



<p><b>Item No. 01</b></p> <p><b>October 23, 2018</b></p>	<p>been issued on 16<sup>th</sup> October, 2018 and an additional affidavit in that regard has been filed by Director of Ministry of Housing and Urban Affairs. But he was not the officer who had the affidavit on 15<sup>th</sup> October, 2018 in Execution Application and time was sought on his behalf for issuance of corrigendum. Therefore, the Joint Secretary ought to have complied with order of 16<sup>th</sup> October, 2018.</p> <p>In such a situation, the Tribunal had on 22<sup>nd</sup> October, 2018 directed Joint Secretary (Swachh Bharat Mission) to remain present before the Tribunal on the next date of hearing.</p> <p>Despite of the subsequent order having been passed, in respect of the presence of Joint Secretary and it was also made clear that affidavit should be filed by the same officer who had filed the earlier one, we are informed today that Director is present but not the Joint Secretary. There is no application whatsoever for seeking exemption of the appearance of the Joint Secretary. The minimum expectation from a responsible officer is that he files an Application, supported by an affidavit, clearly giving out the reasons for not appearing before the Tribunal so that appropriate order could be passed on it.</p> <p>It appears that the officer concerned deliberately sent his subordinate, Director to appear before the Court today. Therefore, we are of the considered view that a cost of Rs.5,000/- be awarded against the Joint Secretary, Ministry of Housing and Urban Affairs which is to be deposited with CPCB by tomorrow.</p> <p>As requested by the Counsel for the Respondent to</p>
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	<p><b>Item No. 01</b></p> <p><b>October 23, 2018</b></p>	<p>seek further time, we direct that an affidavit be submitted by Joint Secretary regarding allotment of a chamber to the Chairman of the Apex Monitoring Committee which should be made available to him as and when required for secretarial work and also to meet the Members of the Committee.</p> <p>As we have been informed that Chairman of the Apex Committee has fixed 25<sup>th</sup> October, 2018 as the date for meeting. We direct the Secretary, Ministry of Housing and Urban Affairs to make appropriate arrangements to earmark a room for the purpose of functioning of the Committee. All secretarial services, including Ministerial staff shall be made available to the Chairman of the Committee by 25<sup>th</sup> October, 2018 positively, when a meeting is scheduled to be held.</p> <p>The Joint Secretary (Swachh Bharat Mission) of Ministry of Housing and Urban Affairs shall remain present before the Tribunal on the next date of hearing with a detailed affidavit with regard to the compliance of the orders passed by the Tribunal.</p> <p>List this matter on 26<sup>th</sup> October, 2018.</p> <p>.....,JM (Raghuvendra S. Rathore)</p> <p>.....,EM (Dr. Satyawan Singh Garbyal)</p>
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