

**BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL**

**Original Application No. 215 of 2020**

**IN THE MATTER OF :**

International Rehab Foundation .....Applicant

Versus

GNCT of Delhi & Ors .....Respondents

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Dated: 17.01.2021  
New Delhi

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**Response on behalf of Applicant to Compliance  
Report 12.01.2021 of Delhi Pollution Control  
Committee**

**MOST RESPECTFULLY SHOWETH:**

1. That a compliance report has been filed on behalf of the DPCC. The applicant wish to bring the following facts into kind consideration of this Hon'ble Tribunal, which DPCC has not disclosed in its report:

(A) The compliance report says that treatment capacity of Bio Medical waste in NCT of Delhi is more than the waste collected. It appears that submissions of the DPCC are based on the data/report submitted by the service provider(s) and not on the basis of actual verification at site by the DPCC. The DPCC has not disclosed the present actual position specifically after the pandemic of COVID-19 which

For International Rehab Foundation

*Manish Sood*  
Trustee

has caused increase in Bio Medical Waste multifold and existing treatment facilities are not enough to treat the waste received at treatment Facilities. The new article dated 07.10.2020 published in 'the Indian Express' (**Annexure-A/1**) clearly shows the failure in treatment of Bio Medical Waste. The existing facilities are seeking permission to send the waste at 'Waste to Energy Plant' under the lame excuse that nonmedical waste is coming in Bio Medical Waste. It is submitted that Bio Medical Waste is being collected from the Health Centers/clinics only and its treatment is chargeable. Therefore, it cannot be believed that Health Centers/clinics will send their non-medical waste against an amount being charged by the facilities rather they will send directly at MSW site. Thus, it is clear that generation and collection of waste is more than the treatment capacity.

- (B) The Health & Family Welfare Department, GNCT of Delhi has directed the DPCC to take immediate action to float the EOI warning about mishappening may occur. The letter dated 16.12.2020 of the Special Secretary (H&FW) addressed to Member

*Mamish Sood*  
Trustee

Secretary, DPCC is enclosed herewith as

**Annexure-A/2.**

- (C) As per report of 'Economic Survey of Delhi, 2019-20 gives the status of hospitals to be re-modeled/expanded which shows that Bio Medical waste is to be increased multifold. The statement published in 'Economic Survey of Delhi, 2019-20 is being annexed herewith as **Annexure-A/3.** The news article dated 10.11.2020 published in 'Times of India' is annexed herewith as **Annexure-A/4.**

2. The DPCC has already delayed the process despite directions passed by this Hon'ble Court in OA No.75/2014 & 187 T<sub>HC</sub>/2014 and directions by the Health & Family Welfare Department, GNCT of Delhi.

In view of the facts and circumstances of the case mentioned herein above, it is humbly prayed that respondents be directed to expedite the process of establishing fully operational Common Bio Medical Waste Treatment & Disposal Facility as per BMW Rules 2016 with latest and modern technology. A time bound direction may kindly be issued in the interest of Environment.

For International Rehab Foundation

*Manish Sood*  
Trustee

Applicant

ENGLISH

தமிழ்

बंगला

മലയാളം

हिंदी

मराठी

Annexure - A/1

4

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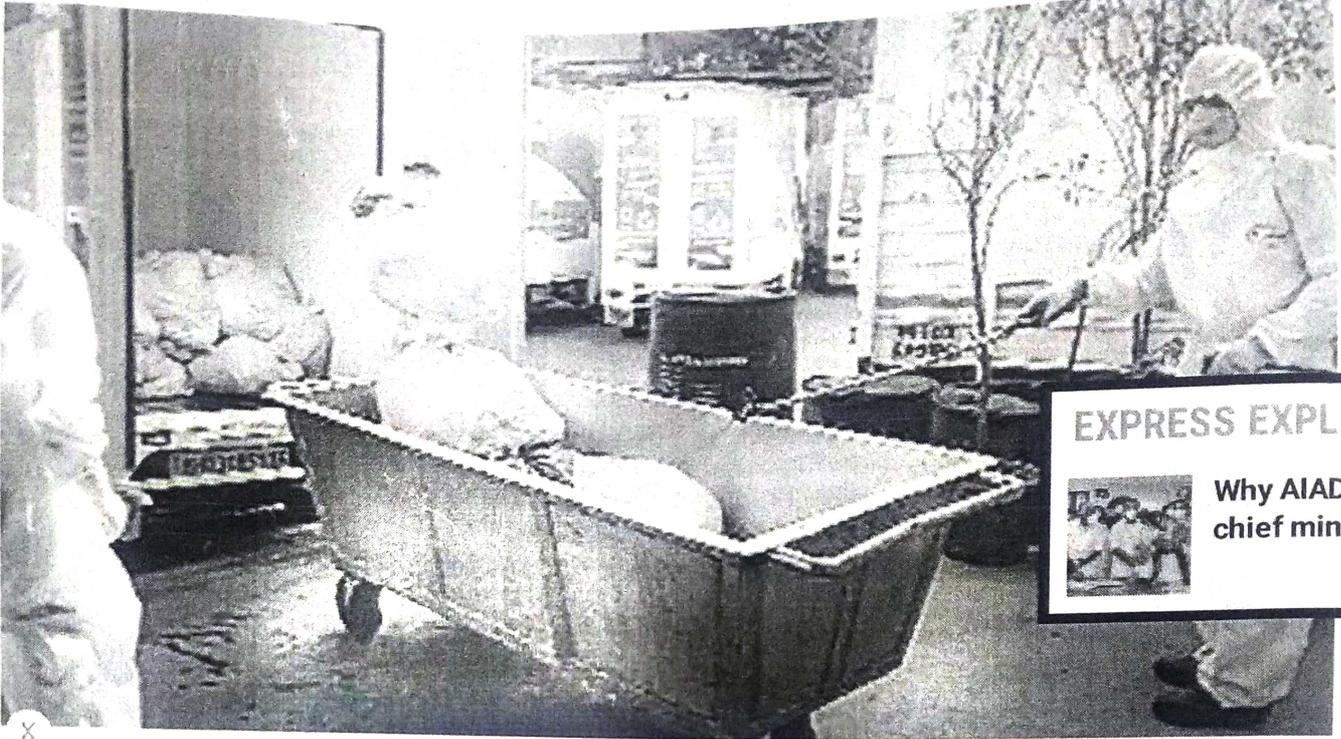
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Home / Cities / Delhi / Delhi: Waste management firms say stretched to the brink

# Delhi: Waste management firms say stretched to the brink

The two CBWTFs in Delhi are SMS Water Grace BMW Pvt Ltd in West Delhi's Nilothi and Biotic Waste Solutions Pvt Ltd in Jahangirpuri, with an operational capacity of 12 and 34 tonnes per day respectively.

Written by **Abhinav Rajput** | New Delhi | July 13, 2020 1:29:42 am



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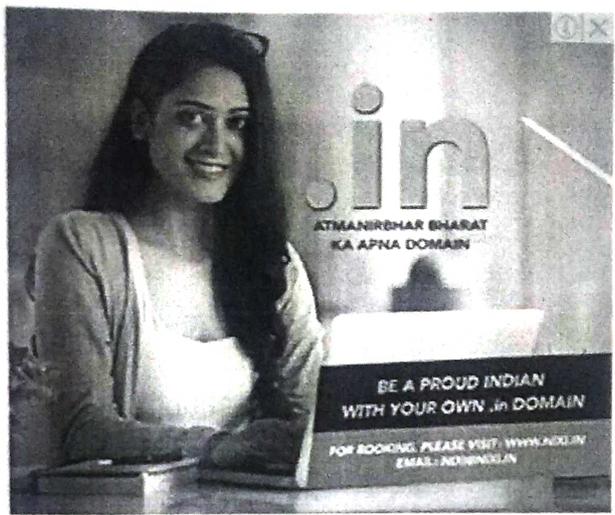
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Workers handling Covid waste at SMS plant in Nilothi

The two common biomedical waste treatment facilities (CBWTF) that cater to most of the hospitals in the city are seeing a rise in load since the Covid outbreak, and have demanded that they be allowed to divert their waste to waste-to-energy plants.

The two CBWTFs in Delhi are SMS Water Grace BMW Pvt Ltd in West Delhi's Nilothi and Biotic Waste Solutions Pvt Ltd in Jahangirpuri, with an operational capacity of 12 and 34 tonnes per day respectively.

Amit Nilawar from SMS Water Grace said it has been over a month since they wrote to the Directorate General of Health Services of Delhi government for permission to allow their surplus waste to be sent to waste-to-energy plants. He said permission to expand the facility is also awaited, even as the waste load keeps rising. "There are several new quarantine centres opening in the city, but we are in a position where we would not be able to take waste from these new facilities if swift action is not taken," Nilawar said.



SMS Water Grace collects Covid waste from government hospitals including Lok Nayak and Safdarjung, quarantine centres, isolation facilities, testing centres, dispensaries, private hospitals and laboratories in six districts of Delhi — west, southwest, central, Shahdara, east and northeast. Biotic Waste Solutions covers north, northwest, New Delhi, south, and southeast districts. It collects Covid waste from AIIMS, RML Hospital and Lady Hardinge Medical College too.

A Delhi government spokesperson said they were looking into the issue.

Nilawar said their incinerator is burning 12 tonnes of biomedical waste (Covid and non-Covid) per day now, against around six tonnes in the pre-Covid times. "This has increased the risk of snags in machines," he said.

Vikas Gehlot, director of Biotic Waste Solutions, said their facility is disposing of around 22 tonnes of waste per day.

He also said a lot of waste coming into the plant is non-medical waste such as bottles, food and plastics, which he said could damage their machinery.

He said the firm has also asked the government to pay Rs 50 per kg for Covid-19 waste, citing increase in operating cost.



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Annexure A/2 ⑦

GOVERNMENT OF DELHI  
DEPARTMENT OF WATER SUPPLY  
STATIONERY ROOM, DELHI  
PH. 011-26074017

NOTICE/MSB/94/EMWT-05/2014

10/10/20

To

The Member Secretary,  
Delhi Pollution Control Board, (SPL. SECRETARY (H&FW))  
Department of Environment,  
Govt. of NCT of Delhi,  
5<sup>th</sup> Floor, ISBT building,  
Kashmere Gate, Delhi-06

**Subject** Regarding Expression of Interest for one facility to replace existing facility operated by SMS Water Grace BMW Pvt Ltd.

Sir,

Kind attention is invited to the decision taken in the meeting held on 5<sup>th</sup> October, 2020 held by the Hon'ble Minister for Health whereby it was directed that the DPCC will come out with expression of Interest at least for one facility to replace existing facility operated by SMS Water Grace BMW Pvt Ltd whose lease with DGHS has already expired and is presently on provisional extension.

However it is observed that no Expression of Interest has been advertised till date. It may be seen that the provisional extension of the contract of M/s SMS Water Grace BMW Pvt Ltd is coming to an end on 20/01/2021.

It is therefore requested to take immediate action to float the EOJ to replace the existing facility operated by SMS Water Grace BMW Pvt Ltd failing which the DPCC will be solely responsible if any mishappening occurs due to closure of one out of the two operational Bio Medical Waste Treatment facility in Delhi.

Yours faithfully

(S.M.ALI)

SPL. SECRETARY (H&FW)

Statement 16.5

(8)  
Annexure A/3

STATUS OF HOSPITALS TO BE RE-MODELED / EXPANDED

S. No.	Name of Hospital	P.E./Cost (₹ in Crore)	Bed in existence	Proposed new beds	Total beds after remodeling / expansion
1	LN Hospital (Medicine, Pediatric and MCH)	533.90	2102	1570	3672
2	SRHC (Cancer & Maternity Block)	244.35	200	400	600
3	Dr. B. R. Ambedkar	194.91	500	463	963
4	JPCH	189.77	200	300	500
5	Bhagwan Mahavir	172.79	300	419	719
6	Guru Govind Singh	172.03	100	472	572
7	LBS	143.73	105	460	565
8	Sanjay Gandhi Memorial	117.78	300	362	662
9	Acharya Shree Bhikshu	94.38	100	270	370
10	RTRM	86.31	100	258	358
11	Deep Chand Bandhu	69.36	200	281	481
12	Aruna Asaf Ali	55.36	100	51	151
13	Shree Dada Dev Shishu Maitri	53.44	106	180	286

Source : H&FW Department & DGHS, GNCTD

9. The recent report of NSSO (75th round - 2017-18) on Social Consumption in India-Health provides information on estimated share of hospitalisation cases (excluding child birth) by type of hospital as 61.8% share under Govt Hospitals, 36.8 % in Private hospitals and rest 1.4% in Charitable hospitals.
10. Medical Colleges of All Systems of Medicines in Delhi – 17 medical colleges provide different under graduate courses of all (Allopathy, Ayurvedic, Unani & Homeopathy) in Delhi. Details of annual intake, year of establishment, course offered etc in respect of these colleges are placed at Statement 16.6

# ...Over 1k beds to be added in govt, pvt hosps

AlokKumar@timesgroup.com

New Delhi: Work is on to expand the existing Covid-19 infrastructure to enable Delhi to manage the greater load of patients during the third wave of infections. On Monday, health minister Satyendar Jain attributed the increase in case numbers to aggressive testing. He reported that 25% of the cases are from target areas, namely markets, bus stands and similarly crowded places.

Delhi government has added 500 beds in government hospitals and 685 in private ones to meet the demand for Covid care. At Rajiv Gandhi Super Speciality Hospital, an official said that 150 more Covid beds will augment the 500 beds in the facility. This work is likely to be completed before the end of the week.

At six other hospitals that are not as big as the main pandemic facility of Lok Nayak Hospital, the government has recently ordered infrastructure augmentation. "Delhi government has decided to increase the availability of beds for Covid patients in these state government hospitals. This step will be paramount in successfully combating the third wave of infection," said state health minister Satyendar Jain.

## RAMPING UP COVID EFFORTS

### BEDS BEING ADDED IN EIGHT DELHI GOVT HOSPITALS

Hospital	New Covid beds	New ICU beds
Rajiv Gandhi Super Speciality Hospital	150	0
Deen Dayal Upadhyay Hospital	100	20
Ambedkar Hospital (Rohini)	100	20
Bhagwan Mahavir Hospital	50	10
Sanjay Gandhi Hospital	50	10
Acharya Bhikshu Hospital	50	10
Deep Chand Bandhu Hospital	0	20
Burari Hospital	0	20

Total  
**500 beds**

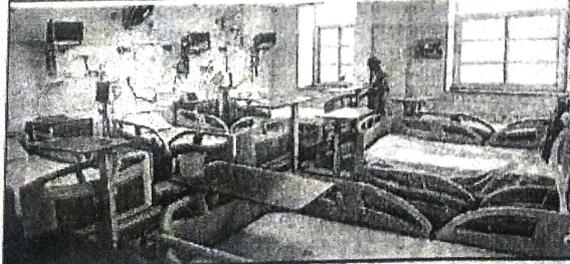


\*These beds will be over and above the existing Covid beds available in these hospitals

### ADDITIONAL BEDS TO BE ADDED IN 14 PRIVATE HOSPITALS

Hospital	New Covid beds
Sir Ganga Ram Hospital, Rajendra Nagar	168
BLK Hospital	73
Max SS Hospital, Saket	64
Apollo Hospital, Sarita Vihar	59
Fortis Escorts Heart Institute	55
Max SS Hospital, Patparganj	50
St Stephen's Hospital	48
Dharamshila Hospital	40
Tirath Ram Shah Hospital	40
Sant Parmanand Hospital	38
Fortis SS Hospital, Shalimar Bagh	31
Venkateshwar Hospital	10
Metro Hospital	6
Mata Chanan Devi Hospital	5

Total  
**685**  
new Covid  
beds



File photo

At Deen Dayal Upadhyay Hospital, 100 beds and 20 ICU

beds will be added, and in Ambedkar Hospital, Rohini, 100 beds and 20 ICU beds. In Bhagwan Mahavir, Sanjay

Gandhi and Acharya Bhikshu hospitals, 50 beds each will be added and the ICU facilities increased marginally.

An exercise to add 685 beds in private hospitals is under way. The consistently rising Covid numbers have caused concern among the authorities though nearly half the existing Covid hospital beds and close to 90% beds in Covid care centres are unoccupied. The city has reported 7,000 daily cases for three days now, though bed occupancy hasn't gone up much because of big daily recoveries — over 6,000 people recovered on Sunday — and most Covid-positive opting for home isolation.

The central government's expert committee headed by Dr V K Paul expressed apprehensions early last month that festival-related gatherings and winter pollution load would make respiratory illnesses severer and force a rise in Covid-19 cases. It advised the state government to prepare for up to 15,000 daily cases.

Jain hoped that in next five days the severity of infection would start declining. "We are conducting a high number of tests, almost 60,000 every day," he said. "A peak lasts five-six days. The experts believe this third wave will last four-five more days and then the positivity rate will start slipping."

5022 new cases toll crosses crematoria better