

**BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL,  
PRINCIPAL BENCH, NEW DELHI**  
O.A No. 199 of 2014

IN THE MATTER OF:

ALMITRA H PATEL

.....APPLICANT

Vs.

UNION OF INDIA & OTHERS

.....RESPONDENT

ND 04 - 28.07.2017

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| 2      | Annexure-A/1<br>Copy of letter Ref: F.No.B-19011/1/PCP/2016-17 dated 01.05.2017 to the Central Pollution Control Board by U.T Lakshadweep Administration | 2314-<br>2317 |
| 3      | Vakalatnama                                                                                                                                              | 2318          |

*Rajesh Kumar Das*

**Rajesh Kumar Das**, Advocate  
Legal Counsel for U.T, Lakshadweep Administration  
B-244, LGF, G.K Part-I  
New Delhi-110048  
Ph-9868676799

New Delhi

Date: 30/05/2017

23/2. ✓

**BEFORE THE NATIONAL GREEN TRIBUNAL AT NEW DELHI  
O.A NO. 1990 OF 2014**

**IN THE MATTER OF:-**

ALMITRA H PATEL

.....Applicants

Vs.

UNION OF INDIA

.....Respondents

**AFFIDAVIT**

I, Asarpal Singh, S/o Sh. Jagat Singh, aged about 59 years, holding post as Residential Commissioner of Union Territory of Lakshadweep having its office at Lakshadweep House, Chanakyapuri, New Delhi, do hereby solemnly affirm and declare as under:

1. That I am the deponent in the present matter and fully acquainted with the facts and circumstances of the above matter and competent and duly authorised by administration of Union Territories of Lakshadweep.
2. The status report has been drafted by the competent authority and the contents of the same have been read over and understood by me and is based on the information derived from the records maintained by administration of Union Territories of



Lakshadweep in the ordinary course of business and the contents of same are true and correct.

3. That the contents of the instant affidavit are true and correct to the best of my knowledge.

*Asarpal Singh*  
**DEPONENT**  
Asarpal Singh  
Resident Commissioner  
UT Admin. of Lakshadweep  
Lakshadweep House,  
Chanakyapuri, New Delhi

*Rajesh Kumar Jain*

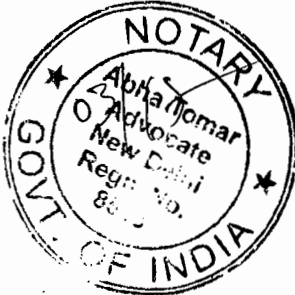
**VERIFICATION:**

30 MAY 2017

Verified at New Delhi on this 23<sup>rd</sup> day of May, 2017 that the contents of the above affidavit are true and correct to the best of my knowledge and nothing material has been concealed therefrom.

*As per the deponent's request, this has signed in my presence.*

*Asarpal Singh*  
**DEPONENT**  
Asarpal Singh  
Resident Commissioner  
UT Admin. of Lakshadweep  
Lakshadweep House,  
Chanakyapuri, New Delhi



Certified that the foregoing statement was declared on solemn affirmation before me which has been read over to the deponent who has admitted

it as correct

*[Signature]*  
Notary, DELHI

30 MAY 2017

2314  
1**MOST URGENT**  
**COURT CASE**E-Mail : [lk-dst@nic.in](mailto:lk-dst@nic.in)Phone: 04896-262005(O)  
-262510(D)

भारत सरकार  
GOVT. OF INDIA  
लक्षद्वीप प्रशासन  
LAKSHADWEEP ADMINISTRATION  
विज्ञान एवं प्रौद्योगिकी विभाग  
DEPARTMENT OF SCIENCE & TECHNOLOGY  
कवरत्ती द्वीप-682555  
KAVARATTI ISLAND-682 555

**F.No.15/8/2004-S&T -Vol.I**

Dated: 22.05.2017

सेवार्मे/To

Shri M.K Choudhury,  
Scientist-E  
Central Pollution Control Board,  
Parivesh Bhawan, East Arjun Nagar,  
Delhi- 110 032

विषय /Sub: - OA No.199 of 2014 in the matter of Union of India and Others Vs  
Almitra H Patel before the Hon'ble National Green Tribunal –  
Regarding

संदर्भ /Ref:- F.No.B-19011/1/PCP/2016-17 dated 01.05.2017 of CPCB, New Delhi

श्रीमान/Sir,

Kindly refer the letter cited above and the judgment dated 22.12.2016 (corrected judgment on 02.01.2017) passed by the Hon'ble National Green Tribunal in the matter of OA No. 199 of 2014, Almitra H. Patel Vs Union of India & others on management of municipal solid waste in the country. The Hon'ble NGT in its judgment has directed State Govt. and Pollution Control Committee to initiate action for implementation of Solid Waste Management Rules, 2016. The Hon'ble Tribunal heard the matter on 25<sup>th</sup> April, 2017 and ordered that all the States and SPCBs to file their respective response to the comprehensive deficiencies indicated in Para 5 of the CPCB's affidavit comments on Action plan/policy. Therefore, CPCB has requested comments/ response of all the States and SPCBs/PCCs made on the State Action Plan/Policy. The following deficiencies are indicated by the CPCB, New Delhi in the Action Plan submitted by the UTL Administration to the Hon'ble NGT, New Delhi. The following comments are in response of those deficiencies:

| Sl No. | CPCB's comment on Action Plan           | UTL Administrations comment                                                                             | Remarks |
|--------|-----------------------------------------|---------------------------------------------------------------------------------------------------------|---------|
| 1      | Panchayat/ULBs needs to be strengthened | Directorate of Panchayats was implementing Scheme of "Scientific Management Bio-degradable and Non Bio- |         |

|   |                                                                  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |  |
|---|------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
|   |                                                                  | degradable wastes" same was transferred to the Village (Dweep) Panchayats as a part of the devolution orders F.No. 7/4/2000-DOP&RD (1) dated 9 <sup>th</sup> April, 2001. (Copy enclosed). As per this order the Heads of the Departments/offices are to make arrangements to release Grant in Aid to the Panchayats for implementation of the Schemes and programmes.                                                                                                                                                                                                                                                       |  |
| 2 | Awareness to be created                                          | <p>Several awareness programmes are conducted every year. The following awareness programmes are proposed in this year.</p> <ol style="list-style-type: none"> <li>1. Awareness on Swachh Lakshadweep Abhiyan at schools.</li> <li>2. Special incentive to Swachh Ambassador students</li> <li>3. Awareness programmes on ODF</li> <li>4. Shramdan cleaning programme with the participation of officials/public/NGOs/SHGs</li> <li>5. Strengthening of Eco/Green Clubs in schools.</li> <li>6. World Environment Day, Wild Life Week, International Bio-Diversity Day, International Ozone Day Celebrations etc.</li> </ol> |  |
| 3 | Facilities to be provided for waste collection from tourist spot | A comprehensive plan for removing the non- biodegradable wastes from all the parts of island is being implemented under the scheme Collection & Disposal of Non Biodegradable wastes, by providing 150 Litre capacity FRP blue colour waste bins. In addition to normal placement of bins, 5 waste bins are specially provided at all the tourist spots for the collection of wastes and the bins are being cleared regularly.                                                                                                                                                                                               |  |

|   |                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                              |  |
|---|-------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| 4 | Non-bio degradable waste is the major issue for disposal, which needs segregated storage facility for recycling and for WTE process       | The amount of non-bio degradable waste is not substantial for installation of WTE Plants (Process). It is also not substantial and economical to transport the non biodegradable to a centrally localized WTE Plant from different islands. The segregation of same is being carried out, plastic waste is being incinerated at each island and other NBD wastes like glass bottles etc. are transported to mainland for further processing. |  |
| 5 | Characterize organic wastes and segregate at source before sending to biogas plant and composting                                         | The Administration has proposed to establish decentralized Biogas Plant for individual households. Organic waste like food waste, fish waste, kitchen waste etc. are segregated at the source itself and instruction are being issued to households accordingly.                                                                                                                                                                             |  |
| 6 | Arrange training for waste management staff for enhancing technical skill                                                                 | Training programmes are conducted in regular intervals about 3 or 4 times per year. During this year a training programme was organized for waste management staff, Swatch Doot Volunteers and Field men on 05.05.2017. Two more training programmes are proposed to be conducted during October and January during this financial year.                                                                                                     |  |
| 7 | Fix a setback line (NDZ) on 20 meter from HTL                                                                                             | Ministry of Environment, Forest and Climate Change, Govt. of India has already approved the Integrated Island Management Plan (IIMP) for Lakshadweep and fixed a setback (NDZ) on 20 meter from HTL all inhabited islands vide No.19011/16/91-IA.III dated 23.10.2015 and the same is published in the Lakshadweep Gazette vide Notification F.No. 14/1/2015-S&T Dated 22-06-2016                                                            |  |
| 8 | Incinerators to be facilitate with emission control devices and make provision for scientific disposal or utilization of incinerator ash. | All the Incinerators installed in the Lakshadweep Islands are equipped with venture scrubber and water circulation system for acidic/alkaline neutralization system. Since land filling is                                                                                                                                                                                                                                                   |  |

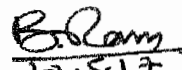
23/17

|  |  |                                                                                                                  |  |
|--|--|------------------------------------------------------------------------------------------------------------------|--|
|  |  | prohibited in island so it is proposed that the incinerator ash will be used for making bricks for construction. |  |
|--|--|------------------------------------------------------------------------------------------------------------------|--|

This is for your kind information and necessary action.

This is issued with the approval of competent authority.

भवदीय/ Yours faithfully,



(BALRAM MEENA, DANICS)  
Member Secretary, LPCC

Copy to:

1. Secretary, S&T, UT of Lakshadweep
2. Joint Secretary, Legal, Kavaratti



2318

**IN THE NATIONAL GREEN TRIBUNAL, DELHI**

Original Application / Appeal / Misc. Application No...199.....of 2014

IN THE MATTER OF:

..... ALMITRA H PATEL ..... Applicant(s)  
Appellant(s)

VERSUS

..... UNION OF INDIA & OTHERS ..... Respondent(s)

**VAKALATNAMA**

I/We **Union Territory of Lakshadweep**, Applicant(s) / Appellant(s) / Respondent(s) in the above Original / Misc. Application /Appeal do hereby appoint and retain **Shri Rajesh Kumar Das**, Advocate to act and appear for me/us in the above Original / Misc. Application /Appeal and on my/our behalf to conduct and prosecute (or defend) the same and all proceedings that may be taken in respect of any application connected with the same or any decree or order passed therein including proceedings in taxation and applications for review, to file and obtain/ return of documents and to deposit and receive any money on my/our behalf in the said Original / Misc. Application /Appeal and in applications for Review and to represent me/us and to take all necessary steps on my/our behalf in the above matter. I/We agree to ratify all acts done by the aforesaid Advocate in pursuance to this authority.

Dated this the 30 day of 05 2017

Accepted, Identified & Certified

Put Signature(s) below:

**Shri Rajesh Kumar Das**

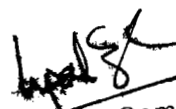
Advocate

B-244, LGF

G.K Part-1

New Delhi-110048

Ph: 09868676799

  
Resident Commissioner  
UT Admin. of Lakshadweep  
Lakshadweep House,  
Chanakya Park, New Delhi  
Applicant(s), Appellant(s)  
Respondent(s)/Caveator(s)

**MEMO OF APPEARANCE**


To,

The Registrar  
National Green Tribunal  
New Delhi

Sir,

Kindly enter my appearance in the above mentioned Original / Misc. Application /Appeal / Reference / Review made on behalf of the above named Applicant(s)/appellants(s)/Respondent(s).

Yours faithfully

  
(**Shri Rajesh Kumar Das**)  
Advocate for the Applicant (s)  
Respondent(s) / Appellant (s)

New Delhi

Dated...30/05/2017