

BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL,

PRINCIPAL BENCH, NEW DELHI

ORIGINAL APPLICATION NO. 199 of 2014

IN THE MATTER OF :

PETITIONER: ALMITRA H PATEL & ANR.

VERSUS

RESPONDENTS: UNION OF INDIA & OTHERS

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Place : New Delhi

Dated : 20.07.2015

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IN THE MATTER OF :

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**AFFIDAVIT ON BEHALF OF RESPONDENT NO.7, STATE  
OF MADHYA PRADESH IN COMPLIANCE OF ORDER  
DATED 13.07.2015 PASSED BY THIS HON'BLE TRIBUNAL**

I, Malay Shrivastava aged about 50 years, S/o Shri Prem Shankar Shrivastava, Presently posted as Principal Secretary, Government of Madhya Pradesh, Department of Urban Development and Environment, do hereby take oath and solemnly affirm as under:-

1. That I am the Principal Secretary, Government of Madhya Pradesh, Department of Urban Development and Environment and represent the State of MP in the instant case and as such I am well conversant with the

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facts and circumstances of the case, and therefore, competent to swear this affidavit on behalf of aforesaid Respondent.

2. That, this Hon'ble Tribunal vide its order dated 13/07/2015 directed the State Government to file the Status Report with regards to the Collection, Storage and disposal of the Municipal Solid Waste in the entire State.
3. That, the State Government has made a comprehensive action plan for the Solid Waste Management in the State of Madhya Pradesh and have also started implementing the same. A copy of the Current Status and action plan for Solid Waste Management in Madhya Pradesh is annexed herewith and marked and enclosed herewith as **ANNEXURE R-1**.
4. That some smaller ULBs have started 100% door to door collection as well as composting. But no scientific disposal is being done as landfill site has not been constructed due to it being financially and



operationally not viable. This is being done by Private Operator in the following ULBs:-

1.Sailana 2.Namli 3.Ranapur 4.Gautampura  
5.Seoni-Malwa 6. Timarni 7. Chitrakoot 8. Jaura  
9. Morena 10. Alirajpur 11.Mahehwar 12.  
Anuppur 13. Piploda 14. Rajgarh 15.Manawar  
16.Sonkatchh 17. Tonk-khurd 18. Alot 19 Tal 20.  
Begamganj

5. That, the State Govt. has issued instructions to ULBs for implementing SWM as per provisions of MSW Rules 2000. Govt. land has been allotted for landfill facility in almost all the towns above 50000 populations. The State Govt. is providing support to ULBs through grants from "**MUKHYA MANTRI SWACHTA MISSION**" as initiative of State Govt. for sanitation, for purchasing of equipments and vehicles for Solid Waste Management. Now this mission has been merged with "**SWACHCHHA BHARAT MISSION**" launched by Govt. of India.

6. That the urbanization pattern in MP is quite skewed. Only 15 ULBs have population of greater than 2 lakhs,



46 ULBs between 50000 and 2 lakhs while 318 ULBs have population less than 50,000. The scientific solid waste management in ULBs, with population less than 1 lakh, would be uneconomical and would result in huge financial burden on the ULBs, apart from being operationally non-viable for smaller ULBs because of very less quantity of waste being generated. Most of these ULBs further lack the financial as well as the technical capacity to carry out the solid waste management. Hence regional approach for implementing Solid Waste Management in the State is more suitable.

7. That to start with the State Government has initiated action of implementing the Integrated Solid Waste Management System at Katni and Sagar, which shall jointly cater to the MSW of about 16 Urban Local Bodies. It is pertinent to mention here that for the aforesaid projects a Feasibility Study Report (FSR) was prepared by ICF-GHK Consulting Ltd. -the consulting agency for DFID aided MP Urban Infrastructure Investment Programme (MPUIIP) of Urban Administration and Development Directorate, after



collection of data and field visits. The concept of the project along with the FSR was explained to the citizens in an open workshop conducted at all ULBs by UADD officials and consultants. After getting approval of ULBs through a resolution the RfP documents for both the projects were prepared by IGF-GHK and the approval of these documents was done by State Level Empowered Committee (for PPP Projects).

8. That, a Transparent bidding process was conducted for both the projects. UADD provided support to ULBs in bidding and an expert team consisting of consultants, UADD officials, experts and ULB officials did the evaluation of bids.
9. That, the M/S Ramky Enviro. Hyderabad was the preferred bidder for both the projects. The concession agreement for both the projects of Katni and Sagar cluster has been signed and the process of implementing the project is underway.
10. That, the Selection of agency for appointment as Independent Engineer is underway. It is expected to

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be completed by the end of August 2015. The concessionaire may start door to door collection, secondary collection and transportation by Oct/Dec 2015 in both the projects. The complete process of collection, transportation, segregation, waste processing and disposal in Sanitary Landfill may start by May/June 2016, well before the deadline Sept/Oct 2016 of the both the projects as per the Terms of Reference (TOR) of the contracts.

11. That UADD has instructed ICF-GHK, the consulting agency of Madhya Pradesh Urban Infrastructure and Investment Programme (MPUIIP) to complete the process of selection of concessionaire for Bhopal and Rewa clusters by 31st Dec 2015. The state is empanelling consulting agencies for preparation of feasibility study reports of remaining 22 clusters and intends to get it prepared by 31st Dec 2015. Urban Administration And Development Directorate (UADD) has also started the process of selecting Project Development Consulting agency that shall carry out the rest of the work i.e. Appraisal of Feasibility Study Report (FSR), consulting and getting approval of ULBs and citizen through open workshops, preparation of

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RFPs, getting approval from various Govt. agencies, existing ULBs in inviting bids, its evaluation, signing of concession agreement, selection of Independent Engineers and monitoring of the project implementation process. The State Govt. intends to fully implement Integrated Solid Waste Management in all ULBs by 2017.

12. That, the State Government is in active consideration on the suggestions given by the applicant in the instant matter.
13. That, the State Government is taking all possible steps for the implementation of the Municipal Solid waste (Management and Handling) Rules 2000, in its letter and spirit
14. That, the content of this affidavit has been drafted as per my instructions and also explained to me.
15. That, the contents of Para 1 to 15 of this affidavit are true to my knowledge and the legal averments made therein are true on the legal advice received and believed to be true.



DEPONENT



**VERIFICATION**

I, the above named deponent, do hereby verify that the content of para 1 to 14 of the affidavit are true to my personal knowledge and belief derived from the record.

Verified and signed on this 28th day of July 2015 at  
Bhopal (M.P.)



DEPONENT