.
5. That in compliance with the orders dated 06.05.2014 & 04.07.2014, Department of Environment, Govt. of NCT of Delhi has issued a Public Notice in the daily newspapers of Delhi on 12.08.2014 (in English, Hindi, Punjabi, Urdu newspapers), inter-alia mentioning the orders of Hon'ble Tribunal and asking all Residents Welfare Associations, Hospitals and concerned authorities/agencies in the National Capital Territory of Delhi to file their replies on affidavit to the Committee constituted by Hon'ble National Green Tribunal and submit the replies to the office of DPCC within two weeks. Copy of the Public Notice is enclosed herewith as Annexure-1.
6. That, as directed, Environment Department has constituted four Committees, consisting of members of CGWA, DJB and DPCC vide order Dated 17.07.2014. Copy of the order is enclosed herewith as Annexure-2.
7. That, In compliance of Hon'ble Tribunal's order dated 05.08.2014, DPCC has again directed vide letters dated 21.08.2014 the hospitals having 100 beds or more to comply with the aforesaid directions of Hon'ble National Green Tribunal and submit their report to DPCC.
8. That as on 08.09.2014, 84 affidavits/ replies have been received from the Hospitals. As per these replies, 68 hospitals have stated that they have installed Rain Water Harvesting Systems which are in functional condition and replies received from these 68 hospitals have been provided to the respective four committees to conduct inspections of their Rain Water Harvesting Systems. Further two hospitals namely M/s Safdurjung Hospital & V.M.M.C and M/s Jai Prakash Narayan ApexTrauma Centre were earlier found to have installed Rain Water Harvesting Systems. 14 Hospitals have not furnished any affidavit / reply till 08.09.2014 which are listed from S.No. 87 to 100 of status of 100 hospitals enclosed herewith as Annexure 3. Out of these 68 hospitals inspections have been carried out by respective Committees in case of 5 hospitals w.r.t the Rain

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Water Harvesting Systems installed in these hospitals so as to know the status. Status of these Hospitals as on 08.09.2014 is enclosed herewith as

Annexure 4

9. That as on 08.09.2014, 22 no. of representations received from Residents Welfare Associations claiming the existence of Rain Water Harvesting Systems have been forwarded to the respective four committees constituted vide order dated 17.07.2014 to conduct inspections of Rain Water Harvesting Systems installed so as to know their status. Status of these Rain Water Harvesting Systems as on 08.09.2014 is enclosed herewith as

Annexure 5

*Anam Moh*  
Deponent

Verification :

Verified on this 9<sup>th</sup> day of September, 2014 that the contents of the above affidavit are true and correct to my knowledge and nothing material has been concealed therefrom.

*Anam Moh*  
Deponent

Government of National Capital Territory of Delhi  
**Department of Environment**  
6th Level, C-Wing, IP Estate New Delhi-110002

**PUBLIC NOTICE**

Dated:

Whereas the National Green Tribunal, Principal Bench, vide order dated the 6th, May 2014 and the 4th July 2014 in M.A. No. 808 of 2013 in original application no. 94 of 2013 in the matter of Vikrant Kumar Tongad Vs. Delhi Metro Rail Corporation has directed the Government of National Capital Territory of Delhi to issue notice to all hospitals and bodies and Residents Welfare Associations in the National Capital Territory of Delhi to state on affidavit as to whether the rain water harvesting system has been installed by them or not respectively and if installed whether it is functional or not;

And whereas vide order dated the 4th July 2014, the National Green Tribunal has constituted a Committee to examine the replies of RWAs etc and conduct a site visit to the premises of all the respective Resident Welfare Associations and submit a report to the National Green Tribunal on the next date of hearing.

Now, therefore all the Resident Welfare Associations, hospitals and concerned authorities/ agencies in the National Capital Territory of Delhi are hereby given Notice to file their replies on affidavit to the Committee constituted by the National Green Tribunal stating as under:-

- Whether Rain Water Harvesting System has been installed or not.
- If installed, number of such systems / pits, their capacity and whether they are functional or not. Catchment area, size of Recharge Pit, Dia & Depth of Injection Well, Condition of filter & design approving authority, etc. may also be mentioned.

The aforesaid replies be submitted in the office of Delhi Pollution Control Committee, (Kind Attn : Sh. D.K. Srivastava, EE), 4th Floor, ISBT Building, Kashmere Gate, New Delhi- 110006 within two weeks of this notice.

As per directions of National Green Tribunal, Committees for different Revenue districts of National Capital Territory of Delhi have been constituted to conduct site visits to the premises of all the respective Resident Welfare Associations.

Details are also available on website of DPCC  
([www.dpcc.delhigovt.nic.in](http://www.dpcc.delhigovt.nic.in))

Sanjiv Kumar, IAS  
Secretary (Environment)

DIP/0788/14-15

cum Chairman (Delhi Pollution Control Committee)

