

Item No.6

(Pune Bench)

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

[Through Physical Hearing (With Hybrid Option)]

APPEAL NO.08 OF 2023 (WZ)

Thomas Fernandes & Ors.

.... Appellants

Versus

GCZMA & Ors.

....Respondents

Date of hearing : 20.02.2024

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

Appellants : Mr. Jitendra Supekar, Advocate

Respondents : Ms. Supriya Dangare, Advocate for R-1 and R-2
Mr. Aagney Sail, Advocate for R-3 and R-9

ORDER

1. From the side of appellants, learned counsel Mr. Jitendra Supekar has appeared and filed service-affidavit as per which service is sufficient on respondent No.4. The said affidavit is taken on record.

2. From the side of respondent Nos.1 and 2, learned counsel Ms. Supriya Dangare has appeared and states that she has already filed the reply.

3. From the side of respondent No.3, learned counsel Mr. Aagney Sail has appeared and states that the reply dated 19.02.2024 has been filed, which is taken on record, copy of the same has been served on all other parties.

4. From the side of respondent No.3 as well as appellants, it is stated that in site inspection report of GCZMA dated 01.08.2017, there is mention made of having enclosed photographs of structure, Form I and IV (it should be Form XIV as told by the learned counsel for the

appellants) and survey plan. These documents have not been provided to respondent No.3 and appellants. When we enquired from the learned counsel for respondent No.1, she has submitted that she will find out if these documents have been served on the appellants and respondent No.3 and ensure that these are placed on record before this Tribunal and served on the appellants as well as respondent No.3 before the next date.

5. Put up this matter for final argument on 15.05.2024. Interim relief to continue till the next date.

Dinesh Kumar Singh, JM

Dr. Vijay Kulkarni, EM

February 20, 2024
APPEAL No.08/2023 (WZ)
npj