

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

Original Application No. 250/2024

In the matter of:

Sh. Sudesh Prakash Sabberwal

...Applicant

Versus

Union of India & Ors.

...Respondents

NDOH:- 14.10.2024

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Filed by:

New Delhi:
Dated: 10.10.2023

Delhi Pollution Control Committee

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

Original Application No. 250/2024

In the matter of:

Sh. Sudesh Prakash Sabberwal

...Applicant

Versus

Union of India & Ors.

...Respondents

**STATUS REPORT BY WAY OF AFFIDAVIT ON BEHALF OF DELHI
POLLUTION CONTROL COMMITTEE IN COMPLAINT TO THE ORDER
DATED 24.07.2024.**

I, Deepak Kumar Singh, Additional Director, Delhi Pollution Control Committee, 3rd Floor, Block-B, IT Park, Shastri Park, Delhi- 110053, do hereby solemnly affirm and state as under:

1. That, I am working as Additional Director, Delhi Pollution Control Committee and am conversant with the facts of the present case on the basis of record maintained by Delhi Pollution Control Committee in its ordinary course.
2. That this Hon'ble Tribunal taken up the above captioned matter on 12.07.2024 on the basis of Original Application filed by Mr. Sudesh Prakash Sabberwal against the dumping of garbage/garbage bin/dhallon having stretch of around 30 mtrs. situated opposite Gate no. 6 of All India Institute of Medical Sciences (AIIMS),



New Delhi at 60 mtrs. wide Ring Road 1F South Extension 1, New Delhi at the entrance of the South Extension-1 Market.

3. That, this Hon`ble Tribunal on 12.07.2024 pleased to issue notice to MoEF & CC, CPCB, DPCC and MCD to file reply/ response.
4. That, in compliance of the orders passed by this Hon`ble Tribunal an inspection at Dhalao No. 34 Ward No. 147-S, Central Zone, opposite to AIIMS Gate No. 6 was carried out on 04.10.2024, by the officials of DPCC. It was observed that, this is a MCD dhalao on opposite road side of AIIMS Gate No-06. Garbage was observed dumped inside the Dhalao. No garbage dumping observed outside the Dhalao on road side. Copy of the Geo-tagged photographs taken on 04.10.2024 are enclosed herewith as ANNEXURE-1 (Colly).
5. That, to reconfirm the status of site re-inspection was carried out on 08.10.2024 by the officials of DPCC. Following are brief of observations made during the Inspection:
 - i. The Dhalao found partially filled with mixed garbage and spilling over the road in front of the Dhalao.
 - ii. The Dhalao is bounded on three sides. However, without any Gate and open from top(not having roof).
 - iii. Total 11 Garbage Bins observed at Dhalao. All found filled with mixed Garbage. Some of the Garbage bins were placed at roadside.
 - iv. Some Garbage found lying on the road side.
 - v. There was foul smell due to garbage.
 - vi. At the time of Inspection, 06 no. of informal ragpickers found unloading garbage into the dhalao and segregating Cardboard, Plastic



bottles, Glass bottles and Thermacol from the garbage and collecting ... their bags.

- vii. As per local enquiry, garbage lifting at the Dhalao is done twice in a day (morning and evening). However, sometimes the garbage is not lifted at regular intervals leading to the overfilling of Dhalao and spilling of garbage on the road.
- viii. Tricycles of Agency and informal ragpickers found on the road side.

Copy of the Inspection Report dated 08.10.2024 alongwith Geo-tagged photographs are enclosed herewith as Annexure-2(Colly).

6. That, accordingly a letter dated 09.10.2024 has been issued to Municipal Corporation of Delhi with directions to ensure following:

- a) Proper entry gate on the Dhalao to avoid unauthorized entry into the Dhalao.
- b) Proper Roof to prevent rain-water into Dhalao.
- c) Instead of dumping wet waste at the Dumpsites (Biodegradable) waste should be composted.
- d) Cleanliness & Hygienic conditions at the above-mentioned Dhalao.
- e) that there is no smell from the operation of Dhalao.
- f) that segregated Municipal Solid Waste is received and processed at the Municipal Solid Waste Processing Facilities in Delhi as per the provisions of the Solid Waste Management Rules, 2016.

Vide said letter, MCD has been asked to ensure above and submit Action Taken Report along with proposal, if any, for closure of above mentioned Dhalao, to



DPCC within 15 days. Copy of the letter dated 09.10.2024 of DPCC to MCD .

Annexure-3.

7. That this affidavit is being filed in compliance to the order dated 24.07.2024 passed by this Hon`ble Tribunal.

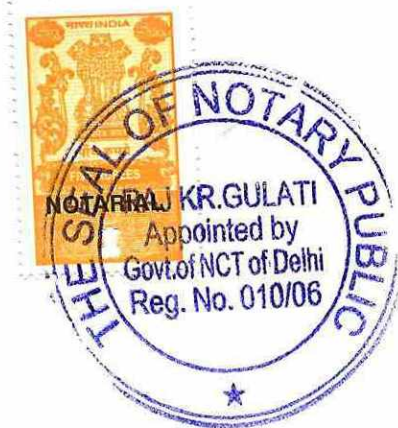
Anupall Singh
DEPONENT

VERIFICATION:

I, the above-named deponent, declare the contents of the present affidavit are true and correct to the best of my knowledge based upon the documents and records available in the office and nothing material has been concealed therefrom. Verified at New Delhi on this 10th day of October, 2024.

Anupall Singh
DEPONENT

ENTRY No.3370/24..
DATED.....
10 OCT 2024

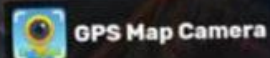


ATTESTED
[Signature]
NOTARY PUBLIC
GOVT. OF NCT OF DELHI

10 OCT 2024

स्वच्छ भारत

Dakshin Dilli Swachh Initiatives
 Zone Central Zone
 Ward No-147-S CNZ
 Dharao No- And Location No-34
 Name of Agency - DDSIL
 Name of Bin Attendant-Rakibul
 Garbage time-1-7:00AM to 5:00 PM.
 Garbage time-2-As per requirement of SUP.
 Garbage time-3-As per requirement of SUP.
 Name-manoj Mobile No-7200641000
 Helpline - No-18003131980



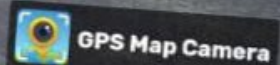
New Delhi, Delhi, India
 F48, South Extension I, Block F, New Delhi, Delhi 110049, India
 Lat 28.569348°
 Long 77.217214°
 04/10/24 02:50 PM GMT +05:30



Google



New Delhi, Delhi, India
F48, South Extension I, Block F, New Delhi, Delhi 110049, India
Lat 28.569335°
Long 77.217223°
04/10/24 02:50 PM GMT +05:30





New Delhi, Delhi, India

F-48, Second Floor, Mahatma Gandhi Rd, South Extension I, Block F, New Delhi,
Delhi 110049, India

Lat 28.569206°

Long 77.217266°

04/10/24 02:49 PM GMT +05:30



GPS Map Camera



MCD

SWACHH
SURVEKSHAN
2023

स्वच्छ भारत अभियान

Swachh Dile Swachh Nigam
Central
No-147-S

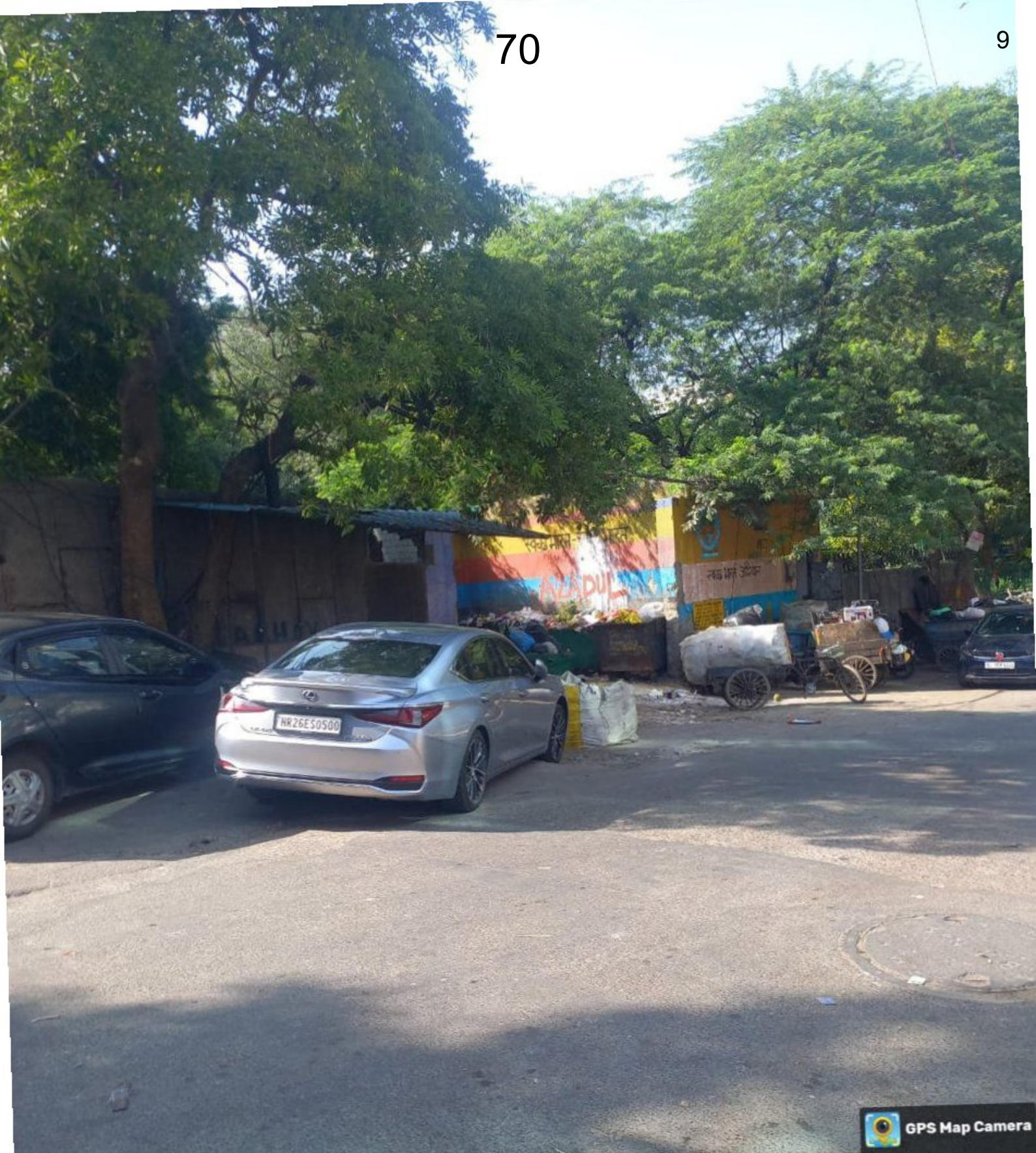



DL 35F
N4876

GPS Map Camera



New Delhi, Delhi, India
 F48, South Extension I, Block F, New Delhi, Delhi 110049, India
 Lat 28.569348°
 Long 77.217214°
 04/10/24 02:50 PM GMT +05:30



 GPS Map Camera



New Delhi, Delhi, India
 F-48, Second Floor, Mahatma Gandhi Rd, South Extension I, Block F, New Delhi,
 Delhi 110049, India
 Lat 28.569244°
 Long 77.217294°
 04/10/24 02:51 PM GMT +05:30

Google



New Delhi, Delhi, India

F-48, Second Floor, Mahatma Gandhi Rd, South Extension I, Block F, New De

Delhi 110049, India

Lat 28.569212°

Long 77.217277°


04/10/24 02:51 PM GMT +05:30


Report of Inspection of Dhalao No. 34 Ward No. 147-S, Central Zone, opposite to AIIMS Gate No. 6, carried out by team of DPCC on 08.10.2024

An inspection of Dhalao No. 34 Ward No. 147-S, Central Zone, opposite to AIIMS Gate No. 6 was carried out by team of DPCC on 08.10.2024 w.r.t. Order dated 12.07.2024 of Hon'ble NGT in OA No. 250/2024 in Sudesh Prakash Sabberwal V/s Union of India & Ors.

Following is the brief of observations made during the Inspection:

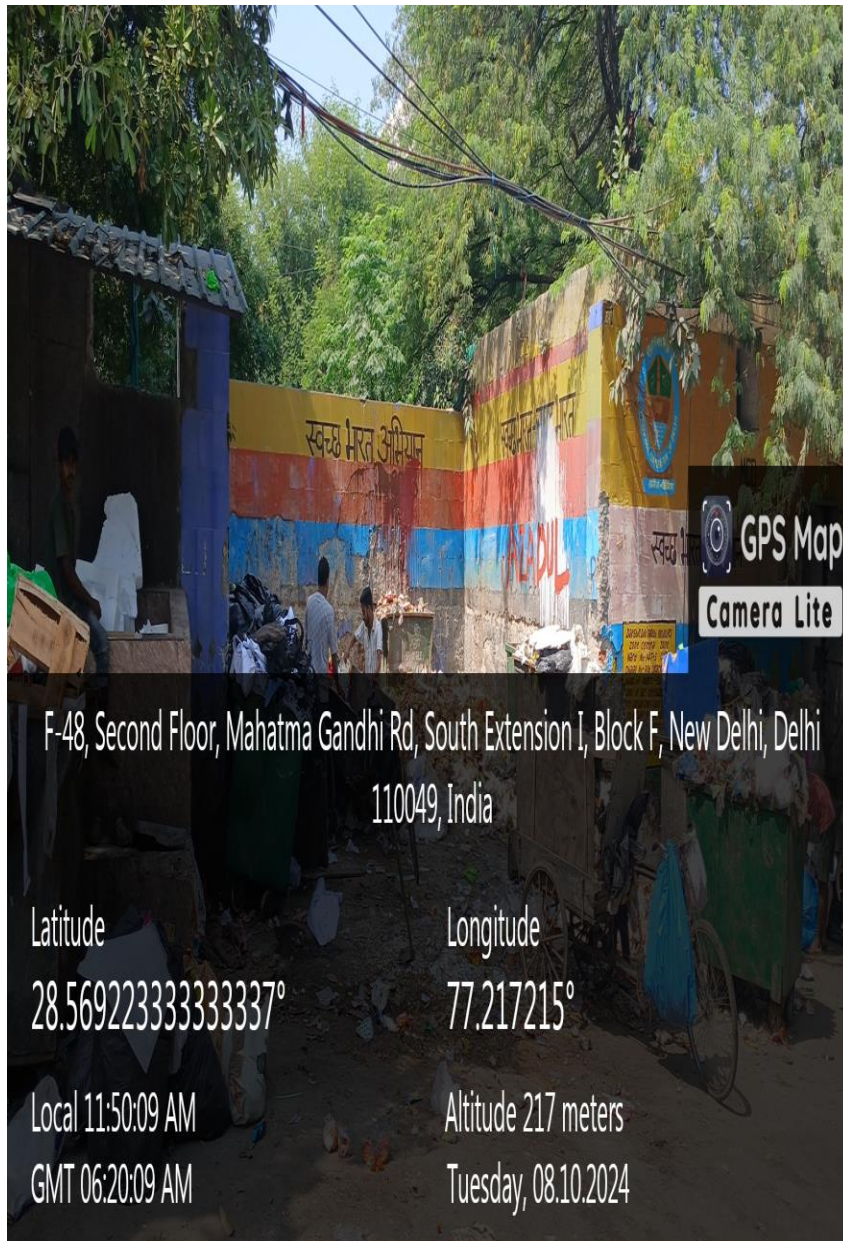
1. Dhalao No. 34 Ward No. 147-S, Central Zone, opposite to AIIMS Gate No. 6.
2. Name of Agency - Dakshin Dilli Swachh Initiatives Limited (DDSIL)(Special Purpope vehicle of MCD).
3. The Dhalao found partially filled with mixed garbage and spilling over the road in front of the Dhalao.
4. The Dhalao is bounded on three sides. However, without any Gate and open from top(not having roof).
5. Total 11 Garbage Bins observed at Dhalao. All found filled with mixed Garbage. Some of the Garbage bins were placed at roadside.
6. Some Garbage found lying on the road side.
7. There was foul smell due to garbage.
8. At the time of Inspection, 06 no. of informal ragpickers found unloading garbage into the dhalao and segregating Cardboard, Plastic bottles, Glass bottles and Thermacol from the garbage and collecting in their bags.
9. As per local enquiry, garbage lifting at the Dhalao is done twice in a day (morning and evening). However, sometimes the garbage is not lifted at regular intervals leading to the overfilling of Dhalao and spilling of garbage on the road.
10. Tricycles of Agency and informal ragpickers found on the road side.
11. Photographs taken during the inspection are enclosed.


08/10/2024
(Krishan Kaushik)
Jr. Env. Engineer
WMC-II, DPCC


08/10/2024
(Ankit Sindhu)
Trainee
WMC-II, DPCC



Photographs taken during the inspection of Dhalao No. 34 Ward No. 147-S, Central Zone, opposite to AIIMS Gate No. 6, carried out by team of DPCC on 08.10.2024



Photographs taken during the inspection of Dhalao No. 34 Ward No. 147-S, Central Zone, opposite to AIIMS Gate No. 6, carried out by team of DPCC on 08.10.2024



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Photographs taken during the inspection of Dhalao No. 34 Ward No. 147-S, Central Zone, opposite to AIIMS Gate No. 6, carried out by team of DPCC on 08.10.2024



F-48, Second Floor, Mahatma Gandhi Rd, South Extension I, Block F, New Delhi, Delhi
110049, India

Latitude

28.56928833333333°

Longitude

77.217125°

Local 12:08:34 PM

GMT 06:38:34 AM

Altitude 217 meters

Tuesday, 08.10.2024

Photographs taken during the inspection of Dhalao No. 34 Ward No. 147-S, Central Zone, opposite to AIIMS Gate No. 6, carried out by team of DPCC on 08.10.2024



F-48, Second Floor, Mahatma Gandhi Rd, South Extension I, Block F,
New Delhi, Delhi 110049, India

Latitude
28.569233333333333°

Longitude
77.21717°

Local 12:09:40 PM
GMT 06:39:40 AM

Altitude 217 meters
Tuesday, 08.10.2024

GPS Map
Camera Lite



K-16, South Extension I, Block K, New Delhi, Delhi 110049, India

Latitude
28.569458333333333°

Longitude
77.216958333333334°

Local 12:08:19 PM
GMT 06:38:19 AM

Altitude 217 meters
Tuesday, 08.10.2024

GPS Map
Camera Lite

Photographs taken during the inspection of Dhalao No. 34 Ward No. 147-S, Central Zone, opposite to AIIMS Gate No. 6, carried out by team of DPCC on 08.10.2024

By Email / Speed Post



F. No.: DPCC/WMC-II/SWM/ OA 250_2024/ 3100- 3102

Dated: 9/10/2024

To,
The Commissioner,
Municipal Corporation of Delhi,
9th Floor, Dr.S.P.M Civic Center, JLN Marg,
Delhi-110002.

Sub: Order dated 12.07.2024 of Hon'ble National Green Tribunal in OA No. 250/2024 titled: Sudesh Prakash Sabberwal V/s Union of India & Ors.

Sir,

This has reference to the Order dated 12.07.2024 of Hon'ble National Green Tribunal in OA No. 250/2024 titled: Sudesh Prakash Sabberwal V/s Union of India & Ors regarding grievance against the dumping of garbage/garbage bin/dhallon having stretch of around 30 mtrs. situated opposite Gate no. 6 of All India Institute of Medical Sciences (AIIMS), New Delhi at 60 mtrs. wide Ring Road 1F South Extension 1, New Delhi at the entrance of the South Extension-1 Market. With respect to the said order, an inspection of Dhalao No. 34 Ward No. 147-S, Central Zone, opposite to AIIMS Gate No. 6 was carried out by team of DPCC on 08.10.2024.

Following are the deficiencies observed during the Inspection on 08.10.2024:

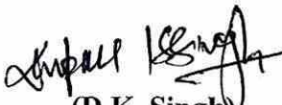
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7. As per local enquiry, garbage lifting at the Dhalao is done twice in a day (morning and evening). However, sometimes the garbage is not lifted at regular intervals leading to the overfilling of Dhalao and spilling of garbage on the road.
8. Tricycles of Agency(Concessionaire M/s Dakshin Dilli Swachh Initiaives Limited (**DDSIL**)) and informal ragpickers found on the road side.

In view of the above MCD is hereby directed to ensure the following:

- a) Proper entry gate on the Dhalao to avoid unauthorized entry into the Dhalao.
- b) Proper Roof to prevent rain-water into Dhalao.
- c) Instead of dumping wet waste at the Dumpsites (Biodegradable) waste should be composted.
- d) Cleanliness & Hygienic conditions at the above-mentioned Dhalao.
- e) that there is no smell from the operation of Dhalao.
- f) that segregated Municipal Solid Waste is received and processed at the Municipal Solid Waste Processing Facilities in Delhi as per the provisions of the Solid Waste Management Rules, 2016.

MCD shall ensure above and submit Action Taken Report along with proposal, if any, for closure of above mentioned Dhalao, to this office within 15 days.

Yours Sincerely,



(D.K. Singh)

Addl. Director, WMC-II

Copy to:

1. Addl. Chief Secretary, Urban Development Deptt. Govt. of NCT of Delhi 9th Level, Delhi Secretarial, I.P. Estate, Delhi-02.
2. Member Secretary, DPCC.



(D.K. Singh)

Addl. Director, WMC-II