



Punjab Pollution Control Board

Camp Office: Plot - 55, Phase - 2, S.A.S Nagar (Mohali)
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EPA/2017/No. 201

Recd 25.1.17

Dated: 19.01.2017

To

Ms. Almitra H. Patel,
Member, Supreme Court Committee for Solid Waste Management,
50 Kothnur, Bagalur Road, Bangalore

Subject: Application No. 199/2014 titled as Almitra H. Patel & Anr. Vs. Union of India & Ors and OA No. 281/2016 titled as Kudrat Sandhu Vs. Govt. of NCT & Ors., before the Hon'ble National Green Tribunal, Principal Bench, New Delhi.

Please find enclosed herewith copy of Affidavit of Sh. Babu Ram, the Member Secretary, Punjab Pollution Control Board, Punjab in compliance of the orders dated 12.01.2017 of the Hon'ble National Green Tribunal, Principal Bench, New Delhi in the subject cited Application.

This is for your kind information and necessary action please.

DA/As Above

for  Environmental Engineer(EPA)
19/01/17

BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL

PRINCIPAL BENCH, NEW DELHI

Original Application no. 199 of 2014

Almitra H. Patel & ORS.

.....PETITIONER

Versus

The Union of India and ORS.

.....RESPONDENTS

and

Original Application No. 281 of 2016

Kudrat Sandhu

.....PETITIONER

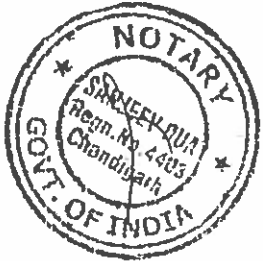
Versus

Govt. of NCT & Ors.

.....RESPONDENTS

Affidavit of Dr. Babu Ram, Member Secretary, Punjab Pollution Control Board, Patiala on behalf of respondent no. 12 and 53 i.e the State of Punjab and Punjab Pollution Control Board respectively, in reference to orders dated 12.01.2017 of this Hon'ble Tribunal.

Rohit



I, the above named deponent, do hereby, solemnly affirm and state as under:

1. That the Hon'ble National Green Tribunal was pleased to pass an order dated 12.01.2017 in the above mentioned case, the relevant extract of which is reproduced below for kind perusal and reference.

"We direct issuance of Notice to show cause to all the State Governments/Union Territories as to why the Tribunal should not pass directions requiring authorities to strictly adhere to doctrine of sustainable development in its true spirit. Why any development project, industrial, residential and commercial be directed not to commence its work until and unless development plan duly provide for collection, processing and disposal of municipal solid waste in accordance with law. It also provides for ensuring that the sewage and other effluents discharged from the complexes does not contain excess in pollution and to ensure that its effluent is not violative of the prescribed parameters".

2. The Board has already issued instructions to the concerned Departments to ensure the that no such development project shall commence its work until and unless development plan duly provide for collection, processing and disposal of municipal solid waste in accordance with law.

3. That in compliance to the orders dated 12.01.2017 of this Hon'ble Tribunal as explained above, the Punjab Pollution Control Board has issued necessary directions to all its offices to comply with the directions/orders of



Bill

the Hon'ble National Green Tribunal in letter and substance. Copy of letter so issued is placed at **Annexure-A** for kind perusal of this Hon'ble Tribunal.

4. That the Department of Local Government, Department of Housing and Urban Development and Punjab Municipal Infrastructure Development Company, which are dealing with development projects, have been requested by the Punjab Pollution Control Board to ensure that no development project shall commence its work until and unless development plan duly provides for collection, processing and disposal of municipal solid waste in accordance with law. The above departments have also been requested to ensure that the sewage and other effluents discharged from the complexes is not violative of the prescribed parameters. Copy of letter so issued is placed at **Annexure-B** for kind perusal of this Hon'ble Tribunal.

5. That the Department of Local Government, Punjab; Punjab Municipal Infrastructure Development Company has submitted that they have no objection if the above mentioned order is passed by Hon'ble National Green Tribunal. Copy of letter placed at **Annexure-C**.

6. That the Department of Housing and Urban Development has submitted that their department takes appropriate action on the orders which are passed by the Hon'ble National Green Tribunal. Copy of letter placed at **Annexure- D**.



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7. That the above reply is hereby submitted on behalf of respondent no. 12 & 53 for the kind perusal & appropriate orders of this Hon'ble Tribunal.

Dated: 19/1/17 .

Place: Mohali

Deponent
Deponent

Verification:

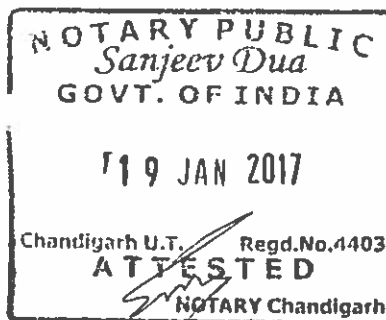


Verified that the contents of the above affidavit mentioned in paras no. 1 to 6 are true and correct to my knowledge as derived from the official record. The contents of para no. 7 are a Prayer. No part of the above affidavit is false and nothing material has been suppressed or kept concealed therein.

Dated: 19/1/17

Place: Mohali

Deponent
Deponent



*Submitted the deponent who
has signed in my presence*

[Signature]

The Contents of this Affidavit/Document have been explained to the deponent/executant He/She admitted the same to be correct the deponent/executant has signed Register

at Sr. No. 111 P.No. 13 dated 19/1/17 .

Certified that the Affidavit/SPA/GPA has been read over & explained to the deponent/Executant who seems directly to have understood the same at the time of executing thereof.

	<h2 style="margin: 0;">PUNJAB POLLUTION CONTROL BOARD</h2> <p style="margin: 0;">VATAVARAN BHAWAN, PATIALA</p>
<p style="font-size: small; margin: 0;">Ph: 0175- 2215793, 2215802 FAX: 0175- 2215636 E-mail: mpppcb@gmail.com Web: www.ppcb.gov.in</p>	

EPA/2017/No. 167-192

Email

Date: 17.1.2017

To,

1. The Chief Environmental Engineer,
Bathinda, Patiala, Ludhiana and Jalandhar.
2. The Senior Environmental Engineer,
Zonal Office- Patiala-I/II, Ludhiana-I/II,
Jalandhar, Amritsar, Bathinda
3. The Environmental Engineer,
Punjab Pollution Control Board,
Regional Office- Amritsar, Patiala, Sangrur,
Mohali, Ludhiana-I,II, III, IV; Hoshiarpur
Jalandhar, Bathinda, Batala, Faridkot and Fatehgarh Sahib
4. The Environmental Engineer (SEIAA/SEAC),
Punjab Pollution Control Board,
Head office, Patiala.

Subject: Orders of the Hon'ble NGT in Original Application No. 199 of 2014 titled as Almitra H. Patel & Anr. Vs. Union of India & Ors dated 12.01.2017.

Please find enclosed herewith the subject cited orders of the Hon'ble NGT in Original Application No. 199 of 2014 titled as Almitra H. Patel & Anr. Vs. Union of India & Ors dated 12.01.2017.

As per orders, Hon'ble NGT has issued show-cause notice to all States as under: *"we direct issuance of Notice to show cause to all the State Governments/Union Territories as to why the Tribunal should not pass directions requiring authorities to strictly adhere to doctrine of sustainable development in its true spirit. Why any development project, industrial, residential and commercial be directed not to commence its work until and unless development plan duly provide for collection, processing and disposal of municipal solid waste in accordance with law. It also provides for ensuring that the sewage and other effluents discharged from the complexes does not contain excess in pollution and to ensure that its effluent is not violative of the prescribed parameters"*. The notice is returnable on 20.01.2017.

In view of above, the Board is filing reply to this show-cause notice in the order to ensure the direction mentioned therein. You are therefore requested to comply with the directions issued in the notice in true letter and spirit.

DA/As Above


 Member Secretary



	PUNJAB POLLUTION CONTROL BOARD
	VATAVARAN BHAWAN, PATIALA Ph: 0175- 2215793, 2215802 FAX: 0175- 2215636 E-mail: msppcb@gmail.com Web: www.ppcb.gov.in

EPA/2017/No. 193-194

Dated: 17.1.2017

To

1. Additional Chief Secretary to Govt. of Punjab,
Department of Housing and Urban Development,
Chandigarh.
2. Principal Secretary to Govt. of Punjab,
Department of Local Government,
Chandigarh.

Subject: Orders passed by the Hon'ble National Green Tribunal on 12.01.2017 in the matter of OA 199 of 2014 titled as Almitra H Patel Vs. the Union of India and Others.

It is intimated that the Original Application no. 199 of 2014 titled as Almitra H Patel Vs. the Union of India and Others came up for hearing before the Hon'ble National Green Tribunal on 12.01.2017 alongwith Original Application no. 281 of 2016 titled as Kudrat Sandhu Vs. Government of NCT and Others.

The copy of the orders issued by the Hon'ble Tribunal is attached herewith as **Annexure-A**. The relevant para of the orders is reproduced as under:

"In light of the above, we direct issuance of Notice to show cause to all the State Governments/Union Territories as to why the Tribunal should not pass directions requiring authorities to strictly adhere to doctrine of sustainable development in its true spirit. Why any development project, industrial, residential and commercial be directed not to commence its work until and unless development plan duly provide for collection, processing and disposal of municipal solid waste in accordance with law. It also provides for ensuring that the sewage and other effluents discharged from the complexes does not contain excess in pollution and to ensure that its effluent is not violative of the prescribed parameters."


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In view of above you are requested to ensure that development projects may not commence unless development plan for collection, processing & disposal of municipal solid waste in accordance with law as well as effluent generated from such projects is not violative of the prescribed standards.

DA/- As above

Endst. No.: 195

A copy of above is forwarded to the Chief Executive Officer, Punjab Municipal Infrastructure Development Company, Chandigarh for information and with a request to convene the meeting of the Advisory Committee as per requirement of Direction no. 27 of the Judgment delivered by the Hon'ble Tribunal in the subject cited matter on 22.12.2016, please.


Member Secretary
Dated: 17/1/2017

DA/

1. Orders of Hon'ble NGT dated 12.01.2017
2. Directions issued in Judgment dated 22.12.2106


Member Secretary

To

- 1) The Secretary
Department of Science, technology & Environment
Chandigarh

Memo.No:PMIDC/2017/351

dated: 19.01.2017

Sub: Orders passed by the Hon'ble NGT on 12.01.2017 in the matter of OA 199 of 2014 titled as Almitra H Patel Vs Union of India and Others.

Kindly refer to PPCB letter no. EPA/2017/No.199-200 dated 17.01.2017. Vide this letter, the following orders of NGT has been forwarded for our view points.

"In light of the above, we direct issuance of Notice to show cause to all the State Governments/ Union Territories as to why the Tribunal should not pass directions requiring authorities to strictly adhere to doctrine of sustainable development in its true spirit. Why any development project, industrial, residential and commercial be directed no to commence its work until and unless development plan duly provide for collection , processing and disposal of Municipal Solid Waste in accordance with law. It also provides for ensuring that the sewage and other effluents discharged from the complexes does not contain excess in pollution and to ensure that its effluent is not violative of the prescribed parameters".

The case has been examined and this department is of the view that we have no objection if the above mentioned order is passed by Hon'ble NGT. This has the approval of ACS (LG).


Secretary cum CEO, PMIDC

CC to:

PPCB may include above response of Local Government and submit the affidavit on behalf of State Government.



Government of Punjab
Department of Housing & Urban Development
(Housing -II Branch)

To

The Secretary,
Govt. of Punjab,
Department of Science & Technology & Environment,
Chandigarh.

Memo No.9/13/2017-5Hg2/289

Dated, Chandigarh, the, 19/1/17

Subject:- Orders passed by the Hon'ble National Green Tribunal on 12-01-2017 in the matter of OA 199 of 2014 titled as Almitra H Patel Vs. the Union of India and Others.

Ref: Letter No.EPA/2017/199-200 dated 17-01-2017.

The orders passed by the Hon'ble National Green Tribunal on 12-01-2017 on the matter under subject have been examined and it is informed that this department takes appropriate action on orders which are passed by the Hon'ble National Green Tribunal.


Special Secretary Housing

Endsl.9/13/2017-5Hg2/

Dated, Chandigarh, the:

Copy of above is forwarded to the Member Secretary, PPCB, Patiala for further necessary action.

-Sd-
Special Secretary Housing

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