

Item No.2

(Pune Bench)

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

THROUGH PHYSICAL HEARING (WITH HYBRID OPTION)

**Original Application No.07/2022(WZ)**

Shashikant Vitthal Kamble

.....Applicant

*Versus*

MoEF&CC & Ors.

....Respondent(s)

Date of hearing: 21.02.2024

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

|               |   |                                                                                                                                                                                                                                                                                                                                |
|---------------|---|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Applicant     | : | Mr. Viraj Pawar, Advocate                                                                                                                                                                                                                                                                                                      |
| Respondent(s) | : | Mr. Rahul Garg, Advocate for R-1/MoEF&CC & R-3/CPCB<br>Mr. Atul J. Pathak, Advocate for R-2/CGWA<br>Mr. Aniruddha Kulkarni, Advocate for R-4/Env. Deptt.,<br>R-5/SEIAA and R-6/SEAC<br>Mr. Yashwant Dhanegave, Advocate for R-7/SGWA<br>Ms. Manasi Joshi, Advocate for R-8 & 9/MPCB<br>Mr. R. B. Mahabal, Advocate for R-13/PP |

**ORDER**

1. Heard the argument of learned counsel Mr. Viraj Pawar representing applicant. He wanted to bring on record the Plinth Completion Certificate of the building in question as well as the revised plan, which is in Marathi language. Since he has not annexed the translated copy of the same, it could not be taken on record because the language of this Tribunal is English and it would not be possible for us to appreciate the same. If he wants to bring on record English translation of the same, he may file the same within three days and no more.
2. From the side of respondent No.13-Naiknavare Developers Pvt. Ltd., learned counsel Mr. R.B. Mahabal has appeared, who has filed preliminary reply, which he later on orally submits that by mistake, it has been

mentioned as preliminary reply, in fact he has brought on record additional documents and a brief note with respect to the queries raised by this Tribunal during argument. We take these documents on record.

3. From the side of Respondent No.1-Ministry of Environment, Forest & Climate Change (MoEF&CC) and for respondent No.3-Central Pollution Control Board (CPCB), learned counsel Mr. Rahul Garg has appeared.

4. From the side of respondent No.2-CGWA, learned counsel Mr. Atul J. Pathak has appeared. Today, he has filed reply affidavit dated 20.02.2024. The same is taken on record.

5. From the side of respondent No.4-Environment Department; for respondent No.5-State Environment Impact Assessment Authority (SEIAA); and for respondent No.6-State Expert Appraisal Committee (SEAC), learned counsel Mr. Aniruddha Kulkarni has appeared.

6. From the side of respondent No.7-SGWA, learned counsel Mr. Yashwant Dhanegave has appeared.

7. From the side of respondent Nos.8 & 9-Maharashtra Pollution Control Board (MPCB), learned counsel Ms. Manasi Joshi has appeared.

8. Heard the arguments of above learned counsel for parties. Arguments concluded. We reserve this matter for Judgment.

Dinesh Kumar Singh, JM

Dr. Vijay Kulkarni, EM

February 21, 2024  
Original Application No.07/2022(WZ)  
P.Kr