

High Court of Karnataka

Daily Orders of the Case Number: WP 24739/2012 for the date of order 13/11/2013

Honble Justice N.KUMAR AND

B.V.NAGARATHNA

13/11/2013

Order in WP 24739/2012

NKJ & BVNJ: W.P.46601/2012 c/w

13.11.2013 W.Ps.24739-24740/2012

W.P.30450/2012

W.P.46523/2012

O R D E R

In terms of the order dated 24.10.2013, we had an interaction with the members of the Expert Committee on 25.10.2013.

Thereafter, on 01st of November 2013 along with those members, we visited the following places:

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No.

PLACE OF VISIT

**1 Dry Waste Collection Center (Kasa Rasa)
Ward No.151, Koramangala South Zone.**

**2 Divyashree Elan, Sarjapura Road, Ward
No.150, Bellundur, Mahadevapura Zone.**

**3 Springfield Apartment, Sarjapura Road,
Ward No.150, Bellundur, Mahadevapura
Zone.**

**4 Om Shakthi Scrap Dealer (Haraluru)
Ward No.150, Bellundur, Mahadevapura
Zone.**

**5 KCDC Ward No.190, Mangammanapalya
Bommanahalli Zone.**

**6 Oxford Engineering College Ward No.189,
Hogasandra Bommanahalli Zone.**

2. What we gathered from our visit was especially where huge residential complexes were there, the residents had formed an Association, they were segregating the waste at their door steps and in some of the complexes, they had set up Organic Waste Converters and processing the wet waste in

their own premises. We also visited Karnataka State Compost Development Corporation Unit and saw the processing of un-segregated waste.

3. Today, we have heard the learned counsel for the parties as well as the Commissioner for Corporation about the advantages and dis-advantages of segregation of waste at source and they are requested to file their written submission giving full particulars so that on the basis of the same, appropriate directions could be issued. Similarly, the Pollution Control Board which is also actively involved in the Management of this waste is called upon to state by next hearing date, so far what action they have taken against individuals or bulk generators who are generating this waste so that their role in the waste management could be assessed and appropriate direction could be issued, if necessary.

4. In view of the interim order granted by this Court in the connected writ petitions, the tender called for in respect of 41 packages could not be concluded. In the

meanwhile, the Corporation has taken the responsibility of managing those 41 packages by themselves, ofcourse, by taking the assistance of contractors. Therefore, it is necessary to know the cost involved in the said exercise so that a comparison could be made in respect of the cost incurred earlier to the Corporation managing it and now on what account, amounts were spent so that the feasibility of continuing the existing arrangement or giving it to the Contractors could be considered.

5. Similarly, it is of utmost importance that Corporation takes immediate steps to empanel the vendors of these dry waste and wet waste so that their assistance would also be valuable to the Citizens for removal of waste from their respective premises.

6. After our visit, we thought it admissible to have these waste processing plants installed in Assembly Constituencies so that in the first place, the huge transportation cost which is the major component in this waste management is reduced considerably and secondly, the waste of the particular pocket

is processed in that area itself so that the people of the other area cannot have any grievance. Thirdly, this practice of transporting the waste outside the City and dumping in the land can be avoided.

7. The Commissioner of the Corporation seeks time to come up with a plan of action showing at what places they would be in a position to install this plant. It was submitted that Dry Waste Collection Center would be set up in each Ward. It is also submitted, in 106 Wards, it has become functional. In a months time they would be able to set up 130 such Units and they need some more time to set up such Units in all Wards. Therefore, by the next hearing date, the Commissioner shall file a report showing the particulars of these places where these Units are to be set up, where exactly it is actually set up and it has become functional and also giving the particulars of the time required for setting up such Units for the remaining Wards.

8. The learned Advocates appearing for the petitioners wanted some data from the

Corporation to demonstrate the segregation of waste at source is more profitable and the Corporation assured that the requisite information will be given in a couple of days, if a specific request is made setting out what particulars they want.

9. We also deem it appropriate to visit the land fields and also the Bio-Mechanization Plant at Yelahanka, to complete our study of this problem so that thereafter, appropriate directions can be issued for implementation of the waste management in the City of Bangalore. Tentatively, we fix 01st of December, 2013 as the day on which we would be visiting those places along with the members of the Expert Committee.

7. The learned Assistant Solicitor General of India submitted, on communication of the order passed by this Court on the last occasion, the Central Government has withdrawn the draft rules which they have published and they intend to publish fresh rules after taking into consideration the orders passed by this Court. The said submission is placed on record.

**Copy of this order be furnished to all the
concerned forthwith.**

**(N.KUMAR)
JUDGE**

**(B.V.NAGARATHNA)
JUDGE**

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[Back](#)

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