

Item No.9

(Pune Bench)

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

THROUGH PHYSICAL HEARING (WITH HYBRID OPTION)

**Original Application No.15/2023(WZ)
I.A. No.159/2023(WZ)**

Alchemist Asset Reconstruction Company Ltd.

.....Applicant

Versus

GCZMA & Ors.

....Respondent(s)

Date of hearing: 29.09.2023

**CORAM: HON'BLE MR. JUSTICE DINESH KUMAR SINGH, JUDICIAL MEMBER
HON'BLE DR. VIJAY KULKARNI, EXPERT MEMBER**

Applicant(s) : Shri Nikhil Nayyar, Senior Advocate along-with Mr. Karan Batura, Advocate and Mr. Jayant Karn, Advocate

Respondent(s) : Ms. Supriya Dangare, Advocate for R-1/GCZMA
Mr. Saket Mone, Advocate for R-2/PP
Mr. Shivan Desai, Advocate along-with Mr. S. Swaminathan, Advocate for R-3 & 4/Pvt. Respondents

ORDER

1. From the side of applicant, learned Senior Counsel Shri Nikhil Nayyar has appeared, who is vehemently opposing the adjournment of this matter because it is being said by him that earlier respondent No.1/GCZMA had declined to file reply affidavit, which is recorded in the previous order dated 25.04.2023. But subsequently, this Tribunal had directed by previous order dated 27.07.2023 to the respondent No.1 to file its reply affidavit, as to whether the constructions, which are found to be there on the site in question, were covered in the category i.e. CRZ-III where the permission could have been granted to raise the construction and if the same was granted then under what terms & conditions and as to whether any of the terms & conditions have been violated.

2. The learned Counsel Ms. Supriya Dangare for respondent No.1 submits that there are some more developments on the site in question and that a representation has come before the respondent No.1/GCZMA from the side of respondent No.3, which is pending consideration and seeks one week's time to file reply affidavit. We allow the same by way of last opportunity with the direction that a copy of the same shall be served upon applicant, who may file rejoinder affidavit against the same, if any, within one week thereafter.

3. From the side of respondent No.2/Project Proponent, learned Counsel Mr. Saket Mone has appeared.

4. From the side of respondent Nos.3 & 4/Private Respondents, learned Counsel Mr. Shivan Desai along-with learned Counsel Mr. Shivshankar Swaminathan have appeared, who apprised us that reply affidavit has been filed on behalf of respondent No.3 only.

Put up this matter for final hearing on 12.10.2023

Dinesh Kumar Singh, JM

Dr. Vijay Kulkarni, EM

September 29, 2023
Original Application No.15/2023(WZ)
I.A. No.159/2023(WZ)
P.Kr