

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

IN THE MATTER OF:-

OA NO. 446/2018

Tribunal on its own Motion

...Applicant(s)

Versus

State of Himachal Pradesh & Ors.

...Respondent(s)

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~~Respondent.~~

PLACE:SHIMLA
DATED:14.8.2019

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**AFFIDAVIT OF COMPLIANCE ON BEHALF OF
COMMISSIONER, MUNICIPAL CORPORATION
SHIMLA, IN TERMS OF THE ORDER DATED
06/05/2019.**

I, Pankaj Rai S/O Sh. Om Sagar Rai, aged 51 years, presently Commissioner, Municipal Corporation Shimla, do hereby solemnly affirm and declare as under.

1. That this Hon'ble Tribunal vide order dated 06.5.2019 was pleased to issue further directions for filing compliance report after three months.
2. That in compliance to the aforesaid directions, the Municipal Corporation Shimla have initiated following steps so as to ensure that the plastic waste does not enter into nallahs and drains and further pollute the water bodies.
 - i. **Name and Shame Scheme:** A new Scheme has been introduced whereby the violators throwing garbage in open are being caught red handed through CCTV camera, mobile phones of MC workers and are being displayed over LED screen installed at Ridge Shimla. Anyone from general public

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can also send pictures or video clipping to MC Shimla depicting littering in open. SP Shimla has also been requested to share such pics/videos collected in CCTVs installed by Police within MC Shimla. Now onwards, if anyone found littering in public domain, then in addition to being displayed on screen shall also be displayed through Newspapers, Social media & Local channel. This Scheme has been approved by the Hon'ble MC House. The Scheme serves to act as a deterrent to the general public, so as to refrain people from littering garbage and plastic over the roads, hillsides and nallahs; which through the drains and nallahs further find its way into the rivulets & rivers.

- ii. **Issue of Challans** :Challans/Notices are being issued under the relevant provisions of the Solid Waste Management Rules 2016 as well as the HPMC Act 1994, against those found littering garbage at public places, hillsides, nallahs etc.
- iii. **Installation of additional CCTV Cameras at locations vulnerable to Garbage dumping** : New locations identified as Garbage Vulnerable Points (GVP) are now being monitored through CCTV Cameras. Recently cameras have been installed at US Club & Sanjauli in addition to Panchayat Bhawan, Old Bus Stand. Further live-streaming of the footage on the mobile phones of concerned officers/officials has been started at the location of Panchayat Bhawan, Old Bus Stand which enables the regular monitoring of the GVP at this very location and in future it will be rolled out to other locations.

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- iv. **Cleanliness Drives :** Safai Abhiyans are being carried out on regular basis along the GVPs, hillsides, nallahs, etc. so as to ensure cleanliness and sanitation and prevent garbage from entering the water bodies. The details of drives undertaken during last three months are annexed as **Annexure A** with the present affidavit and the cleanliness drives conducted at stretches of Ashwani Khad have been highlighted in red colour and others are in black colour.
- v. **Fencing of Nallahs :** Additional 31 locations have been identified for fencing of the same. An estimate of around 21.42 lakhs has been sanctioned for this process. Further identification of new locations followed by fencing including Plastic Trap Nets, shall be carried out, as it is a continuous ongoing process so as to prevent plastic waste from entering into the nallahs. The detail of location identified for fencing is annexed as **Annexure B** with the present affidavit.
- vi. **Channelization of Nallahs:** The matter is being taken up by MC Shimla with NEERI for their input regarding the channelization of existing nallahs.
- vii. **Meeting with Ward Committees:** MC Shimla has proposed to conduct meetings with all Ward Committees which are notified for each Wards and comprising of local residents representing the Ward and chaired by concerned Ward Councillor. Issues related to cleanliness and sanitation in the Ward, source segregation, issues relating to open littering which tends to enter drains and nullahs and violators not

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handing over garbage to MC Shimla, etc shall be taken up by the Committee.

- viii. **New Concept of NOC of Garbage:** Any application received in MC Shimla applying for Building regulation, water/sewerage connection, or any other work is first required to seek NOC regarding clearance of all dues pertaining to garbage user charges, so as to ensure that the public duly hands over solid waste generated to the MC and prevent dumping along hillsides & nallahs.
- ix. **Poly Brick:** Another initiative recently taken by MC Shimla which has been made mandatory for all officers/officials working in the Corporation, is the "Poly Brick," whereby the used plastic bottles shall serve a reservoir for all used plastic bags/ wrappers/ packets etc. which would restrict the used plastic waste generated, thus preventing its widespread dispersal causing disfigurement of the environment. This initiative was also shared with the Education Department exhorting them to join hands with the Corporation and extend this drive to all educational institutions in MC Shimla, since it is expected that inculcation of these good practices amongst our juveniles would help in conserving environment and preserving the beauty of this hill town for the sake of future generations, besides protecting them against the health hazards of littered plastic waste. The poly bricks so generated from the educational institutions shall be purchased by MC Shimla @ Rs.15/kg and put to further appropriate use.

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x. **Rag Pickers Scheme:** With the objectives of keeping the environment clean and for the up-gradation of the livelihood of rag pickers, MC Shimla has launched a prestigious scheme for the management of the plastic waste. The plastic waste of any kind will be purchased @ Rs 15/kg for which the approval of the Hon'ble MC House has also been accorded vide Resolution dated 13-12-2019. The waste so collected is to be processed at the Waste to Energy plant or put in the recycling chain through the approved technology. In order to streamline the management of plastic waste, collection centres have been designated in each Ward office, so as to facilitate the purchase of plastic waste. Batch-wise IEC activities were conducted for all the door to door garbage collectors who are also engaged in rag-picking on dated 20/05/2019 & 21/05/2019 to make them aware about segregation of waste at source and further to encourage them to collect the plastic waste separately from different sources. These initiatives of MC Shimla shall ensure protection of environment vis-a-vis enhancing the income of the rag-pickers.

3. That the Municipal Corporation Shimla has initiated necessary steps in the matter as detailed in Para 2 of the affidavit and the present status report may kindly be accepted on behalf of Municipal Corporation Shimla.

4. That I, the above named deponent do hereby solemnly affirm and declare that the contents of Para 1 to 3 of my affidavit are

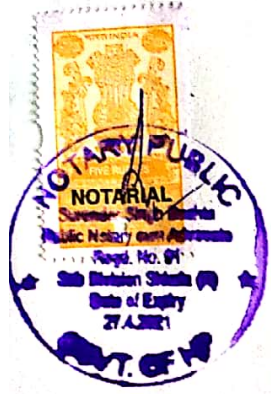
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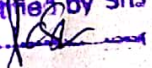
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true to the best of my knowledge as derived from official record. No part of it is false and nothing material has been concealed therefrom.

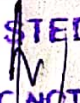
Verified at Shimla on this the 14th. day of August, 2019.



DEPONENT



Identified by Shri
Smt. 

Certified that the contents of this affidavit/document were read over & explained in the deponent's/ executants Shri Sh. Ranjay Roy who was present in his/her vernacular to Sh. Prateek Chandra same as true and correct at the making of it.

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14.8.19

Cleanliness drives w.e.f 1st May 2019 to 6th August 2019

S.No	Date	Location	Participants	No. of Participants
1	01/05/2019	Durga Mandir Colony, Mashobra	MC Staff	10
2	03/05/2019	Nallah Near Sangti	MC Staff	9
3	04/05/2019	Near Hari Temple, Vikas Nagar	MC Staff	8
4	07/05/2019	Green park, Kanlog	MC Staff	11
5	08/05/2019	Police colony near Basant vihar, Kasumpti	MC Staff	10
6	09/05/2019	Harbans hotel, lakkar bazar.	MC Staff	13
7	11/05/2019	Near housing board colony, Benmore	MC Staff	14
8	11/05/2019	Kamla nagar, Bhattakufar	MC Staff	10
9	13/05/2019	Indernagar, Upper Dhalli	MC Staff	10
10	15/05/2019	Near block no. 12, Sector 6 Kangnadhhar	MC Staff	8
11	16/05/2019	Near Khana House, Sanjauli	MC Staff	9
12	17/05/2019	Bye pass Road, Bhattakufar	MC Staff	8
13	20/05/2019	Near Gauri niwas, housing board Sanjauli.	MC Staff	9
14	21/05/2019	Dyerton, Kanlog	MC Staff	10
15	21/05/2019	Near Geeta Bhawan, Sangti.	MC Staff	12
16	23/05/2019	Engine Ghar	MC Staff	13
17	23/05/2019	Bhattakufar	MC Staff	12
18	24/05/2019	Kamla nagar, Bhattakufar	MC Staff	14
19	24/05/2019	Sanjauli Chowk	MC Staff	12
20	25/05/2019	Nallah cleared near Mahajan House Dhingu Bawri road at Sanjauli.	MC Staff	11
21	26/05/2019	Hill slope & drain has been cleared near snow view at Kaithu	MC Staff	9
22	27/05/2019	Near Sai Bhawan Sector 4 New Shimla	MC Staff	15
23	27/05/2019	Cleanliness drive conducted at Green Park in kanlog	MC Staff	10
24	28/05/2019	Cleanliness has carried out at Vijay Nagar in Vikas Nagar	MC Staff	11
25	29/05/2019	Hillslopes and nullah cleared near sanghtibauri	MC Staff	12
26	30/05/2019	Cleanliness drive conducted at Sadhnaghati in Chhotashimla	MC Staff	13
27	31/05/2019	Hill slope & grass has been cleared near green house lower kaithu	MC Staff	11
28	03/06/2019	Below morning view lower Kaithu	MC Staff	9

57	05/07/2019	Kamla nagar, Bhattakufar	MC Staff	12
58	05/07/2019	Indernagar, Upper Dhalli	MC Staff	15
59	06/07/2019	Dyerton, Kanlog	MC Staff	10
60	08/07/2019	Near Geeta Bhawan, Sangti.	MC Staff	10
61	10/07/2019	Engine Ghar	MC Staff	15
62	10/07/2019	Hillslope cleared below Sainik Guest house road.	MC Staff	12
63	12/07/2019	Hillslope and drain cleared near Lakkar Bazar Bus stand at Ruldubhatta.	MC Staff	15
64	13/07/2019	Nallah cleared near Mahajan House Dhingu Bawri road at Sanjauli.	MC Staff	12
65	15/07/2019	Nallah at Darni Ka Bagicha, Lalpani	MC Staff	10
66	16/07/2019	Hill slope has been cleared near cleared near DhinguMandir	MC Staff	15
67	17/07/2019	Hill slope & drain has been cleared near snow view at Kaithu	MC Staff	10
68	18/07/2019	Cleanliness drive conducted at paras Dass. garden in kanlog	MC Staff	12
68	18/07/2019	Cleanliness drive conducted at Engine Ghar Ward	MC Staff	10
70	19/07/2019	Near Sai Bhawan Sector 4 New Shimla	MC Staff	15
71	19/07/2019	Cleanliness drive conducted at Engine Ghar Ward	MC Staff	12
72	19/07/2019	Near Sai Bhawan Sector 4 New Shimla	MC Staff	15
73	20/07/2019	Cleanliness drive conducted at Green Park in kanlog	MC Staff	15
74	20/07/2019	Nallah has been cleared below Rehanbsera at Ruldhubhatta	MC Staff	10
75	22/07/2019	Hill Slope Below Bemloe Bus Stop	MC Staff	15
76	22/07/2019	Near Bus Stop Totu, Shimla	MC Staff	12
77	23/07/2019	Hill Slope Near Recruitment Office at Kaithu	MC Staff	10
78	23/07/2019	Hill slopes near Dayanand public school	MC Staff	10
79	24/07/2019	Hillslopes cleaned near Talland in Kanlog	MC Staff	10
80	25/07/2019	Near fauji shop at Lower Khalini	MC Staff	12
81	25/07/2019	Ghataru Shiv Nagar Panthaghatti	MC Staff	10
82	26/07/2019	Ghataru Shiv Nagar	MC Staff	12
83	27/07/2019	Talland Kanlog	MC Staff	10

29	04/06/2019	Hillslopes cleared at Bhattakufar	MC Staff	11
30	06/06/2019	Hillslopes cleared near Kali Mata Mandir Indernagar Upper Dhalli	MC Staff	13
31	07/06/2019	Near Fruit Mandi	MC Staff	9
32	09/06/2019	Near Tourist Information Centre	MC Staff	10
33	11/06/2019	Krishna Nagar	MC Staff	70
34	14/06/2019	Near Clarks Hotel	MC Staff	12
35	14/06/2019	Near Leprosy colony	MC Staff	14
36	14/06/2019	Near Balashram and Portmore, Kanlog ward	MC Staff	10
37	17/06/2019	Hill slope cleared near AG colony at Summerhill	MC Staff	12
38	17/06/2019	Hill slope cleared near Agarwal Dharamshala Longwood	MC Staff	10
39	19/06/2019	Below Padam Dev Complex	Hon'ble Governor of H.P. & MC Staff	130
40	20/06/2019	Nallah cleared below Rain Basera building at Ruldubhatta.	MC Staff	8
41	21/06/2019	Hillslopes cleaned near Talland in Kanlog	MC Staff	9
42	21/06/2019	Near fauji shop at Lower Khalini	MC Staff	10
43	24/06/2019	Ghataru Shiv Nagar Panthaghatti	MC Staff	12
44	25/06/2019	Ghataru Shiv Nagar	MC Staff	13
45	26/06/2019	Near Leprosy colony	MC Staff	16
46	27/06/2019	Near Balashram and Portmore, Kanlog ward	MC Staff	12
47	28/06/2019	Near Pathak niwas at Dev Nagar in Panthaghatti	MC Staff	15
48	28/06/2019	Nullah has been cleared near dhrov hotel at Ruldhubhatta	MC Staff	10
49	28/06/2019	Hill slope has been cleared near burn side at Summerhill	MC Staff	12
50	30/06/2019	Hill Slope Near Gujjar Colony At Sanjauli	MC Staff	12
51	30/06/2019	Hill Slope Near e-Toilet HP Sectt. Chhota Shimla	MC Staff	14
52	01/07/2019	Nallah cleared near Mahajan House Dhingu Bawri road at Sanjauli.	MC Staff	11
53	01/07/2019	Near Leprosy colony	MC Staff	15
54	02/07/2019	Near Pilli Kothi, Lower Kaithu	MC Staff	10
55	03/07/2019	Ambedkar Chowk, Advance Studies	MC Staff	14
56	04/07/2019	Near fauji shop at Lower Khalini	MC Staff	10

84	29/07/2019	Below Lakkar bazar bus stand at Ruldubhatta	MC Staff	12
85	29/07/2019	Near Plane cottage upper kaithu	MC Staff	10
86	29/07/2019	Police line kaithu to rose cottage at Annadale	MC Staff	12
87	30/07/2019	Hillslopes cleared near Army colony at Summerhill	MC Staff	15
88	30/07/2019	Near Shilli chowk to Charlie Villa at Benmore	MC Staff	8
89	30/07/2019	Sanjauli Chowk	MC Staff	14
90	31/07/2019	Nallah cleared near Mahajan House Dhingu Bawri road at Sanjauli.	MC Staff	12
91	31/07/2019	Hill slope & drain has been cleared near snow view at Kaithu	MC Staff	11
92	1/08/2019	Hill Slope Near e-Toilet HP Sectt. Chhota Shimla	MC Staff	15
93	01/08/2019	Hill Slope Near MachhiWalliKothi at Benmore	MC Staff	12
94	02/08/2019	Hill Slope Near Dutta Colony Coal Company	MC Staff	10
95	03/08/2019	Hill Slope Near SubjiMandi Ground	MC Staff	8
96	03/08/2019	Hill slopes cleared near Keleston parking	MC Staff	10
97	05/08/2019	Nullah has been cleared near dhrov hotel at Ruldhubhatta	MC Staff	12
98	05/08/2019	Hill slope has been cleared near burn side at Summerhill	MC Staff	14
99	05/08/2019	Near Goma Clinic Chakker	MC Staff	15
100	05/08/2019	Cleanliness drive conducted below Monastery Panthaghati.	MC Staff	15
101	06/08/2019	Near Sai Bhawan Sector 4 New Shimla	MC Staff	14
102	06/08/2019	Cleanliness drive conducted at Green Park in kanlog	MC Staff	12

*Cleanliness drives conducted at stretches of Ashwani Khad are highlighted in red coloured.

Locations Identified for Fencing

S.No.	Ward Number	Location
1	1	Near Police Chowki Lakkar Bazar
2	1	Nullah near Diplomat Hotel
3	1	Near Sita Ram Shop, Lakkar Bazar
4	1	Nullah near fruit Juice shop, Lakkar Bazar
5	1	Near Horse Shed, The Ridge
6	2	Shankli nullah near Masjid
7	2	Ruldubhatta nullah near Masjid
8	2	Near Dhroov Hotel
9	2	Near Rehan Basera, Auckland tunnel.
10	5	Teachers Colony
11	6	Near Lakshmi Narayan Mandir, Totu
12	10	Near MC Parking, Tutikandi
13	15	Below Secretariat
14	15	In front of reporting room (Adjoining Showroom)
15	15	Opposite Jain Dharamshala
16	15	Adjoining toilet
17	18	Near nullah Children Park
18	21	Dhalli Chowk near bus stop
19	21	Ambedkar Colony
20	22	Dingu Bawri Nullah
21	23	Near transformer Kamla Nagar
22	24	Near Geeta Bhawan
23	22	Sangti Bowri
24	25	Dhobighat Hill Slope turning point
25	25	Dhobighat Hill slopes.
26	33	Mist Chamber curve
27	33	Kainchi curve, Lower Khalini
28	34	Near Bemloe store
29	34	Below St. Edward School, Shivpuri
30	34	Lower Kanlog (Road leads to DLF)
31	34	Near Timber house(Yes Bank)