

Item No.2

(Pune Bench)

**BEFORE THE NATIONAL GREEN TRIBUNAL  
WESTERN ZONE BENCH, PUNE**

[Through Physical Hearing (With Hybrid Option)]

**ORIGINAL APPLICATION NO.65 OF 2023 (WZ)**

Rakesh Patel

.... Applicant

Versus

State of Gujarat

....Respondent

Date of hearing: 18.01.2024

**CORAM: HON'BLE MR. JUSTICE DINESH KUMAR SINGH, JUDICIAL MEMBER**

Applicant : ----

Respondents : Mr. Saurabh Kulkarni, Advocate with Mr. Ashutosh Kumar, Advocate for R-2  
Mr. Ninad Laud, Mr. Shivshankar Swaminathan and Mr. Ivo D'Costa, Advocates for R-4  
Mr. Saurabh Kulkarni, Advocate for R-5 and R-6

**ORDER**

1. Today, the Hon'ble Expert Member being unwell, we are not proceeding with this matter on merit.

2. In compliance of our previous order dated 11.10.2023, the Registry had sent communication to the applicant informing about this matter being listed today for hearing, but the same has returned unserved as there is an endorsement on the envelope of the said communication that address of the applicant is insufficient. This being a Letter Petition, these proceedings have started and we have no means to know the address of the applicant. Hence, applicant cannot be informed, but even then, we are proceeding with the matter.

3. From the side of respondent No.2 – M/s Mayur Dye chem Intermediates Pvt.Ltd. (Unit-II), learned counsel Mr. Saurabh Kulkarni has appeared and states that he has filed reply-affidavit on behalf of

respondent No.2, which is on record at pages 932 to 1022 of the paper-book. He further states that he is also representing respondent No.5 – M/s Chemstar Organics (I) Ltd. And respondent No.6 – M/s TML Industries Ltd. (Unit-II) and has filed reply-affidavit on behalf of these respondents yesterday, copy of which has been served on learned counsel for all other parties. We direct the Registry to place the said reply-affidavit on record.

4. From the side of respondent No. 4 – M/s Bodal Chemicals Ltd. (Unit-VII), learned counsel Mr. Ninad Laud and Mr. Shivshankar Swaminathan have appeared. We find that the reply-affidavit has already been filed from their side.

5. From the side of GPCB, learned counsel Mr. Maulik Nanavati has appeared and states that the Joint Committee report has been filed which has already been considered by this Tribunal at length in its order dated 03.08.2023 and that the last Joint Committee report dated 08.08.2023, which is left to be considered. No other written reply has been filed from the side of GPCB.

6. Yesterday, respondent No.4 has filed an I.A. with the prayer to place on record the additional documents, which are filed through this application. The Registry is directed to register the said I.A. Since there is no objection against this I.A., we allow the same. The documents annexed with this I.A. are taken on record.

7. Pleadings in this O.A. are complete. Put up this matter for final argument on 18.04.2024.

**Dinesh Kumar Singh, JM**

January 18, 2024  
O.A. NO.65/2023 (WZ)  
npj