

78
17/1/2024

**BEFORE THE NATIONAL GREEN TRIBUNAL, WESTERN
ZONE BENCH, PUNE, AT PUNE**

ORIGINAL APPLICATION NO. 107 OF 2023 (WZ)

POOJA HOTCHANDANI

APPLICANT

V/S

NADIAD MUNICIPALITY
AND OTHERS

RESPONDENTS

AFFIDAVIT IN REJOINDER

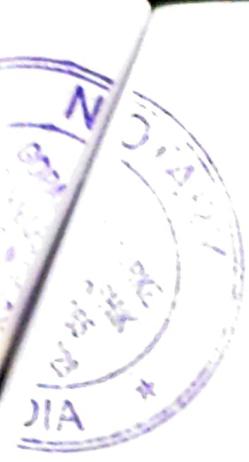
I, POOJA HARESHKUMAR HOTCHANDANI, aged about 38 years, occupation: Advocate, residing at Gopi Kunj, 16, Pushkar Bungalows, Near Rang Upvan Party Plot, Manjipura Road, Nadiad, Taluka Nadiad, District Kheda – 387001, do hereby state on solemn affirmation as under:

- 1) I say that I am the Applicant No.1 in the present Original Application. I say that I am aware of the facts and circumstances of the present case and hence I am able to depose the same on oath.
- 2) I say that the Applicant is having locus to file the present application and it is shown that the Applicants are near the waste processing waste. That the application is not barred by limitation. That the Applicants have joined the necessary parties.
- 3) I say that I have filed the present Application to bring to the notice of this Hon'ble Tribunal pertaining to the dumping of illegal waste at the site, which is located at land bearing Survey Nos. 49-1, 49-2, 50, 58, 59, 60, 61, 62, 64, 65, 66, 67, 68, 44 paiki, 45 paiki, 47 paiki, 48, and 53 at Village Kamla, Taluka Nadiad (Rural) District Kheda, Manjipura Road.
- 4) I say that the Hon'ble Tribunal had constituted a Joint Committee vide its order dated 24th August 2023 and directed the Committee to



conduct an inspection and file a report. I say that the Committee has conducted the visit and has filed a detailed report dated 29th September 2023. I say that vide the said report observes that there is unsegregated waste lying at the site and there is no CCA as well. I further say that the Committee has calculated Environmental Damage Compensation (EDC) to be imposed on the Respondent No.1 amounting to Rs. 8,29,66,800/-.

- 5) I, further say that the Respondent No.1 has filed a reply dated 17th November 2023. The Respondent No.1 has admitted to the shortcomings and has submitted an action plan. The said Action Plan states that the legacy waste will be cleared by March 2024.
- 6) I say that the data given by the Respondent No.1 is illusory and no concrete steps are being taken on ground, everything is being done on paper and no effective measures are being taken. That the renewal of authorization has been refused by the GPCB
- 7) I say that no effective steps and actions for removal of the solid waste has been taken by the Nadiad Municipality. That it is stated by Municipality in their reply dated 04.12.2023 that they will complete the work of disposal of legacy waste by May 2024, it is respectfully submitted that it is not correct as even today the heaps of waste are there as the new waste keeps on increasing and the disposal of old heaps of waste is at a low speed, which resultantly makes no change in the situation.
- 8) I say that as a resident of the area, we are facing tremendous health hazards on account of negligence on the part of the Respondent No.1. There are numerous fire incidents which take place at the site. The same have been already represented before the Hon'ble Tribunal as



part of the Original Application. The Air Quality in the area keeps on deteriorating on day-to-day basis. The AQI index has remained between 275 to 325. Copies of the Air Quality Reports are annexed hereto and marked as ANNEXURE – A-1 colly.

9) I say that as a resident, the Hon'ble Tribunal may adjudicate the issue and impose the EDC upon the Respondent No.1 as recommended by the Joint Committee. However, this exercise may take a period of time. I am praying for interim reliefs to ensure that the fire incidents do not take place, which leads to hazardous air causing health issues amongst the residents.

10) I say that whatever stated hereinabove is true and correct to the best of my knowledge, information and belief.

Solemnly affirmed at Nadiad on _____ Day of January 2024.

IDENTIFIED BY

P.H. Hotchandani

P.H. Hotchandani

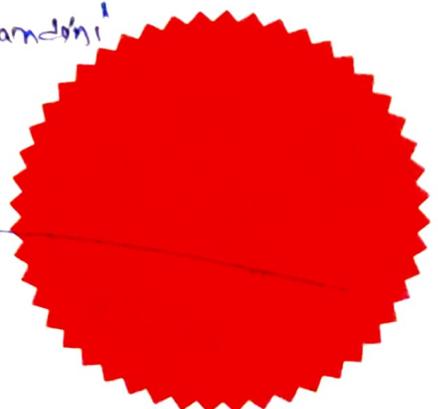
Deponent

AFFIDAVIT

Solemnly affirmed before me
by Shri/Smt. Pooja Hemesh Kumar Hotchandani
R/o. Nadiad
Ta. Nadiad Dist. Kheda
Who identified by Adv. Pooja Hotchandani
Whom he / she is personally known

SIGNED BEFORE ME

GOPAL CHINDHU BARKE
NOTARY Advocate For
Tal. Sinnar, Dist. Nashik-422103



725

Air Quality Index

Manjipura Published at am 7:30

260 Very unhealthy

Air quality is extremely poor. Try to stay indoors. Close your doors and windows.

260.2	208.0	8.7	52.5	17.6	4.9
PM2.5	PM10	SO ₂	NO ₂	O ₃	CO

More on air quality



 AccuWeather

726

Air Quality Index

Manjipura Published at am 7:30

226 Very unhealthy

Air quality is extremely poor. Try to stay indoors. Close your doors and windows.

226.9	172.7	6.7	48.8	10.5	4.8
PM2.5	PM10	SO ₂	NO ₂	O ₃	CO

More on air quality



727

Air Quality Index

Manjipura Published at am 8:30

259 Very unhealthy

Air quality is extremely poor. Try to stay indoors. Close your doors and windows.

259.0	204.4	6.3	52.8	4.8	5.6
PM2.5	PM10	SO ₂	NO ₂	O ₃	CO

More on air quality



December 27, 2023



12:46 | Chrome



Manjipura, Gujar... 27°C



CURRENT AIR QUALITY

TODAY

12/27



Dangerous

Any exposure to the air, even for a few minutes, can lead to serious health effects on everybody. Avoid outdoor activities.

Based on Current Pollutants

729

Air Quality Index

Manjipura Published at 12/27 pm 10:30

237 Very unhealthy

Air quality is extremely poor. Try to stay indoors. Close your doors and windows.

237.3	184.1	7.3	29.3	14.8	4.3
PM2.5	PM10	SO ₂	NO ₂	O ₃	CO

[More on air quality](#)



 AccuWeather

Air Quality Index

Manjipura Published at am 8:30

213 Very unhealthy

Air quality is extremely poor. Try to stay indoors. Close your doors and windows.

213.9	163.0	8.9	54.6	7.8	4.1
PM2.5	PM10	SO ₂	NO ₂	O ₃	CO

[More on air quality](#)





Nadiad, Gujarat 20°C

731



CURRENT AIR QUALITY

SUNDAY

12/31



Very Unhealthy

Health effects will be immediately felt by sensitive groups and should avoid outdoor activity. Healthy individuals are likely to experience difficulty breathing and throat irritation; consider staying indoors and rescheduling outdoor activities.

Based on Current Pollutants

Air Quality Index

Nadiad Published at am 6:30

239 Very unhealthy

Air quality is extremely poor. Try to stay indoors. Close your doors and windows.

222.0	162.1	11.3	26.4	6.4	4.4
PM2.5	PM10	SO ₂	NO ₂	O ₃	CO

[More on air quality](#)



733

Air quality is extremely poor. Try to stay indoors. Close your doors and windows.

223.4	165.6	15.5	24.0	23.2	3.8
PM2.5	PM10	SO ₂	NO ₂	O ₃	CO

[More on air quality](#)



Air Quality Index

Nadiad Published at am 6:30

271 Very unhealthy

Air quality is extremely poor. Try to stay indoors. Close your doors and windows.

271.5	208.0	9.8	30.1	12.2	5.6
PM2.5	PM10	SO ₂	NO ₂	O ₃	CO

[More on air quality](#)





Nadiad, Gujarat 28°C

735



CURRENT AIR QUALITY

TODAY

1/2



Very Unhealthy

Health effects will be immediately felt by sensitive groups and should avoid outdoor activity. Healthy individuals are likely to experience difficulty breathing and throat irritation; consider staying indoors and rescheduling outdoor activities.

Based on Current Pollutants



Nadiad, Gujarat 20°C

736



CURRENT AIR QUALITY

TODAY

1/2



Dangerous

Any exposure to the air, even for a few minutes, can lead to serious health effects on everybody. Avoid outdoor activities.

Based on Current Pollutants

Learn more at

 [plume labs](#)

Air Quality Index

Nadiad Published at am 4:30

262 Very unhealthy

Air quality is extremely poor. Try to stay indoors. Close your doors and windows.

262.0	206.4	8.0	50.8	9.5	4.9
PM2.5	PM10	SO ₂	NO ₂	O ₃	CO

[More on air quality](#)





Nadiad, Gujarat 28°C

738

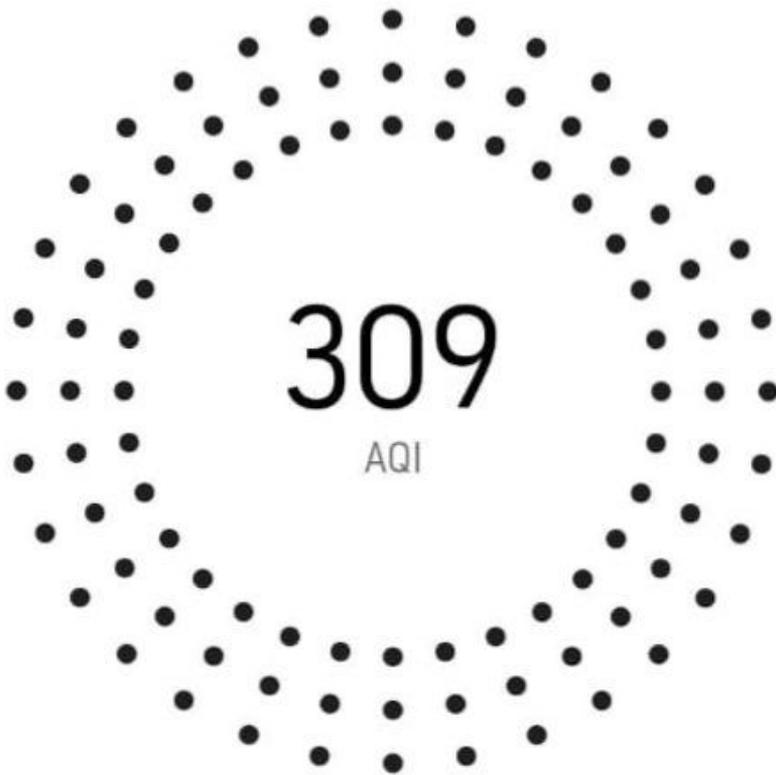


CURRENT AIR QUALITY

TODAY



1/3



Dangerous

Any exposure to the air, even for a few minutes, can lead to serious health effects on everybody. Avoid outdoor activities.

Based on Current Pollutants

Air Quality Index

Nadiad Published at am 6:30

282 Very unhealthy

Air quality is extremely poor. Try to stay indoors. Close your doors and windows.

282.0	218.4	7.7	43.0	16.6	4.3
PM2.5	PM10	SO ₂	NO ₂	O ₃	CO

[More on air quality](#)





Nadiad, Gujarat 25°C

740



CURRENT AIR QUALITY

TODAY

1/4



Dangerous

Any exposure to the air, even for a few minutes, can lead to serious health effects on everybody. Avoid outdoor activities.

Based on Current Pollutants

Learn more at

 [plume labs](#)

741



07/01/2024 16:55

742



07/01/2024 17:07

743



744

