

**BEFORE THE NATIONAL GREEN TRIBUNAL,
PRINCIPAL BENCH, NEW DELHI**

Original Application No. 72 of 2014

Vinod Kumar Jain Vs. NCT of Delhi & Ors.

CORAM : HON'BLE MR. JUSTICE SWATANTER KUMAR, CHAIRPERSON
HON'BLE MR. DR. D.K. AGRAWAL, EXPERT MEMBER
HON'BLE MR. BIKRAM SINGH SAJWAN, EXPERT MEMBER

Present:

Applicant:	Appearance not marked
Respondent No. 1:	Mr. Narendra Pal Singh, Sr. Advocate
Respondent No. 2:	Mr. B.V. Niren and Mr. V.V. Vardhan, Advs. CGWB
Respondent No. 3:	Mr. Sandeep Mahapatra, Advs.
Respondent No. 4:	Mr. Suresh Tripathy, Adv.

	Date and Remarks	Orders of the Tribunal
	Item No. 03 May 8, 2015 A	<p>Vide Orders dated 04th March, 2015 and 07th April, 2015, the Official Respondents were required to file the status report. Learned counsel appearing for Secretary Environment submits that he had written to the various Authorities concerned with regard to maintenance of the rain water harvesting system constructed in the Government properties, more particularly the flyovers. However, he has failed to get any response despite his best efforts.</p> <p>Learned counsel appearing for Applicant has contended that the rain water harvesting system are not being maintained properly, thus the very purpose of constructing such system stand defeated. It is further the contention that every public Authority shifts its responsibility to the other on one pretext or the other. This process is depleting the ground water level by the day which is injurious to the environment and ecology.</p> <p>It has also been brought to our notice that even the survey conducted by media, a pathetic situation with regard to the rain water harvesting system is reported. We</p>

had directed that all the flyovers in Delhi, which are more than 113, should have rain water harvesting system and they should work efficiently and ensure that the water is percolated to the ground level. It has been reported that rain water harvesting system at All India Institute of Medical Sciences (AIIMS) flyovers is a complete waste and sewage is entering instead of rain water and the same is percolating to the earth.

We are unable to ignore this situation and it is necessary that all the Authorities should be directed to cooperate and work in a coordinated manner to ensure that all these flyovers have rain water harvesting system, which function efficiently and effectively. At this stage, we do not wish to pass any coercive orders and would direct the Secretary, Environment, NCT of Delhi to immediately call a meeting of all the Public Authorities that is PWD, DJB, DDA, All Municipal Corporations, Irrigation and Flood Central Department, Cantonment Board, Central Ground Water Authority and NDMC. The Committee so constituted shall be the nodal Committee for construction and/or maintenance of the rain water harvesting system on all the flyovers and such others location on and around the roads in Delhi. This Committee shall further appoint officers responsible for each zone of Delhi that is South, North, East and West. The Committee shall visit the flyover of AIIMS and report to the Tribunal about the functioning of the system and who is responsible for the state of affairs prevailing at that system on record before us. The Committee shall visit the flyover on Saturday i.e. 09th May, 2015 at 11.00 A.M.

List this matter on 25th May, 2015.

.....,CP
(Swatanter Kumar)

.....,EM
(Dr. D.K. Agrawal)

.....,EM
(B.S. Sajwan)

