

**Court directions from 06.11.2012 to 13.02.2015 with respect to Mavallipura - improving temporary operations, relief, compensation**

<b>Operations in Mavallipura</b>	
<b>Order date</b>	<b>Direction</b>
06.11.2012	“For example, we are informed that Mavallipura site which was closed down in July 2012 has been opened in October 2012 oblivious to the objections of Indian Air Force that the site is located within 10 kilometers from Air-base and therefore, responsible for the occurrence of Bird hits causing immense national loss in the form of Pilots as well as Aircrafts. <b>Needless to state that they shall conform to provisions of MSW Rules.</b> ”
17.07.2014	“Adjoining the dumping yard, there exists a Plant which can process the segregated wet waste. Having regard to the urgency and the non-availability of other processing units to process the waste generated everyday, it is necessary to make use of the available facility till a permanent facility is created. B.B.M.P. shall explore the possibility of making use of the said facility which is available in Mavallipura to process the waste, which is collected everyday. <b>It is made clear that there shall not be any further dumping at Mavallipura</b> , the Trucks have to take the garbage, which has to be processed and brought back with least problems to the residents of the nearby villagers. It is needless to point out, keeping in mind the capacity of that Plant, only that quantity of waste should be taken to Mavallipura, which is capable of being processed.”
01.09.2014	“Even out of 400 tonnes of wet waste (brought to Mavallipura), there may be possibility of some dry waste that has to be segregated and the <b>segregated dry waste would be removed forthwith and will be disposed at the designated places and it would not be allowed to be dumped near the village...</b> the Special Commissioner <b>shall call a meeting of Expert Committee preferably once a week</b> and involve all concerned persons and thereafter take a decision and implement the order of the Court as aforesaid.”
23.09.2014	“..having regard to the nature of objections raised and the problems it may create and also taking into account the past conduct of M/s. Ramky <b>it would be appropriate if a suitable, experienced Corporation official of BBMP monitors and supervises the entire work of processing by M/s. Ramky.</b> That would solve the problem for the present. However, if there are deficiencies it is always open to the petitioners herein or to the Expert Committee members to bring it to the notice of the Court so that appropriate action could be taken. <b>The only consideration for passing this direction is that, at the earliest, the wet processing unit should commence</b> and there should be no more dumping of waste in any part of Bangalore. As the Honble Chief Minister has given his word that dumping in Mandur would stop by 1st of December 2014, <b>the processing units should start functioning by then because dumping cannot be permitted anywhere in Bangalore also.</b> All the waste generated should be processed.”
31.10.2014	“The permission granted is only for processing of the wet waste. <b>The said wet waste also should be processed strictly in accordance with law. BBMP has agreed to appoint a Nodal Officer to oversee the entire process and if</b>

	<p>there is any deficiency it would be immediately attended to.”</p> <p>“Once proper facility is set up at different places within the limits of BBMP, processing unit at Mavalipura could be discontinued.”</p> <p>“We do hope that M/s. Ramky Energy &amp; Environment Limited and all other interested in Swachh Bangalore would co-operate and ensure that as much wet waste is processed in that unit <b>so that we could avoid sending wet waste there after 30th November 2014.</b>”</p> <p>“14. In order to ensure that there is proper co-ordination between the Special Commissioner and the expert committee members, <b>a meeting shall be held at 12.00 noon preferably on every Monday</b> so that there could be interaction and expert committee members could give suggestions and on consideration of the same the Special Commissioner could act and do what is needed and required.”</p>
05.12.2014	<p>“(3) Insofar as Mavallipura plant is concerned, it is submitted that everyday about 60 to 70 tonnes of wet waste is being processed.”</p> <p>“Therefore, <b>to ensure that only segregated waste is taken to Mavallipura Plant, it is necessary to educate the residents of the 8 wards who are not segregating the waste at source.</b>”</p>
09.01.2015	<p>“Smt. Almitra Patel, a member of the expert committee, <b>submits that, the leachate which is collected in the pond and going out of the yard could be usefully used by re-circulating/injecting it into the mass of garbage</b> which is spread in that area which has not been done so far. The Special Commissioner submits that action would be taken to give effect to the said suggestion immediately.”</p>
13.02.2015	<p>“In so far as suggestion made by Smt. Almitra Patel, member of the expert Committee is concerned, affidavit of one <b>Naushad Chittor Babu, Project Manager and Authorized Representative of M/s Ramky Energy &amp; Environment Pvt. Ltd., has been filed, wherein he has extracted the opinion of an expert Mr. Eshwar Reddy</b>, who is said to have three decades of experience in waste management. The said report <b>shows that injecting Leachate again into the Landfill, would increase the concentration of pollutants by at least 20%. On the contrary, Solar Evaporation would be more advisable. In fact, the Pollution Control Board suggests that drawing these Leachate from the pond and transporting it to the near by sewerage treatment plant would be a feasible solution.</b></p> <p><b>Smt. Almitra Patel, seeks some time to look into this report and revert with her suggestions.</b> All of them have sought sometime to apply their mind to see what best could be done in the circumstances.”</p>

<b>Ramky</b>	
<b>Order date</b>	<b>Directions</b>
30.08.2013	<p>“It is alleged that after accepting the contract, they (M/s Ramky Infrastructures India Pvt. Ltd.) have done nothing to remove the garbage, but they have received the tipping fee. It is submitted that they have again made an attempt to receive tipping fee and they are working through M/s.Clean and Green Solutions Pvt. Ltd. There are several allegations made against this company. <b>Under these circumstances, the Corporation is directed not to make any payment to them without any further orders from this Court.</b>”</p>
23.09.2014	<p><b>“..having regard to the nature of objections raised and the problems it may create and also taking into account the past conduct of M/s. Ramky</b> it would be appropriate if a suitable, experienced Corporation official of BBMP monitors and supervises the entire work of processing by M/s. Ramky. That would solve the problem for the present. <b>However, if there are deficiencies it is always open to the petitioners herein or to the Expert Committee members to bring it to the notice of the Court so that appropriate action could be taken. The only consideration for passing this direction is that, at the earliest, the wet processing unit should commence and there should be no more dumping of waste in any part of Bangalore.</b>”</p>
31.10.2014	<p><b>“We record our sympathies for the people of Mavalipura who, due to dumping of waste over the years and consequential environmental hazards are facing tremendous health and environmental hazards.”</b></p> <p><b>“..with the available facilities processing has to be done. It is in those circumstances, though there were several complaints against M/s. Ramky about their conduct in the past, in the circumstances we are placed today, the wet waste has to be processed in that facility as setting up a new facility would take between one year to 18 months. Once proper facility is set up at different places within the limits of BBMP, processing unit at Mavalipura could be discontinued.”</b></p> <p><b>“We do hope that M/s. Ramky Energy &amp; Environment Limited and all other interested in Swachh Bangalore would co-operate and ensure that as much wet waste is processed in that unit so that we could avoid sending wet waste there after 30th November 2014.”</b></p>

<b>Biomining, Bioremediation</b>	
18.06.2014	<p><b>“...steps have to be taken towards bio-mining or bio-remediation of the garbage, which has accumulated over the years at Mandur and other land fills. The Commissioner of Corporation, who is present in Court submits that tomorrow they are issuing a tender, calling for quotations from persons who would be interested in bio-mining or bio-remediation. Having regard to the emergency like situation coupled with the fact that the Government has the power to relax tender procedures, we hope that immediate steps would be taken and by next Thursday i.e., by 26/06/2014, they would be able to submit to the Court names of the persons to whom the work would be entrusted and the terms and conditions of the same.”</b></p>

26.06.2014	“ <b>In pursuance of the directions issued on the last occasion</b> , BBMP has issued a notification in the Times of India on 23.6.2014 which is termed Expression of Interest setting out the eligibility criteria of the Companies to undertake Bio-remediation of Mandur Landfill..... <b>We hope that by next hearing date the process will be completed and Bio-remediation work would be taken up without any further delay.</b> ”
01.09.2014	“19. Insofar as <b>Bio-mining</b> is concerned, the Special Commissioner seeks little more time to report the matter to the court. Accordingly, time is granted.”

<b>Reliefs/Compensation to Mavallipura</b>	
<b>Order Date</b>	<b>Directions</b>
31.10.2014	“The Commissioner of BBMP who is present before Court assures us that through <b>water tanks, potable water would be supplied</b> to the villagers of Mavalipura and adjoining villages forthwith and they <b>would also make some permanent arrangement regarding water supply</b> . He also assures us that they would <b>supply mosquito nets free of cost to all the needy villagers</b> to protect themselves from mosquito bites.”
05.12.2014	“In terms of the directions issued on the earlier occasion, <b>it is stated that B.B.M.P. is also supplying potable water and mosquito nets to the surrounding villages through Zonal Commissioner, Yelahanka Zone.</b> ”  “As a first step, the Nodal Officer shall ensure <b>setting up of health centers as well as camps, both to take care of the health of the people as well as cattle</b> in the area and report to this Court about it, by the next date of hearing.”
09.01.2015	“There is no fixed time when the Lorries carrying water reach the village and, therefore, <b>they submit that potable water may be supplied at a prescribed time and regularly</b> , so that it would be helpful for the villagers to collect the water on a regular basis. The Special Commissioner submits the grievance of the villagers would be attended to promptly.”  “He (Special Commissioner) also submits that meetings have been conducted with the Agricultural Department, Animal Husbandry Department, Health Department, Zilla Panchayath, Mines and Geology Department, for taking necessary action pertaining to the health, animal and agricultural survey, at Mavallipura.”
13.02.2015	“ <b>The Special Commissioner would submit that the intention was to set up 24 RO Plants, but only three Plants are now set up.</b> Tender are called for the remaining 21 Plants. Though the Corporation has undertaken the responsibility of providing water before this Court, in fact, the Rural Development and Panchayath Raj Ministry is primarily responsible for providing water. In fact, all these grievances could be properly met if the elected representatives of the villages are also made a party to this programme.”  “... it would be appropriate that <b>the Rural Development and Panchayath Raj Ministry and the BBMP associate elected representatives of these</b>

**Panchayaths to find out the local requirement and set up the RO Plants at the earliest** and report on the progress made in this regard to be filed.”

“The villagers on behalf of Mavallipura village also submit that the **health camp which was conducted in Mavallipura village was not preceded by proper publicity**. Therefore many villagers could not take advantage of the same. It was also submitted that one such camp is not sufficient. At least three camps are necessary to meet the requirements.”

“It is also submitted that in terms of the orders of this Court, **no proper survey has been conducted in so far as cattle heads are concerned in these villages and also about the number of people who are affected by the polluted atmosphere** prevailing in Mavallipura. It is submitted that a few days back a survey was conducted, which is not satisfactory. When BBMP is having its health camps with the assistance of the elected representatives, **provision could be made for having interaction with the persons who come to these camps and conduct animal survey also by associating the persons** from the Agricultural Department, Animal Husbandry Department, Health Department, Zilla Panchayath, which would go a long way in achieving the object of providing redressal to both the people and as well as animals of Mavallipura and surrounding Villages.”