

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

M.A. No. 101/2025
In
Original Application No. 1297/2024

Guldeep Bhatia

Applicant

Versus

Govt. of NCT of Delhi & Ors.

Respondent(s)

Date of hearing: 28.01.2026

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

Applicant:
Respondents: Mr. Tarunvir Singh Khehar & Ms. Guneet Bindra, Advs. for MCD
(Through VC)

ORDER

1. This MA was registered on the basis of the action taken report dated 19.06.2025 filed by the DPCC in compliance of the order of the Tribunal dated 23.02.2024 passed in OA No. 1297/2024.
2. In the OA, registered on basis of the letter petition sent by Hari Kunj Residents Welfare Association, Pocket F & F1, MIG Flats, Hari Kunj, Hari Nagar, New Delhi, the grievance was raised against Dhalao No. 132. It was the allegation that the Dhalao was constructed on the green belt area of Hanuman Park of F Block MCD which was in dilapidated condition and the solid waste was scattered creating health hazard. The OA was disposed of by the Tribunal permitting the Applicant to file detailed and comprehensive complaint with relevant material to the Deputy Commissioner, West Zone and also to Member Secretary, DPCC who were directed to carry out spot inspection, ascertain the correct position and take appropriate remedial action.

3. The report dated 19.06.2025 filed by the DPCC had reflected that the order passed by the Tribunal was not complied with and garbage was found spread on half of the road adjacent to the park and dhalao/dumping yard was found at the boundary wall of the Hanuman Park and main road drain was also found to be clogged due to the garbage.

4. The Tribunal therefore by the proceedings dated 01.08.2025 had impleaded the MCD and DPCC and thereafter in the proceedings dated 03.11.2025 impleaded the Secretary, Public Works Department, GNCTD and had notice them.

5. The status report by way of affidavit on behalf of the Municipal Corporation Delhi dated 20.01.2026 has been filed disclosing the following status:-

“xxx

xxx

xxx

6. *I state that the Dhalao/Dumping yard at the boundary of Hanuman Park adjacent to Mangat Pandey Road has been closed by the Answering Respondent as the same was in a dilapidated condition.*

7. *I state that NO garbage is allowed to be dumped at the Dhalao/Dumping yard and that the Answering Respondent levies a fine of Rs. 5,000/- in case any person is found dumping garbage or waste material at the Dhalao/Dumping yard.*

8. *I state that the Dhalao/Dumping yard has been cleaned. The Copy of the pictures of the Dhalao/Dumping yard dated 15.01.2026 are annexed herewith and are marked as ANNEXURE R-1 (Colly.).*

9. *I state that the road adjacent to the Dhalao/Dumping yard at the boundary of Hanuman Park adjacent to Mangal Pandey Road is managed and maintained by the Public Works Department, Government of NCT of Delhi (herein after referred as "PWD, Delhi"). I is submitted that the drain adjacent to the road is managed by the authority / department maintaining the said road. In the present case, the drain stated to be clogged is required to be maintained by PWD, Delhi.”*

6. The above report discloses that the dhalao/dumping yard at the boundary wall of Hanuman Park has been closed and dhalao/dumping

yard has been cleaned. As per the said report the drain which is stated to be clogged is maintained by the PWD.

7. PWD, GNCTD has not filed any report till now.

8. Hence, we dispose of the MA directing the PWD, GNCTD to take appropriate measures to clean the drain in question, if it is still clogged and submit the action taken report before the Registrar General of the Tribunal within six weeks through email at judicial-ngt@gov.in. If deemed necessary, the matter will be listed for consideration before the bench again.

Prakash Shrivastava, CP

Dr. A. Senthil Vel, EM

January 28, 2026
M.A. No. 101/2025
In
Original Application No. 1297/2024
A