

Item No.3

(Pune Bench)

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

THROUGH PHYSICAL HEARING (WITH HYBRID OPTION)

Original Application No.200/2023(WZ)

Green Space

.....Applicant

Versus

The State of Goa & Ors.

....Respondent(s)

Date of hearing: 04.12.2023

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

Applicant : Mr. Praveen D'Lima, Advocate

ORDER

1. The present application has been filed with the prayer that respondent authorities be directed to carry out site inspection and prepare site inspection report of illegal land filling of khazan land and illegal construction, which is being carried out by the respondent No.6/Mr. Nirdesh Gauns at Survey Nos.59/13, 59/4 and 59/22 of Village: Siridao, Tiswadi, Goa.

2. When we enquired from the learned counsel for applicant as to where is the evidence to show that above-mentioned survey numbers are identified as khazan land, he took our attention to page no.25 of the paper book, which is a photograph, which is said to be of the place in question. We are not satisfied with this because the photograph cannot be *prima facie* taken to be a proof that the same is of above-mentioned Survey Numbers. Therefore, we grant him two weeks' time by way of last opportunity to place before us the proof of the said land being khazan,

failing which we will have no option but to dismiss this application for want of evidence on record.

Put up this matter for admission on 11.01.2024

Dinesh Kumar Singh, JM

Dr. Vijay Kulkarni, EM

December 04, 2023
Original Application No.200/2023(WZ)
P.Kr