

Item No. 4

(Pune Bench)

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

(By Video Conferencing)

I.A. No. 30/2023(WZ)
In
Original Application No. 04/2023(WZ)

Dilip Pandurang Koli & Ors.

.....Applicant(s)

Versus

Union of India through MoEF&CC & Ors.

....Respondent(s)

Date of hearing: 21.02.2023

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

Applicant(s) : Ms. Gayatri Singh, Sr. Advocate along-with Ms. Meenaz Kakalia, Advocate

Respondent(s) : Mr. Saket Mone, Advocate for R-2/JNPT
Mr. Aniruddha Kulkarni, Advocate for R-3/Env't. Deptt. & R-4/MCZMA

ORDER

1. Heard the arguments of learned Senior Counsel Ms. Gayatri Singh along-with learned Counsel Ms. Meenaz Kakalia, who are appearing for the Applicants, on Interlocutory Application as well as Mr. Saket Mone, learned Counsel for the Respondent No. 2/JNPT.

2. From the side of Respondent No. 3/Environment Department and Respondent No. 4/Maharashtra Coastal Zone Management Authority (MCZMA), learned Counsel Mr. Aniruddha Kulkarni has appeared, who states that he may be provided time to file the reply affidavit.

3. As per the service affidavit, all the Respondents have been served. None has appeared from the side of Respondent No. 1/MoEF&CC and

Respondent No. 5/District Collector, Raigad, hence, proceedings will go ahead against them *ex-parte*.

4. After the conclusion of argument on Interlocutory Application, the learned Counsel for the Applicant has stated that this argument may be treated to be the final argument in the main application as well, to that, the learned Counsel for the Respondent No. 2/JNPT has also no objection. We accordingly treat this argument in the main application as well and reserve the matter for Judgment.

Dinesh Kumar Singh, JM

Dr. Vijay Kulkarni, EM

February 21, 2023
I.A. No. 30/2023(WZ) In
Original Application No. 04/2023(WZ)
P.Kr