

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

M.A. No. 119/2025
In
Original Application No. 251/2025

WITH

Execution Application No. 59/2025
In
Original Application No. 251/2025

Sandeep Choudhary Applicant

Versus

State of NCT of Delhi & Ors. Respondent(s)

Date of hearing: 14.10.2025

**CORAM: HON'BLE MR. JUSTICE PRAKASH SHRIVASTAVA, CHAIRPERSON
HON'BLE DR. A. SENTHIL VEL, EXPERT MEMBER**

Applicant: None Appeared

Respondents: None Appeared

ORDER

M.A. No. 119/2025:

1. This M.A. has been registered on the basis of the report dated 14.07.2025 filed by the Delhi Pollution Control Committee (DPCC) in compliance of order of Tribunal dated 21.05.2025 passed in O.A. No. 251/2025.
2. In O.A. No. 251/2025, applicant had raised a grievance against dumping of garbage and waste in the vacant plot in front of the applicant's house and had raised the plea that on account of such dumping of garbage, the health hazard was created.
3. Tribunal had disposed of O.A. by order dated 21.05.2025 directing the Member Secretary, DPCC and Commissioner, MCD to look into the

complaint of the applicant and take appropriate preventive and remedial action. Report of the DPCC dated 14.07.2025 reflects that appropriate preventive and remedial measures have not been taken. DPCC had carried out the inspection of the vacant plot on 19.06.2025 and had found as under:

“5. That, in compliance with the order dated 21.05.2025, the DPCC conducted an inspection on 19.06.2025 at the alleged vacant plot to verify the facts and figures related to the complaint. The following observations were made:

- No person was there to look after the aforesaid alleged vacant plot.*
- The vacant plot found filled with municipal solid waste & looked like a dumping site and the foul smell was being spread in the nearby areas. Further, it was also observed that due to mass of dumped garbage in & around of the alleged vacant plot mice, mosquitoes and other insects was found breeding & roaming around.*
- We tried to contact the complainant Sh. Sandeep Chaudhary through visit at his house situated opposite to the alleged vacant plot, but there was no response.*

Copy of the inspection report dated 19.06.2025 alongwith geo-tagged photographs are enclosed herewith as ANNEXURE-2 (Colly).

- 6. That as per the Solid Waste Management Rules, 2016, appropriate actions regarding scientific handling & management of municipal solid waste are to be taken by the concern departments like. Department of Urban Development. Local Bodies/ Authorities, etc.. The solid waste management, including garbage disposal falls under the jurisdiction of the Municipal Corporation of Delhi (MCD).*
- 7. That subsequent to inspection, a letter dated 23.06.2025 had been sent to the Commissioner of MCD interalia requesting to take necessary action with respect to order passed by this Hon’ble Tribunal in this matter. Copy of the letter dated 23.06.2025 issued to MCD is enclosed herewith as ANNEXURE-3. Till date, no action taken report was received from MCD with regard to letter dated 14.10.2024 and 23.06.2025.”*

Execution Application No. 59/2025:

4. This Execution Application (E.A.) has been filed by the applicant seeking compliance of the order of the Tribunal dated 21.05.2025 passed

in O.A. No. 251/2025. Tribunal has already noted above that the order has not been complied with.

5. In such circumstances, the respondents in the E.A. are impleaded as respondents in M.A. No. 119/2025. Let memo of parties be prepared in the M.A. Let notice be issued to the respondents in the E.A. and M.A. Office is directed to serve the respondents in M.A. and applicant is directed to serve the respondents in the E.A. Let affidavit of service be filed by the applicant in E.A. at least one week before the next date of hearing.

6. List on 20.01.2026.

Prakash Shrivastava, CP

Dr. A. Senthil Vel, EM

October 14, 2025
M.A. No. 119/2025
In O.A. No. 251/2025
With Execution Application No. 59/2025
In O.A. No. 251/2025
R