

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

THROUGH PHYSICAL HEARING (WITH HYBRID OPTION)

**Execution Application No.07/2023(WZ)
In
Original Application No.101/2022(WZ)**

Rama Rani Arora

.....Applicant

Versus

GCZMA & Ors.

....Respondent(s)

Date of hearing: 19.10.2023

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

Applicant : Mr. Saurabh Kulkarni, Advocate

Respondent(s) : Mr. Dhruv Tank, Advocate h/f Mr. Abhay Anturkar,
Advocate for R-1/GCZMA

ORDER

1. From the side of the execution applicant, learned counsel Mr. Saurabh Kulkarni has appeared.

2. From the side of respondent No.1/GCZMA, learned Counsel Mr. Dhruv Tank holding brief of learned Counsel Mr. Abhay Anturkar has appeared. By our order dated 08.09.2023, we had instructed the respondent No.1 to make it clear, as to whether the Judgment dated 22.11.2022 has been carried out or not. Today, we have received a reply affidavit of respondent No.1 dated 18.10.2023, where-in, in para no.5, it is recorded that when the Officials of respondent No.1 proceeded to implement the order of demolition dated 30.06.2022, they found various other illegal structures at the site in question, hence the respondent No.4/Mr. John Jude Adolfo Crecencio Lobo and respondent No.5/Mrs.

Lervine Lobo were issued show cause notices, in order to determine the legality of the said structures, that is the reason why the demolition order dated 30.06.2022 could not be implemented.

3. We are not convinced with the reply given by the learned counsel for respondent No.1. We are of the view that if there was already a demolition order passed, which should have been carried out and if there were found to be any new illegal structures having been constructed by the defaulting parties/respondent Nos.4 & 5, GCZMA could have proceeded against them separately. Let a compliance report be submitted by the Member Secretary, Goa Coastal Zone Management Authority (GCZMA) within a period of two weeks.

Put up this matter for final hearing on 01.12.2023

Dinesh Kumar Singh, JM

Dr. Vijay Kulkarni, EM

October 19, 2023
Execution Application No.07/2023(WZ) In
Original Application No.101/2022(WZ)
P.Kr